

CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)
2013-01

WHEREAS, the Local Government Cap Law, N.J.S.A. 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 2.0% 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 Township Committee of the Township of Hardwick in the County of Warren finds it advisable and necessary to increase its CY 2013 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 Township Committee hereby determines that a 1.5% increase in the budget for said year, amounting to \$9,888.03 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee 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 Township Committee of the Township of Hardwick, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Township of Hardwick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$23,072.07, and that the CY 2013 municipal budget for the Township of Hardwick 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.

NOTICE

NOTICE IS HEREBY GIVEN that the above entitled ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Hardwick on January 2, 2013 and will be considered for final reading and adoption at the regular meeting of the Township Committee to be held on February 6, 2013 at 7:00p.m. at the Municipal Building, 40 Spring Valley Road, Hardwick Township.

Judith M. Fisher, RMC
Township Clerk

Motion: Mr. Carrazzone

Second: Mr. Duffy

Roll Call:

Ayes: Carrazzone, Duffy, Perry

Nays: None

CERTIFICATION

I, Judith Fisher, Clerk of the Township of Hardwick, do hereby certify that the foregoing Ordinance is a true and exact copy adopted by the Township Committee of the Township of Hardwick at a meeting held on the 6th day of February, 2013.

Judith M. Fisher, RMC
Township Clerk

ORDINANCE 2013-02

ORDINANCE TO AMEND CHAPTER V BEING THE ANIMAL CONTROL CHAPTER OF THE HARDWICK TOWNSHIP CODE TO CLARIFY REGULATIONS RELATING TO THE RAISING OF HOGS, SWINE OR PIGS

BE IT ORDAINED by the Township Committee of the Township of Hardwick that Chapter V of the Hardwick Township Code, the Animal Control Chapter shall be and is hereby amended as follows:

SECTION 1. Section 5-3.1 is hereby amended to read as follows:

5-3.1 Purpose. It is the purpose of this section to preserve and protect the public health, sanitary conditions and general welfare of the inhabitants of the Township by prohibiting the commercial raising of hogs, swine or pigs within the Township of Hardwick except as permitted in Section 5-3.3 of this Chapter and Section 13-12.3e in the Hardwick Township Land Development Ordinance.

SECTION 2. Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

SECTION 3. Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION 4. Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

SECTION 5. The Township Clerk is hereby directed to give notice at least ten days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance after public hearing hereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Warren County Planning Board as required by N.J.S.A. 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S.A. 40:49-2.1. Notice pursuant to N.J.S.A. 40:55D-62.1 is not required.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Township Committee of the Township of Hardwick held on April 3, 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting of the Township Committee to be held on May 1, 2013, at 7:00p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey at which time all persons interested may appear for or against the passage of said Ordinance.

Judith Fisher, R.M.C., Township Clerk
Township of Hardwick

ORDINANCE 2013-03

ORDINANCE TO AMEND THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF HARDWICK FOR THE PURPOSE OF AMENDING THE REGULATIONS RELATING TO AGRICULTURE

BE IT ORDAINED by the Township Committee of the Township of Hardwick that the Land Development Ordinance of the Township of Hardwick, Chapter XIII of the Revised General Ordinances of the Township of Hardwick shall be and is hereby amended as follows:

SECTION 1. Section 13-6 is entitled "DEFINITIONS" is hereby amended to amend the term "AGRICULTURE, COMMERCIAL" to read as follows:

AGRICULTURE, COMMERCIAL- The production, keeping or maintenance, for sale, lease or personal use, of plants and animals useful to man, including but not limited to forages and sod crops; grains and seed crops; dairy animals and dairy products; poultry and poultry products; livestock, including beef cattle, sheep, horses, ponies, mules or goats, or any mutations or hybrids thereof, including the breeding and grazing of any or all of such animals; bees and apiary products; fur animals; fruits of all kinds, including grapes, nuts and berries; vegetables; floral, ornamental and greenhouse products; or lands devoted to a soil conservation or forestry management program. Feedlot operations are prohibited.

