

**WOODLAND PARK MUNICIPAL COUNCIL
AGENDA FOR REGULAR MEETING OF
APRIL 15, 2026**

1. INTRODUCTION:

A. POSTING OF NOTICE:

In accordance with the Open Public Meeting Law, P.L.1975, chapter 231, notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 7, 2026 detailing the time and place, with notice given to the public by posting a copy thereof on the bulletin board in the Municipal Building, transmitting copies to the Herald News and The Record of Woodland Park.

B. Flag salute and Prayer

C. Moment of Silence for the loss of Caren Da Silva

D. Roll Call

2. PRESENTATION(S):

- Proclamation in recognition of the 100th Birthday of Bernard Gorowitz
- WPCC Cheerleaders Championships:
 - Mini Team – National Champions
 - Junior Team - National Champions, Grand Champions and high score overall

3. PUBLIC SESSION:

OPEN: Motion to open the public session. Motion to open the public session by _____ Seconded by _____

- **ROLL CALL:**

CLOSE: Motion to close the public session. Motion to close the public session by _____ Seconded by _____

- **ROLL CALL:**

4. APPROVAL OF MINUTES:

- Approval of Minutes of the Regular Meeting of September 3, 2025
- Approval of Minutes of the Special Meeting of September 17, 2025
- Approval of Minutes of the Regular Meeting of October 1, 2025
- Approval of Minutes of the Special Meeting of October 15, 2025
- Approval of Minutes of the Regular Meeting of November 5, 2025
- Approval of Minutes of the Regular Meeting of November 25, 2025

5. REPORTS:

A. COUNCIL COMMITTEE REPORTS

B. BOROUGH ADMINISTRATORS REPORT

C. MAYORS REPORT

D. MUNICIPAL ATTORNEY REPORT

E. DEPARTMENT REPORTS

1. Board of Adjustment Meeting Minutes of November 24, 2025 and September 29, 2026
2. Fire Prevention Report for the month of March dated April 6, 2026
3. Millennium Strategies Report dated April 1, 2026
4. Summary Budget Status Report as of April 10, 2026

MOTION: Motion to receive and file Departmental Reports by _____,
seconded by _____.

- ALL IN FAVOR:

6. **CONSENT AGENDA:**

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. Any item may be removed from the Consent Agenda by the request of any member of this Governing Body, and if so removed, will be acted upon as a separate matter.

A. RESOLUTIONS

1. **Resolution R26-113, a resolution to authorize emergency temporary appropriation in the amount of \$11,706,667.86 and \$1,283,500 grand total of Water Utility budget appropriations pursuant to N.J.S.A 40A:4-20, which provides for the creation of an emergency temporary appropriation.**
2. **Resolution R26-114, a resolution to authorize the purchase of water meters from Badger Meter located at 4545 Brown Deer Road, P.O, Box 245036, Milwaukee, WI 53224-9536, in the amount not to exceed \$13,000.00.**
3. **Resolution R26-115, a resolution to authorize a contract award for cleaning services for the Boys and Girls Club from January 1, 2026 to December 31, 2026 to Nova Complete Maintenance LLC, located at 1 Pain Avenue, Irvington, New Jersey 07111, in an amount not to exceed \$15,600.00.**
4. **Resolution R26-116, a resolution to award a contract to Boswell Engineering located at 330 Phillips Avenue, P.O. Box 3152, South Hackensack, NJ, for design and construction services for the Taft Avenue Improvement project, in an amount not to exceed \$66,000.00.**
5. **Resolution R26-117, a resolution to award a contract to Dumor Contracting, Inc., 133 Liberty Street, Elizabeth, New Jersey, for the Cedarhurst Avenue Water Main Improvements Project, in an amount not to exceed \$689,338.00.**
6. **Resolution R26-118, a resolution to award a contract to James Joseph Construction Co., Inc., 177 McBride Avenue, Paterson, NJ 07501, for repair, replacement, purchase, and installation of the Recycling Center roof, including gutters and flashing on the sewer pump station roof, in an amount not to exceed \$9,850.00.**
7. **Resolution R26-119, a resolution to approve the actions noted in the Consent Agenda, items 1. Through 7., be and are hereby approved and the proper officers are directed to take necessary action on same.**

MOTION: Motion to approve the Consent Agenda by _____, seconded by _____.

- ROLL CALL:

7. COLLECTOR/TREASURER REPORT:

A. CMFO, Stephanie Santana recommends authorization for payment:

Authorize payment of the April 15, 2026, regular and miscellaneous payroll estimated at \$399,316.93.

