

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL
ORDINANCES OF THE CITY OF NEW BRUNSWICK
TITLE 12, "STREETS, SIDEWALKS AND PUBLIC PLACES"**

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Title 12, Chapter 12.28 "Parks and Playgrounds", Section 12.28.350 – Parks, is hereby amended to **ADD** the following:

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>
Welton Street Park	130	9.04

SECTION II

SEVERABILITY:

If any subsection, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and publication as required by law.

ADOPTED ON FIRST READING:

DATED: August 21, 2019



COUNCIL PRESIDENT

ADOPTED ON SECOND READING:

DATED:

PRESIDENT

ATTEST:

CITY CLERK

APPROVAL OF THE MAYOR ON THIS _____ DAY OF _____, 2019.

MAYOR

COUNCIL MEMBER	Y	N	AB	NV	AB	Y	N	NV	AB
CLAW									
M									
ESCHBAR									
PHILMING									
ANDERSON Pres									

FIRST READING VOTE ON AUGUST 21, 2019 AB= ABSENT NV= NO VOTE Y= YES N= NO

APPROVALS:

CITY ADMINISTRATOR

CITY ATTORNEY

CG/kc

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 12, STREETS, SIDEWALKS AND PUBLIC PLACES, CHAPTER 12.20 "ABANDONED, WRECKED AND REPAIR OF VEHICLES ON STREETS"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Title 12, Chapter 12.20, Section 12.20.010, "**Definitions**" - **Vehicles** is hereby amended as follows:

"Vehicle" means a machine propelled by power, other than human power, designed to travel along the ground by use of wheels, treads, runner or slides, and transport persons or property or pull machinery, and shall include, without limitation, automobile, truck, trailer, motorized scooter, electric scooter, electric bicycle, motorcycle, tractor, buggy and wagon.

SECTION II

Title 12, Chapter 12.20, Section 12.20.030, "**Leaving of wrecked, nonoperating vehicles, or repair of vehicles on street—Prohibited**" is hereby amended as follows:

- A. No person leaves any partially dismantled, nonoperating, immobile, wrecked or junked vehicle on any public right-of-way, street or highway within the city.

SECTION III

SEVERABILITY:

If any section, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, such finding shall not affect the remaining provisions hereof which shall remain in full force and effect.

SECTION IV

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION V

EFFECTIVE DATE:

This Ordinance shall become effective 20 days following final adoption and publication as required by law.

ADOPTED ON FIRST READING
DATED: August 21, 2019


COUNCIL PRESIDENT

ADOPTED ON SECOND READING
DATED:

COUNCIL PRESIDENT

ATTEST:

CITY CLERK

COUNCIL MEMBER	V	N	AB	COUNCIL MEMBER	V	N	AB
HIGAN				CHAMBERLAIN			
ESC OBAR				ANDERSON, Pres			
FLAHERTY							

FIRST READING VOTE ON AUGUST 21, 2019 M=MOVED, S=SECOND, NV=NO VOTE, AB=ABSENT

APPROVAL OF THE MAYOR ON THIS DAY OF , 2019.

MAYOR

APPROVALS:

CITY ADMINISTRATOR

CITY ATTORNEY

TKS/kc

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 16 "LAND DEVELOPMENT CODE"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Title 16, Chapter 16.16, Section 16.16.040, "**Fees**" is hereby amended as follows:

- C. Escrow Deposit Schedule. Prior to an application being ruled complete, the following sums shall be paid. The amount submitted shall be held in escrow:

Residential Development	Review Escrow
Variance with no site plan or subdivision (1—2 unit detached houses exempted)	\$3,000.00
Site Plan Application	
0—10 units	6,000.00
11—25 units	9,000.00
26+ or more units	15,000.00
Nonresidential Development	Review Escrow
Variance with no site plan or subdivision	\$3,000.00
Site Plan Application	
Total Floor Area	
Less than 1,250 sq. ft.	3,000.00
1,250 sq. ft. to 20,000 sq. ft.	9,000.00
Greater than 20,000 sq. ft.	15,000.00
Subdivision Applications	Review Fee
Minor subdivision	\$900.00
Major subdivision	1,500.00

SECTION II

Title 16, Chapter 16.24, Section 16.24.080, "**Minor Site Plan**", Subsection A is hereby amended to read as follows:

- A. Additions to buildings or structures or the construction of accessory buildings or accessory structures which would result in an increase of less than ten (10) percent to the existing gross floor area of the building(s) on the lot and further provided that the addition will not require an increase of greater than ten (10) percent to the existing number of parking spaces on site. Be it further provided that the proposed development must comply with all existing zoning requirements.