SECTION 2. Section 13-6 entitled "DEFINITIONS" is hereby amended to add the following definition of the term "AGRICULTURE":

AGRICULTURE- See definition of "Agriculture- Commercial" of the Hardwick Township Land Development Ordinance, Chapter XIII, Section 13-6.

SECTION 3. Section 13-9 entitled USES PROIDBITED IN ALL DISTRICTS is hereby amended to add the following section:

13-9h Feedlot Operations.

SECTION 4. The following new section is added:

Section 13-10.I (b) entitled ACCESSORY STRUCTURES FOR AGRICULTURAL PURPOSES.

Section 13-10.I (b) Accessory structures used for agricultural purposes are permitted uses in the LD Low Density Residential Zone District subject to the following limitations:

(a) Accessory Structures such as horse shelters, cattle shelters, tractor sheds, garden sheds, hay storage structures and chicken coops are permitted in the zone district without a residential dwelling being located on the lot subject to the following requirements:

1. A floored structure shall have a maximum of 400 square feet.
2. A structure without a floor shall have a maximum of 4,000 square feet.
3. An animal shelter shall have a maximum of 600 square feet.
4. A tractor shed shall have a maximum of 2,000 square feet.
5. A garden shed shall have a maximum of 200 square feet.
6. A chicken coop shall have a maximum of 200 square feet.
7. Only four (4) accessory agricultural structures maximum are permitted.

SECTION 5. Section 13-32 entitled "Accessory Buildings, Structures and Uses" shall have the following new section added:

Section 13-32(c) See Section 13-10.1(b) for regulations pertaining to accessory structures used for agriculture.

SECTION 6. Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

SECTION 7. Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION 8. Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

SECTION 9. The Township Clerk is hereby directed to give notice at least ten days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance after public hearing hereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Warren County Planning Board as required by N.J.S.A. 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S.A. 40:49-2.1. Notice pursuant to N.J.S.A. 40:55D-62.1 is not required.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Township Committee of the Township of Hardwick held on April 3, 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting of the Township Committee to be held on May 1, 2013, at 7:00p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey at which time all persons interested may appear for or against the passage of said Ordinance.

Judith Fisher, R.M.C., Township Clerk
Township of Hardwick

ORDINANCE 2013-04
ORDINANCE TO AMEND
THE HARDWICK TOWNSHIP CODE
TO ADD A NEW CHAPTER ENTITLED
“RIGHT TO FARM”

BE IT ORDAINED by the Township Committee of the Township of Hardwick that the Hardwick Township Code is hereby amended to include Chapter XIV entitled “Right to Farm.”

SECTION 1. Section 14-1 – General Provisions.

The pursuit of horticultural, agricultural and animal husbandry are farming activities which are hereby recognized as a natural right which is entitled to be protected and entitled to be conducted and/or established as permitted by the terms of Chapter XIII Land Development and these pursuits also include the following activities under the general heading of “Right to Farm.”

SECTION 2. Section 14-2 – Uses Included. The right to farm includes:

- A. The producing, from the land, agricultural products such as, but not limited to, vegetables, grains, hay, fruit, fibers, wood, plants, shrubs, flowers and seeds.
- B. The use of land for grazing by animals.
- C. The use of irrigation pumps and equipment. A priority water use for agricultural, second only to human consumption and household needs is hereby recognized.
- D. The clearing of woodlands to expand production, the alteration of vegetation and terrain, the installation of physical facilities for soil and water conservation and the harvesting of timber.
- E. The on-site handling and disposal of organic wastes and materials in accordance with acceptable management practices and the ability to replenish soil nutrients as recommended by the New Jersey Agricultural Experimental Station.
- F. The ability to use federally approved products in accordance with the labeled instructions, as recommended by the New Jersey Agricultural Station and/or United States Environmental Protection Agency, for the control of pests and diseases affecting plants and livestock and for the control of weed infestation and the aerial and ground seeding and spraying on farms in accordance with acceptable management practices.
- G. The right and ability to conduct farming activities on holidays, Sundays and weekdays, in the evening and during the day, notwithstanding the production thereby of normal noise, dust, odors and fumes that are caused by such necessary activities when conducted in accordance with generally accepted agricultural practice.