MOTION: Motion to approve payroll by _____, seconded by_____.

- **ROLL CALL:**

Payment of bills from voucher list of April 14, 2026 totaling \$5,940,715.78.

MOTION: Motion to approve payment of bills by _____, seconded by_____.

- **ROLL CALL:**

8. OLD BUSINESS:

A. SECOND READING

1. **PUBLIC HEARING** on the adoption of Ordinance 26-12.

OPEN: Motion to open the public hearing for Ordinance 26-12 by _____, seconded by_____.

- **ROLL CALL:**

CLOSE: Motion to close the public hearing for Ordinance 26-12 by _____, seconded by_____.

- **ROLL CALL:**

2. **Resolution R26-120, a resolution to adopt ordinance 26-12 AN ORDINANCE TO AMEND ORDINANCE 25-04 CHAPTER 26 OF THE ORDINANCES OF THE BOROUGH OF WOODLAND PARK WHICH IS KNOWN AS "UTILITIES ORDINANCE" ADOPTED 12/29/72 AND AMENDED ON 12/4/74, 9/14/77, 6/11/80, 12/16/81, 3/27/85, 3/9/88, 1/89, 2/90, 2/93, 7/96, 3/01, 4/07, 3/09, 3/14, 12/16 and 3/24**

BE IT RESOLVED, by the Governing Body of the Borough of Woodland Park that Ordinance 26-12, be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk is hereby authorized and directed to publish said Ordinances according to law.

MOTION: Motion to adopt the Ordinance 26-12 by _____, seconded by_____.

- **ROLL CALL:**

9. **NEW BUSINESS:**

A. **FIRST READING**

1. **Introduction of Ordinance 26-13**
2. **Resolution R26-121, a resolution to introduce ordinance 26-13 AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF WOODLAND PARK TO MODIFY THE TABLE OF ORGANIZATION OF THE WEST PATERSON FIRE DEPARTMENT, SERVING THE BOROUGH OF WOODLAND PARK, TO ADD THE POSITIION OF AN ADDITIONAL ASSISTANT FIRE CHIEF TO THE TABLE OF ORGANIZATION AND TO DEFINE THE AUTHORITY AND DUTIES ASSOCIATED THEREWITH**

BE IT RESOLVED, by the Governing Body of the Borough of Woodland Park that Ordinance 26-13, heretofore introduced, does now pass on first reading and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law.

MOTION: Motion to introduce the Ordinance 26-13 by _____, seconded by_____.

- **ROLL CALL:**

3. **Introduction of Ordinance 26-14**
4. **Resolution R26-122, a resolution to introduce ordinance 26-14 AN ORDINANCE TO AMEND ORDINANCE 26-03 CHAPTER 22. ZONING §22-23, ET SEQ.: SUPPLEMENTAL REGULATIONS, TO ADD SECTION 22-33.1(C) LAWNS OF THE GENERAL CODE OF THE BOROUGH OF WOODLAND PARK**

BE IT RESOLVED, by the Governing Body of the Borough of Woodland Park that Ordinance 26-14, heretofore introduced, does now pass on first reading and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law.

MOTION: Motion to introduce the Ordinance 26-14 by _____, seconded by_____.

- **ROLL CALL:**

5. **Introduction of Ordinance 26-15**
6. **Resolution R26-123, a resolution to introduce ordinance 26-15 AN ORDINANCE TO AMEND ORDINANCE § CHAPTER 5, POLICE REGULATIONS, NAMELY, § 5-17.4, PROHIBITED ACTS, OF THE GENERAL CODE OF WOODLAND PARK TO ADD SUBSECTIONS "M AND N" AND TO REVISE AND CLARIFY NOISE REGULATIONS**

BE IT RESOLVED, by the Governing Body of the Borough of Woodland Park that Ordinance 26-15, heretofore introduced, does now pass on first reading and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law.

MOTION: Motion to introduce the Ordinance 26-15 by _____, seconded by_____.

- **ROLL CALL:**

10. EXECUTIVE SESSION:

RESOLUTION RE26-03

**RESOLUTION AUTHORIZING EXECUTIVE SESSION
PURSUANT TO N.J.S.A. 10:4-12**

BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

- **Tax Lien – 531 McBride Avenue**

BE IT FURTHER RESOLVED, that it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination by the Mayor and Council that the public interest will no longer be served by such confidentiality and if not then legally privileged.

MOTION: Motion to approve to go into executive session by _____, seconded by _____.