SECTION III

Title 16, Chapter 16.24, Section 16.24.090, "**Minor Site Plan Application**", **A, 11**, is hereby amended to read as follows:

- A. 11. Twelve (12) copies of site plan in accordance with Sections 16.24.190 and 16.24.270 and prepared in accordance with N.J.A.C. 13:40-7, which must also include the following:

SECTION IV

SEVERABILITY:

If any section, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction such finding shall not affect the remaining provisions hereof and the entire Ordinance shall be null and void.

SECTION V

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION VI

EFFECTIVE DATE:

This Ordinance shall become effective 20 days following final adoption and publication as required by law.

ADOPTED ON FIRST READING
DATED: August 21, 2019


COUNCIL PRESIDENT

ADOPTED ON SECOND READING
DATED:

COUNCIL PRESIDENT

ATTEST:

CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF _____, 2019.

MAYOR

APPROVALS:

CITY ADMINISTRATOR

CITY ATTORNEY

TKS/kc

COUNCIL MEMBER	Y	N	NV	AB	COUNT MEMBER	Y	N	NV	AB
EGAN	X				SCORLITZ/DWIG VP M	X			
FLECKNER	X				ANDERSON, Dene	X			
FLEMING	X								

FIRST READING VOTE ON AUGUST 21, 2019 M= MOVED S= SECOND NV= NO VOTE AB= ABSENT

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE CITY OF NEW BRUNSWICK, TITLE 17 "ZONING"

BE IT ORDAINED by the New Brunswick City Council, as follows:

SECTION I

Title 17, Chapter 17.08, Section 17.08.030, "Permits and approvals", Subsection B, Number 6 is hereby amended to read as follows:

- B.
6. The fee to be paid for an application for a zoning permit shall be as follows:

Use	Initial Permit Fee	Resubmission Fee if submitted within 45 days of denial	Resubmission Fee if submitted 45 days after denial
Single- and Two-Family Residential	\$25.00	Free	\$15.00
Other Residential	\$100.00	Free	\$60.00
Places of Worship or Non-Profit Social Service Agency	\$25.00	Free	\$15.00
Retail stores, including restaurants and personal services	\$100.00	Free	\$60.00
Office	\$100.00	Free	\$60.00
Industrial, including auto repair/auto body	\$150.00	Free	\$90.00

SECTION II

SEVERABILITY:

If any section, paragraph or provision of this Ordinance is declared to be invalid by a court of competent jurisdiction such finding shall not affect the remaining provisions hereof and the entire Ordinance shall be null and void.

SECTION III

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION IV

EFFECTIVE DATE:

This Ordinance shall become effective on January 1, 2020 following final adoption and publication as required by law.

ADOPTED ON FIRST READING
DATED: August 21, 2019



 COUNCIL PRESIDENT

ADOPTED ON SECOND READING
DATED:

 COUNCIL PRESIDENT

COUNCIL MEMBER	Y	N	AW	MI	COUNCIL MEMBER	Y	N	NV	AB
EGAN	X				COVIELLO	X			
ESCHBAR	X				ANDERSON	X			
FLEMING	X				Pres				

FIRST READING VOTE ON AUGUST 21, 2019 MI=MOVED S=SECOND NV=NO VOTE AB=ABSENT

ATTEST:

CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF _____, 2019.

MAYOR

APPROVALS:

CITY ADMINISTRATOR



CITY ATTORNEY

TKS/kc

**AN ORDINANCE TO APPROVE A LONG-TERM TAX EXEMPTION
AND FINANCIAL AGREEMENT BETWEEN THE CITY OF NEW BRUNSWICK
AND STIRLINGSIDE URBAN RENEWAL, LLC**

BE IT ORDAINED by the New Brunswick City Council as follows:

SECTION I

City Council finds and determines as follows:

(A) Stirlingside Urban Renewal, LLC (the "Entity") is the owner of a Project within the City of New Brunswick Urban Enterprise Zone.

(B) The aforesaid Urban Renewal Project is being undertaken by the Entity for the parcel at 50 Neilsen Street and 45 Hassart Street and known as

BLOCK 121 LOTS 1.01 and 1.02

on the Official Tax Maps of the City for purposes of development a residential project consisting of approximately 53 residential apartments for low and moderate income households.

(C) The Entity shall be authorized to do business as an urban renewal entity under the laws of New Jersey pursuant to the provisions of the long-term tax exemption law, *N.J.S.A. 40A:20-1, et seq.* for the development of the project.