SECTION 3. Section 14-3 - Limitations.

The foregoing rights are subject to the restrictions and regulations of the State of New Jersey, the Township of Hardwick, the New Jersey Department of Environmental Protection and the Federal Environmental Protection Agency, including but not limited to zoning and land use ordinances and health and sanitary codes as they may be applicable.

SECTION 2. Severability. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

SECTION 3. Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION 4. Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

SECTION 5. The Township Clerk is hereby directed to give notice at least ten days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance after public hearing hereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Warren County Planning Board as required by N.J.S.A. 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S.A. 40:49-2.1. Notice pursuant to N.J.S.A. 40:55D-62.1 is not required.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Township Committee of the Township of Hardwick held on April 3, 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting of the Township Committee to be held on May 1, 2013, at 7:00 p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey at which time all persons interested may appear for or against the passage of said Ordinance.

Judith Fisher, R.M.C., Township Clerk
Township of Hardwick

Township Clerk

Township of Hardwick
Warren County, New Jersey

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE FIXING THE SALARIES OF THE EMPLOYEES OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY". 2013/05

WHEREAS, the Township Committee of the Township of Hardwick wishes to adopt an ordinance establishing the salaries and compensation of several employees of the Township in 2013

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hardwick that salary for 2013 for the following employees shall be as follows:

SECTION 1: The annual salaries for the following Township Employees shall be:

Township Committee Members	2,720.32 per annum
Township Clerk	39,178.93 per annum
Chief Financial Officer	16,201.52 per annum
Tax Collector	13,791.70 per annum
Tax Assessor	17,984.60 per annum
Secretary to Board of Adjustment	3,567.49 per annum
	75.22 per extra meeting above 12**
Secretary to Planning Board	5,926.75 per annum
	75.22 per extra meeting above 12**
Recreation Coordinator	811.59 per annum
Animal Control Officer	7,158.62 per annum
Licensing Clerk	1,102.72 per annum
Zoning Official	10,955.13 per annum
911 Coordinator	811.59 per annum
Emergency Management Coordinator	2,012.73 per annum
Deputy Emergency Management Coordinator	1.00 per annum

**EXTRA MEETINGS SHALL BE CONSIDERED ANY MEETING OTHER THAN THE REGULARLY SCHEDULED BUSINESS MEETING

SECTION II: ROAD DEPARTMENT

Road Foremen/Certified Public Works Manager	32.01 per hour
Equipment Operator/Laborer	22.95 per hour
Emergency Truck Driver	18.07 per hour
Extra Help	12.88 per hour
Mechanic Stipend	2,686.04 per annum
On Call Stipend - Road Foreman	1,468.82 per annum
On Call Stipend - Road Laborer	1,468.82 per annum

SECTION III: RECYCLING

Recycling Coordinator	207.51 per annum
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The salaries set forth in this ordinance herein shall be effective and retroactive to January 1, 2013. Any and all other portions and sections of this ordinance inconsistent with this ordinance which are heretofore passed and adopted are hereby repealed only to their inconsistencies.

NOTICE

NOTICE IS HEREBY GIVEN that the above entitled ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Hardwick on May 1, 2013 and will be considered for final reading and adoption at the Regular Meeting of the Township Committee held on June 5, 2013 at 7:00PM at the Municipal Building, 40 Spring Valley Road, Hardwick Township, New Jersey.