- **ROLL CALL:**

11. AJOURNMENT:

**Sandra Olivola, RMC/QPA/CMR
Municipal Clerk**

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-113**

**MOTIONED BY: Council President Torres
SECONDED BY: Councilman Sica**

**EMERGENCY TEMPORARY RESOLUTION #3
PRIOR TO ADOPTION OF THE BUDGET N.J.S.A. 40A:4-20**

WHEREAS, an emergent condition has arisen with respect to unexpected expenses and no adequate provision was made in the 2025 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2026 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, P.L. 1951 as amended) including this resolution total \$11,686,669.54 grand total of Current Fund budget appropriations; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2026 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, P.L. 1951 as amended) including this resolution total \$1,283,500 grand total of Water Utility budget appropriations;

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members therefore affirmatively concurring) that in accordance with N.J.S.A. 40A:4-20, the following temporary emergency appropriation is hereby made:

BUDGET ACCOUNT	DESCRIPTION	FROM	TO	NET INCREASE
CURRENT FUND				
6-01-20-110-110	Mayor & Council S&W	7,500	20,201.48	\$12,701.80
6-01-23-210-210-020	Insurance Other Premium	425,000	709,952.00	\$284,952.00
6-01-31-455-455-020	Passaic Valley Sewerage	410,000	664,693.06	254,693.06
6-01-36-471-471-020	Public Employees Retirement System	550,000	557,038.00	7,038.00
6-01-36-475-475-020	Police & Fire Retirement System OE	865,635	1,439,964	574,329
6-01-43-495-495-020	Public Defender O/E	0	5,000	5,000
RESOLUTION INCREASE				1,138,713.54
CURRENT BUDGET STATUS				10,547,956
NEW TEMPORARY CURRENT BUDGET TOTAL				\$11,686,669.54
BUDGET ACCOUNT	DESCRIPTION	FROM	TO	NET INCREASE
WATER OPERATING FUND				
6-05-55-540-540-542	CONT PERS WATER O/E	47,500	50,000	2,500.00
RESOLUTION INCREASE				\$2,500.00
WATER OPERATING BUDGET STATUS				1,281,000
NEW TEMPORARY WATER BUDGET TOTAL				\$1,283,500

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed with the Director of Local Government Services.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres	✓				Gatti	✓			
Chaabane	✓				Sica	✓			
DeCesare				✓	Mayor Kallert	✓			
Figueroa	✓								

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-114**

MOTIONED BY:
SECONDED BY:

PURCHASE OF WATER METERS

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have a need to purchase thirty-six (36) water meters for the Woodland Park Water Department; and

WHEREAS, this purchase is exempt from public bidding since the equipment is only available for purchase in the amount of \$12,085.20 from Badger Meter located at 4545 Brown Deer Road, P.O, Box 245036, Milwaukee, WI 53224-9536, which is a sole source that produces a proprietary meter compatible with the ORION Mobile Read software and ORIONE Endpoints that the Water Department uses to administer the water system accounts and billing program; and

WHEREAS, the Woodland Park Chief Municipal Financial Officer has certified that funds are available for this expenditure under line item 6-05-55-502-502-530 and/or any other account the CMFO deems necessary to fund the purchase;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, do hereby authorize the purchase of water meters from Badger Meter located at 4545 Brown Deer Road, P.O, Box 245036, Milwaukee, WI 53224-9536 in the amount not to exceed \$13,000.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

I, Stephanie Santana, Chief Municipal Financial Officer for the Borough of Woodland Park do hereby confirm that there is sufficient funds available for this resolution.

April 15, 2026

Stephanie Santana, CMFO

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-115**

MOTIONED BY:
SECONDED BY:

**A RESOLUTION TO AUTHORIZE AWARD A CONTRACT FOR
CLEANING SERVICE FOR THE WEST PATERSON BOYS AND GIRLS CLUB TO NOVA
COMPLETE MAINTENANCE, LLC**

WHEREAS, the Borough of Woodland Park has a need to acquire a professional cleaning service for the Boys and Girls Club located at 8 Memorial Drive; and

WHEREAS, in accordance with N.J.S.A. 40A:11-6.1(a), the Borough has solicited at least two competitive quotations for these services from two or more qualified cleaning services for the provision of cleaning the Boys and Girls Club including Nova Complete Maintenance, LLC, located at 1 Pain Avenue, Irvington, New Jersey 07111 and Luxe Luxe Cleaning, 1 Kinderkamack Rd., Hackensack, New Jersey 07601; and

