

PRINCETON TOWNSHIP COMMITTEE MEETING
March 22, 2010

A meeting of Township Committee was held on this date at 7:00 p.m. in the main meeting room of the Princeton Township Municipal Complex, 400 Witherspoon Street.

NOTICE OF MEETING

The Clerk read the following statement.

The following is an accurate statement concerning the providing of notice of this meeting and said statement shall be entered in the minutes of this meeting. Notice of this meeting as required by Sections 4a, 3d, 13 and 14 of the Open Public Meetings Act has been provided to the public in the form of the 2010 Schedule of Regular Meetings. On January 3, 2010 at 1:25 p.m., said schedule was posted on the official bulletin board in the Municipal Building, transmitted to the Princeton Packet, the Trenton Times, the Trentonian, the Town Topics, and filed with the Township Clerk.

ROLL CALL

The Township Clerk then called the roll.

Present: Mayor Miller and Mesdames Lempert and Nemeth and Messrs. Goerner, and Liverman.

Absent: None.

Also Present: Mrs. Monzo, and Messrs Kiser, Pascale, Schmierer and Chief Emann.

PRESENTATION
Rosedale Road Bridge

Mayor Miller presented an award to Brian Hughes, Mercer County Executive, Greg Sandusky, Mercer County Engineer, and Aaron Klugston, Mercer County Engineering for work done on the Rosedale Road Bridge.

Minutes

Mr. Liverman offered a motion to approve the minutes of February 1, 2010. The motion was seconded by Ms. Nemeth and carried by those present

CONSENT AGENDA

Contains items of a routine nature, which are approved by a single vote.

- a. Bills & Claims
- b. Resolution: NJDEP Green Acres, Amendment to Open Space Acquisition Project Amendment
- c. Appointments: Zoning Board of Adjustment

- d. Music Amplification Request: Chris Garrett, for a wedding at Pretty Brook Farm, May 22, 2010, 5:30 p.m. to 10:30 p.m.
- d. Public Service Electric & Gas: Variance of the Township's noise ordinance for PSE&G crews to work on Saturday's and Sunday's between 7am and 8pm and during the week between 8pm and 6am along Harrison Street beginning March 27, 2010.
- e. Professional Services Agreement: SWM Consulting, Preparation of Basin Site G Dam Report, Not to Exceed \$2,500.

Mr. Goerner offered a motion to approve the consent agenda as presented. Mr. Liverman seconded the motion, which was carried unanimously by those present.

(Bills & Claims and Resolutions appended to this set of minutes.)

ORDINANCE INTRODUCTIONS

Establishing Work Zone Regulations

Mayor Miller read by title on first reading a proposed ordinance entitled AN ORDINANCE ESTABLISHING ROAD WORK ZONE REGULATIONS AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968" .

Mr. Schmierer said that the Traffic Safety Committee recommended the adoption of an ordinance concerning conduct on roads in the Township when road work is proposed or is underway. The purpose of establishing these regulations is to make sure that any road work is coordinated with the Engineering Department, Township Police Department and other entities which may be impacted by the work. He said that the regulations are intended to ensure that when work takes place on roadways within the Township, it can be done safely.

Ms. Nemeth offered a motion to approve the proposed ordinance on first reading. Mr. Goerner seconded the motion, which was carried unanimously. The public hearing was set for April 12, 2010.

Clarifying the Uses of the R-A and R-B Zoning District

Mayor Miller read by title on first reading a proposed ordinance entitled AN ORDINANCE CLARIFYING THE USES IN THE R-A AND R-B ZONING DISTRICT AND FURTHER AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968"

Mr. Schmierer said that in 1996 a comprehensive zoning ordinance was adopted by the Township concerning nursing homes and assisted living residences. After adoption of this ordinance it was discovered that there was a mistake in the Conditional Use Table. Even after adopting the comprehensive regulations concerning nursing homes and assisted living residences, in Section 10B-320, the Table of Conditional Uses, there continued to appear an asterisk in the column indicating these uses were permitted in the R-A and R-B Residential Zoning Districts.

Mr. Schmierer said that the Township then adopted a corrected ordinance which was challenged by a property owner as a “zoning change” requiring extensive individual notice to property owners. This challenge was upheld by the courts and consequently, the asterisk was not removed from the Conditional Use Table. Due to the cost associated with providing notice if there was an ordinance change, the Township instead referred this matter to the Regional Planning Board to be addressed as a part of their Master Plan Re-Examination Report which took place and on October 18, 2007 the Planning Board unanimously recommended clarifying that assisted living facilities should not be permitted as conditional uses in the R-A or R-B Residential Zoning Districts.

He said that following the recommendation, the law in New Jersey that is specific individual notice making this change is not required and that an ordinance implementing this Master Plan recommendation can be adopted utilizing notice by newspaper publication as is done with all other Land Use and Non Land Use ordinances.

Ms. Lempert offered a motion to approve the proposed ordinance on first reading. Mr. Goerner seconded the motion, which was carried unanimously. The public hearing was set for April 12, 2010.

ANNOUNCEMENTS

Spirit of Princeton (Ray Wadsworth)

Ray Wadsworth, Spirit of Princeton announced the following dates for 2010 – Memorial Day Parade, May 29; Flag Day, June 14; Fourth of July Fireworks, July 1; Veterans Day, November 11.

Mr. Wadsworth also requested that Township Committee waive permit fees for the Fourth of July fireworks and Flag Day. It was the consensus of Township Committee to waive the fees.

WORK SESSION

Storm Report

- 1. Emergency Management Coordinator**
- 2. Twp Engineer/Supt. of Public Works**
- 3. Fire Chief**
- 4. SOC Manager**

Reports were made to Township Committee by the above referenced departments regarding the storm that struck Princeton on March 13, 2010. On behalf of Township Committee, Mayor Miller thanked everyone for their help during the storm.

CLOSED SESSION

RESOLUTION

**TO GO INTO CLOSED SESSION
(Open Public Meetings Act Sec.3)**

BE IT RESOLVED by the Township Committee of the Township of Princeton:

- 1. This body will now convene into a closed session that will be limited only to consideration of an item or items with respect to which the public may be excluded pursuant to section 7B of the Open Public Meetings Act.
- 2. The general nature of the subject or subjects to be discussed in said session is as follows:

Potential & Pending Negotiations

- 3. Stated as precisely as presently possible, the following are the time when and the circumstances under which the discussion conducted at said session can be disclosed to the public:

Within 90 days or upon settlement of litigation, if applicable

- Princeton Borough – Results of Joint Finance Committee Meeting**
- Lowe, Status Report**
- Akselrad**
- Princeton University Way Finding Signage**

March 22, 2010

5

- **Herrontown Woods**
- **Revaluation**
- **Police and Department of Public Works Contract Negotiations**
- **Consolidation**

The above referenced issues were discussed by Township Committee.

There being no further business the meeting was adjourned at 10:15p.m.

Linda S. McDermott
Township Clerk