Judith M. Fisher, RMC
Township Clerk

**TOWNSHIP OF HARDWICK
WARREN COUNTY, NEW JERSEY**

ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 2-7 (ENVIRONMENTAL COMMISSION) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HARDWICK TO ELIMINATE AND DISSOLVE THE ENVIRONMENTAL COMMISSION AND ESTABLISH AN ENVIRONMENTAL COMMITTEE OF THE TOWNSHIP 2013-06

WHEREAS, the Township Committee of the Township of Hardwick has concluded that it is in the interest of the general public to dissolve the existing Environmental Commission; and

WHEREAS, there has existed within the Township of Hardwick an Environmental Commission, which has been set forth within the Township Code, and more specifically within Chapter 2-7; and

WHEREAS, the Environmental Commission of the Township of Hardwick has within its power and duties those powers and duties described and proscribed by N.J.S.A. 40:56A-2, et seq.; and

WHEREAS, the Township Committee of the Township of Hardwick hereby deems the continued existence of the Environmental Commission to be unnecessary; and

WHEREAS, while the Township Committee of the Township of Hardwick deems the Environmental Commission of the Township of Hardwick to be unnecessary, the Township Committee believes it is in the best interest of the Township of Hardwick and its residents to have an established Committee to advise and discuss with the Mayor and Township Committee issues of environmental concerns within the Township; and

WHEREAS, the Township Committee of the Township of Hardwick believes that an Environmental Committee should be established within the Township of Hardwick; and

WHEREAS, the Township Committee of the Township of Hardwick has determined that the enactment of this Ordinance will further protect the safety, health and general welfare of the residents of this Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the Code of the Township of Hardwick is hereby amended as follows:

SECTION I.

The title of Chapter 2-7 of the Township Code is amended to read as follows: "Environmental Committee"

SECTION II.

The existing Chapter 2-7 of the Township Code is hereby repealed in its entirety, and the following new Chapter 2-7 is adopted in its place and stead, as follows:

§2-7.1 Creation and Purpose. An Environmental Committee is hereby established within the Township of Hardwick for the sole purpose of advising the Township Committee on issues of environmental concern to the residents of the Township related to the natural resources which are under the custody and control of the Township, or items which may impact such natural resources. The Committee shall be completely advisory in nature, and report solely to the Township Committee on the issues assigned to it by the Township Committee.

§2-7.2 Membership. The Environmental Committee shall consist of 3 public members, which members may be selected from the Planning Board. The Mayor shall appoint all members, one of whom the Mayor shall designate as Chair. All such appointments shall be done by Resolution of the Township Committee at an open public meeting on an annual basis.

§2-7.3 Term of Appointment; Meetings. Public members appointed to the Environmental Committee shall serve a term of one year or portion thereof unless sooner removed by the Mayor, with or without cause. However, in no event shall any appointment to the Environmental Committee last any longer than the next annual organizational meeting of the Township Committee of the Township of Hardwick, provided that such person may be annually reappointed. The Environmental Committee shall meet at least once per quarter as needed and shall report at least annually to the Township Committee. The first such annual report shall be provided at the first meeting of the Township Committee in December 2013, and then annually at such first December meeting thereafter for the life of the Committee. The Committee shall also report when requested to do so by the Township Committee.

§2-7.4 Powers and Duties. The sole duty of the Environmental Committee and its members shall be to advise the Township Committee of the Township of Hardwick regarding issues of environmental concern within the Township. The Environmental Committee and its members shall also report to the Township Committee upon issues of environmental concern when requested by the Township Committee to do so. However, the Environmental Committee and its members shall have no power to take any action on behalf of the Township of Hardwick, or to take any other action, other than what is set forth within this subsection.

§2-7.5 Intent. It is the express intention and purpose of the Township Committee that the Environmental Committee shall provide a place for environmental issues concerning the natural resources within the custody and control of the Township, or items which may impact such natural resources, to be discussed until such time as the Township Committee takes formal action on any issue.

SECTION III.

The previously established Environmental Commission of the Township of Hardwick is hereby deemed eliminated and dissolved, and all offices and membership in same which have been created are hereby revoked and dissolved. Any authority or power any person, or persons, had or was otherwise authorized by the existence of the Environmental Commission is hereby revoked. Any and all funds held by the Environmental Commission, barring any legal limitations, shall be immediately turned over by the Treasurer of the Environmental Commission to the Chief Financial Officer of the Township, and the Chief Financial Officer shall place such funds in the general fund of the Township.