WHEREAS, the Borough reviewed the quotes from qualified cleaning service companies for the provision of the aforementioned services and determined that Nova Complete Maintenance, LLC, located at 1 Pain Avenue, Irvington, New Jersey 07111, submitted the lowest responsible quotation in the amount of \$15,600.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose in Account No. 6-01-28-370-370-024 and/or any other account the CMFO deems necessary to fund these services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, as follows:

1. The Mayor and/or Borough Administrator are hereby authorized to execute a contract/purchase order with Nova Complete Maintenance, LLC for Cleaning service for the Boys and Girls Club three times a week from January 1, 2026 to December 21, 2026 in an amount not to exceed \$15,600.00.
2. The award is subject to the vendor’s compliance with the New Jersey Business Registration Requirements (N.J.S.A. 52:32-44) and any other applicable local or state procurement regulations.
3. A copy of this resolution and the corresponding contract/purchase order shall be maintained on file in the Office of the Borough Clerk.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by Mayor and Council of the Borough of Woodland Park at the regular scheduled meeting held on the 15th day of April 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk Dated

I, Stephanie Santana, Chief Municipal Financial Officer for the Borough of Woodland Park do hereby confirm that there is sufficient funds available for this resolution.

April 15, 2026

Stephanie Santana, CMFO Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-116**

MOTIONED BY:
SECONDED BY:

**CONTRACT AWARD FOR DESIGN AND CONSTRUCTION SERVICES
FOR TAFT AVENUE IMPROVEMENTS**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, desire to award a contract for design and construction services: Task I -preparation of contract documents and project close-out and Task II - construction inspection for the Taft Avenue Improvements; and

WHEREAS, Boswell Engineering located at 330 Phillips Avenue, P.O. Box 3152, South Hackensack, NJ has supplied a quotation in the amount of \$66,000.00 to provide such services; and

WHEREAS, sufficient funds are available from Bond Ordinance 26-10 and the 2026 New Jersey Department of Transportation Municipal Aid Grant in the amount of \$315,113.00;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby award a contract to Boswell Engineering located at 330 Phillips Avenue, P.O. Box 3152, South Hackensack, NJ for engineering services: Task I -preparation of contract documents and project close-out and Task II - construction inspection for the Taft Avenue Improvements in the amount not to exceed \$66,000.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figuroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April, 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

I, Stephanie Santana, Certified Municipal Finance Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this contract.

April 15, 2026

Stephanie Santana, CMFO

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-117**

MOTIONED BY:
SECONDED BY:

**A RESOLUTION TO AWARD A CONTRACT FOR
CEDARHURST AVENUE WATER MAIN IMPROVEMENTS**

WHEREAS, the Borough of Woodland Park publicly advertised for bids for the Cedarhurst Avenue Water Main Improvements Project; and

WHEREAS, bids were received and opened on April 8, 2026; and

WHEREAS, the apparent lowest responsive and responsible bidder is Dumor Contracting, Inc., 133 Liberty Street, Elizabeth, New Jersey, in the amount of \$689,338.00; and

WHEREAS, the Borough Engineer has reviewed the bids and recommends award to Dumor Contracting, Inc.; and

WHEREAS, a discrepancy was identified in the bid submission of Dumor Contracting, Inc. with respect to Line Item #32, wherein the numerical unit price is listed as \$150.00 per square yard, while the written amount states "One thousand fifty"; and

WHEREAS, the bidder has submitted a written clarification confirming that the discrepancy was a clerical error and that the intended and correct unit price is \$150.00 per square yard; and

WHEREAS, the Borough Council has considered the nature of the discrepancy and makes the following findings:

1. The numerical unit price of \$150.00 is consistent with the total bid submitted;
2. The total bid amount clearly reflects the use of the \$150.00 unit price;
3. The discrepancy is a clerical or typographical error and does not create ambiguity in the overall bid;
4. The intended bid price is readily ascertainable from the face of the bid;
5. The discrepancy does not affect the price, quantity, or quality of the work;
6. The discrepancy does not provide a competitive advantage to the bidder;
7. Waiver of the discrepancy will not undermine the integrity of the public bidding process; and
8. This course of action has been reviewed and approved by legal counsel for the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park as follows:

1. The discrepancy in the bid of Dumor Contracting, Inc. is hereby deemed a **non-material, waivable irregularity** pursuant to N.J.S.A. 40A:11-23.2;
2. The Borough hereby accepts the clarification provided by Dumor Contracting, Inc., and the bidder shall be bound to the unit price of \$150.00 per square yard for Line Item #32;
3. The contract for the Cedarhurst Avenue Water Main Improvements Project is hereby awarded to Dumor Contracting, Inc. in the amount of \$689,338.00, subject to:
 - Certification of funds by the Chief Financial Officer;
 - Review and approval by the Borough Attorney;
 - Submission of all required statutory documents; and
 - Verification of contractor qualifications and compliance with State requirements;
4. The Mayor and Borough Administrator are authorized to execute the contract upon satisfaction of all conditions.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Borough Engineer, Chief Financial Officer, and all appropriate parties.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk Dated

I, Stephanie Santana, Certified Municipal Finance Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this contract Bond Ordinance 26-10 and/or any other account the CMFO deems necessary to fund the project.

April 15, 2026

Stephan Santana, CMFO Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-118**

MOTIONED BY:
SECONDED BY:

**CONTRACT AWARD
FOR THE REPAIR AND REPLACEMENT OF THE
DEPARTMENT OF PUBLIC WORKS RECYCLING CENTER ROOF**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, have determined a need to award a contract for the immediate repair and replacement of the Department of Public Works Recycling Center Roof; and

WHEREAS, in accordance with N.J.S.A. 40A:11-6.1(a), the Borough has secured two quotes for the aforesaid services from James Joseph Construction Co., Inc., 177 McBride Avenue, Paterson, NJ 07501, in the amount of \$9,850.00 and Jersey Roofing LLC, 411 River Drive, Garfield, NJ 07026 in the amount of \$8,442.00; and

WHEREAS, the Department of Public Works Superintendent Matthew Mulroony has recommended the award to James Joseph Construction Co., Inc., despite the higher quote, as their proposal includes essential additional work not covered by the alternative bidder, specifically the installation of gutters and flashing on the sewer pump station roof (which is currently leaking); and

WHEREAS, the Chief Municipal Financial Officer (CMFO) has certified that sufficient funds are available under line item C-04-24-015-000-904 in the amount of \$9,850.00, or any other account the CMFO deems necessary, to facilitate this purchase.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, as follows:

1. A contract is hereby awarded to James Joseph Construction Co., Inc., 177 McBride Avenue, Paterson, NJ 07501, for an amount not to exceed \$9,850.00.
2. The scope of work shall include the repair, replacement, purchase, and installation of the Recycling Center roof, including gutters and flashing on the sewer pump station roof.
3. The Mayor and Borough Administrator are hereby authorized to execute any and all documents necessary to effectuate this contract.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April, 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

I, Stephanie Santana, Certified Municipal Finance Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this contract.

April 15, 2026

Stephanie Santana, CMFO

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-119**

**MOTIONEDBY:
SECONDED BY:**

APPROVAL OF CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park that the actions noted in the Consent Agenda, items 1. through 7, be and are hereby approved and the proper officers are directed to take necessary action on same.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April, 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-120**

**MOTIONED BY:
SECONDED BY:**

ADOPTION OF ORDINANCE 26-12

AN ORDINANCE TO AMEND ORDINANCE 25-04 CHAPTER 26 OF THE ORDINANCES OF THE BOROUGH OF WOODLAND PARK WHICH IS KNOWN AS "UTILITIES ORDINANCE" ADOPTED 12/29/72 AND AMENDED ON 12/4/74, 9/14/77, 6/11/80, 12/16/81, 3/27/85, 3/9/88, 1/89, 2/90, 2/93, 7/96, 3/01, 4/07, 3/09, 3/14, 12/16 and 3/24

WHEREAS, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled **AN ORDINANCE TO AMEND ORDINANCE 25-04 CHAPTER 26 OF THE ORDINANCES OF THE BOROUGH OF WOODLAND PARK WHICH IS KNOWN AS "UTILITIES ORDINANCE" ADOPTED 12/29/72 AND AMENDED ON 12/4/74, 9/14/77, 6/11/80, 12/16/81, 3/27/85, 3/9/88, 1/89, 2/90, 2/93, 7/96, 3/01, 4/07, 3/09, 3/14, 12/16 and 3/24**; and

WHEREAS, notice of introduction and passage on first reading was published on the Woodland Park Borough's web site at <https://wpnj.us/notices> on April 2, 2026 setting the date of April 15, 2026 or soon thereafter for the public hearing and consideration for final passage; and

WHEREAS, copies of the ordinance were posted on the Borough's official bulletin board and copies made available to all those desiring same; and