(D) The New Brunswick City Council has determined that the development of the project will result in the provision of low and moderate income residential housing that will benefit the City and its residents when compared to the cost of the tax abatement and that the abatement approved herein is essential to the project which would not be feasible without the tax abatement approved by this Ordinance.

SECTION II

APPROVAL OF EXEMPTION FROM TAXATION

An exemption from taxation as set forth in the Application is hereby approved and granted to the Entity with respect to the Project in accordance with the terms set forth in the Financial Agreement; provided that in no event shall the term of the Financial Agreement exceed the earlier of thirty-five (35) years from the date of execution thereof or (ii) to the extent permitted by the LTTE Law, thirty (30) years from the Entity's receipt of a Certificate of Occupancy (as defined in the Financial Agreement) for the Project and only so long as the Entity remains subject to and in compliance with the Financial Agreement and the LTTE Law and any other agreement related to the Project or the Property; and provided, further, that in no event shall the resulting property tax obligation in each year the property tax exemption is in effect, when combined with the Annual Service Charge as defined in the Financial Agreement, be less than the amount of the Land Taxes (as defined in the Financial Agreement) prior to redevelopment.

SECTION III

EXECUTION OF FINANCIAL AGREEMENT AUTHORIZED

(a) The Mayor, in consultation with legal counsel to the City, is hereby authorized and directed to execute the Financial Agreement, substantially in the form as it has been presented to the City Council, and attached hereto as **Exhibit A**, subject to additions, deletions, modifications, or revisions deemed necessary and appropriate in consultation with counsel, and any other agreements necessary to effectuate the Financial Agreement.

(b) The Clerk of the City is hereby authorized and directed, upon the execution of the Financial Agreement in accordance with the terms of Section III (a) hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed to affix the corporate seal of the City upon such document.

(c) Within thirty (30) days of its execution, the City Clerk shall file certified copies of this ordinance and the executed Financial Agreement with the Tax Assessor of the City and shall forward a certified copy of this Ordinance and the executed Financial Agreement to the Director of the Division of Local Government Services within the New Jersey Department of Community Affairs in accordance with Section 12 of the LTTE Law.

(d) The executed copy of the Financial Agreement shall be filed with the Office of the City Clerk.

SECTION IV

ENTITY OBLIGATIONS

(a) The Project shall conform with all Federal and State laws and ordinances and regulations of the City relating to its construction and use.

(b) The Entity shall, in the operation of the Project, require compliance with all laws so that no person because of race, religious principles, color, national origin or ancestry, will be subject to discrimination.

(c) The Entity shall, from the time that the Annual Service Charge becomes effective, pay the Annual Service Charge as set forth in the Financial Agreement.

SECTION V

SEVERABILITY:

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance, and each section and subsection thereof, irrespective of the fact that anyone or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

SECTION VI

ACTION REGARDING FINANCIAL AGREEMENT

The Mayor is hereby authorized and directed to determine all matters and terms in connection with the Financial Agreement, all in consultation with the counsel to the City, and the manual or facsimile signature of the Mayor upon any documents shall be conclusive as to all such determinations. The Mayor, the Chief Financial Officer, the City Clerk and any other City official, officer or professional, including but not limited to, redevelopment counsel, bond counsel, the financial advisor and the auditor to the City, are each hereby authorized and directed to execute and deliver such documents as are necessary to facilitate the transactions contemplated hereby, and to take such actions or refrain from such actions as are necessary to facilitate the transactions contemplated hereby, in consultation with, as applicable, redevelopment counsel, bond counsel, the financial advisor and the auditor to the City, and any and all actions taken heretofore with respect to the transactions contemplated hereby are hereby ratified and confirmed.

SECTION VII

REPEALER:

All ordinances inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

SECTION VIII

EFFECTIVE DATE:

This Ordinance shall become effective twenty (20) days following final adoption and publication as required by law.

ADOPTED ON FIRST READING

DATED: August 21, 2019


COUNCIL PRESIDENT

ADOPTED ON SECOND READING

DATED:

COUNCIL PRESIDENT

COUNCIL MEMBER	Y	N	AB	NV	M	S	AM
EGAN							
SMITH							
ANDERSON Pres							
PLENISK							

FIRST READING VOTE ON AUGUST 21, 2019 M=MOVED S=SECOND NV=NO VOTE AB=ABSENT

ATTEST:

CITY CLERK

APPROVAL OF THE MAYOR ON THIS DAY OF , 2019.

MAYOR

APPROVALS:

CITY ADMINISTRATOR



CITY ATTORNEY

ACTING DIRECTOR OF PLANNING, COMMUNITY
AND ECONOMIC DEVELOPMENT

TKS/kc