SECTION IV. *Effective Date.* This Ordinance shall take effect upon final passage and publication as provided by law.

SECTION V. *Severability.* The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced on first reading at a regular meeting of the Township Committee of the Township of Hardwick held on June 5, 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on July 3, 2013 at 7:00 p.m. or soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey, at which time all persons interested may appear for or against the adoption of said Ordinance.

Judith Fisher, R.M.C., Township of Hardwick

ORDINANCE NO. 2013-07

**ORDINANCE AUTHORIZING THE PURCHASE BY
HARDWICK TOWNSHIP OF REAL PROPERTY FROM ROGER AND DOROTHEA
MCCONNELL IDENTIFIED AS BLOCK 1003 LOT 2 ON THE TAX MAP OF THE
TOWNSHIP OF HARDWICK**

SECTION I

WHEREAS, the Township is desirous of purchasing Property known as Lot 2, Block 1003, from Roger and Dorothea McConnell, at a price of Three Hundred Thousand Dollars (\$300,000); and

WHEREAS, the Township has sought and received grants for the above purchase from the Warren County Open Space Trust Fund and New Jersey Department of Environmental Protection Green Acres to fund the purchase of this property; and

WHEREAS, a proposed Contract for the sale of said real estate have been prepared, or are being prepared; and

WHEREAS, the Township has obtained appraisals for these properties; and

WHEREAS, the purchase prices are within the range of the value fixed by the appraisals; and

WHEREAS, the Township is desirous of entering into said Contract, and to effectuate the purchase of the same, contingent on receiving the necessary grants.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hardwick, Warren County, New Jersey, that the Township is hereby authorized to purchase the above-referenced property from Roger and Dorothea McConnell for the total sum of Three Hundred Thousand Dollars (\$300,000), conditioned upon the Township receiving full funding for said purchase from the Warren County Open Space Trust Fund and the New Jersey Department of Environmental Protection Green Acres, it being further understood that any balance would be optional with the Township Council to pay out of the Township Open Space Trust Fund.

BE IT FURTHER ORDAINED, that the Mayor and Clerk of the Township of Hardwick are hereby authorized to execute all necessary documents, including the Contract of Sale, to purchase said properties.

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee on the first reading at a meeting of the Township Committee of the Township of Hardwick, held on June 5, 2013, and will be considered for a second reading and final passage at a regular meeting of the Township Committee to be held on July 3, 2013, at 7:00 p.m., at the Municipal Building, located at 40 Spring Valley Road, Hardwick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Judith Fisher, Municipal Clerk

TOWNSHIP OF HARDWICK
WARREN COUNTY, NEW JERSEY
ORDINANCE NO. 2013-08

CAPITAL ORDINANCE PROVIDING FOR ROADWAY MAINTENANCE TO VARIOUS ROADS IN THE TOWNSHIP BY THE TOWNSHIP OF HARDWICK, IN THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$65,000.00 THEREFORE FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP TO PAY FOR THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HARDWICK, IN THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 2 of this capital ordinance is hereby authorized to be undertaken by the Township of Hardwick, New Jersey as a general improvement. For the improvement or purpose described in Section 2, there is hereby appropriated the sum of \$65,000.00 from the capital improvement fund of the township.

Section 2. (a) The capital improvement hereby authorized and the purpose for the use of the capital improvement fund is Roadway improvements necessary therefore or incidental thereto.

Section 3. The capital budget of the Township of Hardwick is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This ordinance shall take effect immediately after final adoption in accordance with applicable law.

NOTICE

NOTICE IS HEREBY GIVEN that the above entitled ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Hardwick on July 3, 2013 and will be considered for final reading and adoption at the Regular Meeting of the Township Committee held on July 24, 2013 at 7:00PM at the Municipal Building, 40 Spring Valley Road, Hardwick Township, New Jersey.

Judith Fisher, R.M.C., Township of Hardwick

I HEREBY CERTIFY this to be a true copy of an Ordinance adopted by the Township Committee of the Township of Hardwick at a duly convened meeting held on June 5, 2013.