WHEREAS, in compliance with State Statute, a public hearing on the above referenced ordinance was conducted on April 15, 2026 at the regularly scheduled meeting of the Mayor and Council;

NOW, THEREFORE BE IT RESOLVED, that ordinance **AN ORDINANCE TO AMEND ORDINANCE 25-04 CHAPTER 26 OF THE ORDINANCES OF THE BOROUGH OF WOODLAND PARK WHICH IS KNOWN AS "UTILITIES ORDINANCE" ADOPTED 12/29/72 AND AMENDED ON 12/4/74, 9/14/77, 6/11/80, 12/16/81, 3/27/85, 3/9/88, 1/89, 2/90, 2/93, 7/96, 3/01, 4/07, 3/09, 3/14, 12/16 and 3/24** be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk is hereby authorized and directed to publish said Ordinances according to law.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
ORDINANCE 26-12**

AN ORDINANCE TO AMEND ORDINANCE 25-04 CHAPTER 26 OF THE ORDINANCES OF THE BOROUGH OF WOODLAND PARK WHICH IS KNOWN AS "UTILITIES ORDINANCE" ADOPTED 12/29/72 AND AMENDED ON 12/4/74, 9/14/77, 6/11/80, 12/16/81, 3/27/85, 3/9/88, 1/89, 2/90, 2/93, 7/96, 3/01, 4/07, 3/09, 3/14, 12/16 and 3/24, 3/25

BE IT ORDAINED by the Mayor and Municipal Council of the Borough of Woodland Park, in the County of Passaic and State of New Jersey, as follows:

SECTION I

That Sections 26-8.1 and 26-8.2 of an Ordinance of the Borough of Woodland Park entitled "Utilities", adopted December 29, 1972, and amended on 12/4/74, 9/14/77, 6/11/80, 12/16/81, 3/27/85, 3/9/88, 1/89, 2/90, 2/93, 7/96, 3/01, 4/07, 3/09, 3/14, 12/16, 3/24, 3/25, 3/26 shall be further amended and supplemented to read as follows:

26-8.1 WATER CONSUMPTION RATES: Minimum quarterly charges, dependent upon the size of the meter through which service is provided, shall be made for each meter as follows:

METER SIZE	RATES EFFECTIVE JANUARY 1, 2015	RATES EFFECTIVE JANUARY 1, 2023	RATES EFFECTIVE JANUARY 1, 2024	RATES EFFECTIVE JANUARY 1, 2025	RATES EFFECTIVE JANUARY 1, 2026
5/8 inch meter	\$59.00	\$67.35	\$71.39	\$72.15	\$79.37
¾ inch meter	\$87.00	\$99.31	\$105.27	\$106.39	\$117.03
1 inch meter	\$148.00	\$168.92	\$179.06	\$180.96	\$199.06
1 ½ inch meter	\$292.00	\$333.30	\$353.30	\$357.04	\$392.74
2 inch meter	\$468.00	\$534.19	\$566.24	\$572.24	\$629.46
3 inch meter	\$1,319.00	\$1505.54	\$1,595.87	\$1,612.79	\$1,774.07
4 inch meter	\$2,091.00	\$2,386.72	\$2,529.92	\$2,556.74	\$2,812.41
6 inch meter	\$4,181.00	\$4,772.29	\$5,058.63	\$5,112.25	\$5,623.48
Water consumption rate per 100 cubic feet of water.	\$3.67	\$4.51	\$4.78	\$4.83	\$5.31

Effective January 1, 2016, the Borough's Chief Financial Officer shall annually review the increase in appropriations of the Woodland Park Water Utility and adjust, if necessary, the rates shown in this section to recover those incremental costs by increasing the rates then currently in effect.

26-8.2 FIRE SERVICE LINES: A minimum quarterly charge shall be made for each fire service line as follows:

RESIDENTIAL RATES EFFECTIVE

SERVIC E LINE	JAN 1, 2018	JAN 1, 2019	JAN 1, 2020	JAN 1, 2021	JAN 1, 2022	JAN 1, 2023	JAN 1, 2024	JAN 1, 2025	JAN 1, 2026
4 inch	\$314.80	\$230.70	\$146.60	\$62.50	\$63.44	\$63.44	\$63.44	\$67.24	\$73.96
6 inch	\$552.69	\$405.04	\$257.38	\$109.73	\$111.38	\$111.38	\$111.38	\$118.06	\$129.87
8 inch	\$981.55	\$719.33	\$457.10	\$194.88	\$197.80	\$197.80	\$197.80	\$209.67	\$230.64
10 inch	\$1,620.28	\$1,187.41	\$754.55	\$321.69	\$326.52	\$326.52	\$326.52	\$346.11	\$380.72

12 inch.	\$2,208.1 6	\$1,618.2 4	\$1,028.3 3	\$438.4 1	\$444.9 9	\$444.9 9	\$444.9 9	\$471.6 9	\$518.8 6
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ORDINANCE 26-12
PAGE 2 of 2

COMMERCIAL RATES EFFECTIVE

SERVICE LINE	JAN 1, 2018	JAN 1, 2019	JAN 1, 2020	JAN 1, 2021	JAN 1, 2022	JAN 1, 2023	JAN 1, 2024	JAN 1, 2025	JAN 1, 2026
4 inch	\$483.00	\$483.00	\$483.00	\$483.00	\$507	\$507	\$507	\$538	\$591.80
6 inch	\$848.00	\$848.00	\$848.00	\$848.00	\$890	\$890	\$890	\$944	\$1,038.40
8 inch	\$1,506.00	\$1,506.00	\$1,506.00	\$1,506.00	\$1,581	\$1,581	\$1,581	\$1,676	\$1,843.60
10 inch	\$2,486.00	\$2,486.00	\$2,486.00	\$2,486.00	\$2,610	\$2,610	\$2,610	\$2,767	\$3,043.70
12 inch	\$3,388.00	\$3,388.00	\$3,388.00	\$3,388.00	\$3,557	\$3,557	\$3,557	\$3,771	\$4,148.10

For the purpose of determining Fire Service Line, pipe size measurements shall be made where the private line connects to the municipal system. In the event the private Fire Service Line is connected to the municipal system in more than one location and services a single realty improvement, only one Fire Service charge shall be assessed. That charge shall be based on the size of the largest connection to the municipal system.

MUNICIPAL FIRE HYDRANT FEES: A minimum quarterly charge shall be made for each fire hydrant as follows: Effective January 1, 2026 - \$143.88.

Effective January 1, 2016, the Borough’s Chief Financial Officer shall annually review the increase in appropriations of the Woodland Park Water Utility and adjust, if necessary, the rates shown in this section to recover those incremental costs by increasing the rates then currently in effect.

Effective January 1, 2017, the Borough’s Chief Financial Officer is hereby authorized to adjust, if necessary, the rates shown in Sections 26-8.1 WATER CONSUMPTION RATES, as well as 26-8.2 FIRE SERVICE LINES, in an amount no greater than twenty-five (25) percent of the then current rates in effect, to address the deficiency in revenues as a result of a Water Emergency Declaration by the Governor of a mandated reduction in water consumption in order to preserve the financial integrity of the Woodland Park Water Utility.

SECTION II

Said rates as set forth in Section I above shall become effective January 1, 2026.

SECTION III

All other ordinances or sections or provisions thereof which may be in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION IV

This ordinance shall take effect after final passage and publication as provided by law.

ATTEST:

APPROVED:

Sandra Olivola, Municipal Clerk

Tracy Kallert, Mayor

Introduction:
Adoption:

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-121**

**MOTIONED BY:
SECONDED BY:**

INTRODUCTION TO ORDINANCE 26-13

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE
BOROUGH OF WOOLDAND PARK TO MODIFY THE TABLE OF
ORGANIZATION OF THE WEST PATERSON FIRE DEPARTMENT, SERVING
THE BOROUGH OF WOODLAND PARK, TO ADD THE POSITION OF AN
ADDITIONAL ASSISTANT FIRE CHIEF TO THE TABLE OF ORGANIZATION
AND TO DEFINE THE AUTHORITY AND DUTIES ASSOCIATED THEREWITH**

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 6th day of May, 2026, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April, 2026. Signed and sealed before me.

Sandra Olivola, Municipal Clerk
April 15, 2026
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
ORDINANCE NO. 26-13**

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF WOODLAND PARK TO MODIFY THE TABLE OF ORGANIZATION OF THE WEST PATERSON FIRE DEPARTMENT, SERVING THE BOROUGH OF WOODLAND PARK, TO ADD THE POSITIION OF AN ADDITIONAL ASSISTANT FIRE CHIEF TO THE TABLE OF ORGANIZATION AND TO DEFINE THE AUTHORITY AND DUTIES ASSOCIATED THEREWITH