Judith Fisher
Township Clerk

**TOWNSHIP OF HARDWICK
WARREN COUNTY, NEW JERSEY**

ORDINANCE NO. 2013-09

ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 2-18.6 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HARDWICK TO ADD A FEE SCHEDULE FOR CERTAIN TAX RELATED MATTERS

BE IT ORDAINED by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the Code of the Township of Hardwick is hereby amended as follows:

SECTION I.

The existing Chapter 2-18.6 of the Township Code is hereby repealed in its entirety, and the following new Chapter 2-18.6 is adopted in its place and stead, as follows:

§2-18.6 Fees: Tax Sale Certificates; Tax Bill; Tax Searches; Mailings and Returned Checks. The Tax Collector is hereby directed to charge the following:

Duplicate Tax Sale Certificates	\$100.00 per certificate
Duplicate Tax Bill Requests (other than assessed owner)	\$5.00 for the first duplicate tax bill requested in any tax year and \$25.00 for each request thereafter in the same tax year
Tax Searches	\$10.00 per search
Certified Mailings in Lieu of Advertising	\$25.00 each mailing
Returned Check Fee	\$20.00

SECTION II. *Effective Date.* This Ordinance shall take effect upon final passage and publication as provided by law.

SECTION III. *Severability.* The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced on first reading at a regular meeting of the Township Committee of the Township of Hardwick held on July 3, 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on July 24, 2013 at 7:00 p.m. or soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey, at which time all persons interested may appear for or against the adoption of said Ordinance.

Judith Fisher, R.M.C., Township of Hardwick

**TOWNSHIP OF HARDWICK
WARREN COUNTY, NEW JERSEY**

ORDINANCE NO. 2013-10

**ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY
OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE
SALE OF A UTILITY EASEMENT TO CENTURYLINK ON REAL
PROPERTY FROM THE TOWNSHIP OF HARDWICK KNOWN
AS BLOCK 1103.01, LOT 1**

SECTION I:

WHEREAS, the Township of Hardwick (“Township”) is the owner of certain real property identified as Block 1103.01, Lot 1 (“Property”) on the official tax map of the Township of Hardwick; and

WHEREAS, CenturyLink is a provider of telecommunication services, including internet and telephone services, within the Township; and

WHEREAS, CenturyLink currently utilizes a telecommunication tower (“Tower”) for the provision of its services to the residents of the Township and beyond; and

WHEREAS, the Tower is situated in proximity to the Property; and

WHEREAS, CenturyLink desires to purchase a perpetual utility easement across the Property in order to run hi-speed fiber optic cable to the Tower, the installation of which will benefit the residents of the Township and beyond by providing faster internet connection speeds and download capabilities; and

WHEREAS, the Township desires to sell a utility easement to CenturyLink consisting of 2.155 acres of land and as more specifically set forth in the survey attached hereto as Exhibit A by which CenturyLink will be able to install its equipment and lines as needed belowground; and

WHEREAS, the Township has negotiated a purchase price of the utility easement of \$35,000.00; and

WHEREAS, the public’s access to the Property will not be diminished by the sale of the utility easement; and

WHEREAS, the Township Committee has determined that the portion of the Property to be encumbered by the utility easement is no longer needed for public use; and

WHEREAS, proposed Contract for the sale of said easement has been prepared; and

WHEREAS, the Township is desirous of entering into said Contract, and to effectuate the sale of the utility easement.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hardwick, Warren County, New Jersey, that the Township is hereby authorized to sell to CenturyLink a utility easement on Block 1103.01, Lot 1 in Hardwick Township as more specificall described in Exhibit A attached hereto for the total sum of \$35,000.00.

BE IT FURTHER ORDAINED that the Mayor and Clerk of the Township of Hardwick are hereby authorized to execute all necessary documents, including the Contract of Sale, to purchase the conservation easement.

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee on the first reading at a meeting of the Township Committee of the Township of Hardwick, held on July 3, 2013, and will be considered for a second reading and final passage at a regular meeting of the Township Committee to be held on July 24, 2013, at 7:00 p.m., at the Municipal Building, located at 40 Spring Valley Road, Hardwick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Judith Fisher, Municipal Clerk

**TOWNSHIP OF HARDWICK
WARREN COUNTY, NEW JERSEY**

ORDINANCE NO. 2013-11

**ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF
NEW JERSEY AMENDING CHAPTER VII, SCHEDULE IX, TITLED “YIELD
INTERSECTIONS” TO DELETE SUNSET LAKE ROAD AND SPRING VALLEY ROAD IN
SPRING VALLEY AND SLABTOWN CREEK AND ADD THEM TO SCHEDULE VIII
TITLED “STOP INTERSECTIONS”**

SECTION I

WHEREAS, Schedule IX in the Hardwick Township Code of Chapter VII lists Sunset Lake, the intersection of Sunset Lake Road and Spring Valley Road as a yield intersection; and

WHEREAS, Spring Valley and Slabtown Creek intersection is also listed in the Ordinance as a Yield intersection; and

WHEREAS, the County has changed those yield signs to stop signs; and

WHEREAS, it is Hardwick Township’s desire to have its Ordinance consistent with the existing street signs; and

WHEREAS, it’s the Township’s desire to move the aforementioned intersections from the yield intersection schedule to the stop intersection schedule; and\

WHEREAS, the intersection of Spring Valley and Slabtown Creek Road shall also be added to stop intersections; and

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Hardwick, Warren County, New Jersey, that the intersections of Sunset Lake Road and Spring Valley Road is now changed to a stop sign; and

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee on the first reading at a meeting of the Township Committee of the Township of Hardwick, held on July 3, 2013, and will be considered for a second reading and final passage at a regular meeting of the Township Committee to be held on July 24, 2013, at 7:00 p.m., at the Municipal Building, located at 40 Spring Valley Road, Hardwick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Judith Fisher, Municipal Clerk

ORDINANCE 2013-12
TO AMEND THE LAND DEVELOPMENT ORDINANCE
OF THE TOWNSHIP OF HARDWICK
TO AMEND THE SETBACK REQUIREMENTS
FOR COMMERCIAL AGRICULTURAL STRUCTURES

BE IT ORDAINED by the Township Committee of the Township of Hardwick that the Land Development Ordinance of the Hardwick Township, Chapter XIII of the Revised General Ordinances of the Township of Hardwick shall be and is hereby amended as follows:

SECTION 1. Section 13-10.1a3 (b) is hereby amended as follows:

(b) Except for farm stands as defined in Section 13-6, setbacks and coverage for all structures on a farm, except for a residence located thereon, shall be as follows:

1. Setbacks

a. No accessory structure shall be erected which has a horizontal span (defined as the width of the structure from its left-most extreme to its right-most extreme) such that it blocks the view to an extent greater than 45 degrees when observed from any point on the property boundaries.

b. Minimum setback from side boundary lines and rear boundary line in all cases shall be no less than 50 feet.

c. The minimum setback requirement from front boundary line shall be no less than 100 feet.

SECTION 2. Section 13-10.1a3 (a) and 13-10.1a3 (b) (2) remain unchanged. Effective Date. This ordinance shall take effect upon final passage and publication as provided by law.

SECTION 3. The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or cause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall remain in full force and effect.

SECTION 4. The Township Clerk is hereby directed to give notice at least ten days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15. Upon the adoption of this Ordinance after public hearing hereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Warren County Planning Board as required by N.J.S. 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S. 40:49-2.1. Notice pursuant to N.J.S. 40:55D-62.1 is not required.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced on first reading at a regular meeting of the Township Committee of the Township of Hardwick held on August 7, 2013 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on September 7, 2013 at 7:00 p.m. or as soon there after as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey, at which time all persons interested may appear for or against the adoption of said Ordinance.

Judith Fisher, R.M.C., Township Clerk
Township of Hardwick