WHEREAS, the Borough of Woodland Park maintains a Municipal Fire Department commonly known as the West Paterson Fire Department, serving the Borough of Woodland Park, charged with the protection of life and property within the Borough, as established and recorded in Chapter 3 Titled: Fire Department in the Borough's Ordinances. This Fire Department is established pursuant to N.J.S.A. 40A:14-7 et seq. and N.J.S.A. 40A:14-68 et seq.; and

WHEREAS, the Borough Council recognizes the need to ensure a clear and effective chain of command within the West Paterson Fire Department, serving the Borough of Woodland Park, particularly during daytime and other periods when the Fire Chief or an Assistant Fire Chief may not be immediately available; and

WHEREAS, the establishment of the position of an additional Assistant Fire Chief position will enhance operations readiness, strengthen command structure, ensure continuity of leadership in emergency response situations and supplement operational command for this necessary volunteer organization which provides emerging services to the Borough; and

WHEREAS, the Borough Council desires to amend the Code of the Borough of Woodland Park, namely Chapter 3 Titled: Fire Department, to formally establish this new position within the Fire Department's Table of Organization and to define the authority and responsibilities associated therewith at the recommendation of the Fire Chief and consistent with Resolution R26-112 passed on April 1, 2026; and

WHEREAS, the Mayor and Council find that the designation of an additional Assistant Fire Chief to be appointed by the Fire Chief is necessary and required for the orderly operations of the Fire Department; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, as follows:

1. Designation Created

A functional designation of an Assistant Fire Chief who will have full authority to act in any capacity directed by the Fire Chief in addition to the other Assistant Fire Chiefs is hereby established, which is needed and required for the operational continuity of this volunteer organization and further provides for the health, welfare and safety of the Borough.

2. Appointment

The Fire Chief shall designate, in writing, who will serve in this capacity as an Assistant Fire Chief. This position has not been created to supersede the authority of the other Assistant Fire Chiefs in the Department. Rather, this position has been created so that a duly authorized Assistant Fire Chief, with full authority, may act in accordance with directives of the Fire Chief to provide more efficient operational services to the Borough. This position is akin to being an "executive officer" to further assist the Fire Chief and support operations of the Fire Department. The requirement to be appointed to this position is: the individual must be a member who has served with twenty-one (21) years or more as an Assistant Fire Chief. This appointment will be for a term of one (1) year and is at the discretion of the Fire Chief.

3. Command Authority

During such hours, the designated Assistant Fire Chief shall:

- Issue lawful directives binding on all responding members;
- This authority is vested according to the protocols established by the Fire Chief and amendments to Borough Ordinance(s); and
- Furthermore, the appointed individual shall have all of the responsibility and authority of the rank of Assistant Fire Chief per the Borough’s Ordinance(s) regarding the Fire Department as they exist and with anticipated amendments.

4. Supremacy of Command

This authority shall control at the direction of the Fire Chief, notwithstanding contrary custom or practice, and this newly appointment Assistant Fire Chief will file the proper command directives.

5. Chain of Command

The Assistant Fire Chief shall report to the Fire Chief who retains overall authority, at all times, and shall dispense orders regarding the operations of the Fire Department.

6. Limitations

This designation:

- Applies to directives/orders issued by the Fire Chief;
- Does not alter rank, service, or tenure;
- In furtherance of the Fire Department’s need for and to have an additional Assistant Fire Chief who is ready and available at all times. Wherein, this position shall be utilized at the direction of the Fire Chief; and
- As such, the authority vested in this Resolution may only be utilized at the direction of the Fire Chief.

7. Compliance

Failure to comply with lawful command directives may result in discipline to members of the Fire Service who do not follow orders issued by the Fire Chief and Assistant Fire Chief(s).

8. Indemnification

The Borough shall defend and indemnify actions taken in good faith pursuant to N.J.S.A. 59:10-1 et seq.

9. Ordinance Consistency

This Resolution is provided as a companion to Ordinances that are established within this Borough regarding the West Paterson Fire Department, serving the Borough of Woodland Park and will be established. Any ambiguities are resolved by the amendments provided within this Ordinance.

10. Effective Date

This Ordinance shall take effect upon final passage and publication according to law as well as retroactively to the date that Resolution R26-112, was passed: April 1, 2026.

Attest:

Approved:

Sandra Olivola, Municipal Clerk

Tracy Kallert, Mayor

Introduced:

Adopted:

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-122**

**MOTIONED BY:
SECONDED BY:**

INTRODUCTION TO ORDINANCE 26-14

AN ORDINANCE TO AMEND CHAPTER 22. ZONING §22-23, ET SEQ.: SUPPLEMENTAL REGULATIONS, TO ADD SECTION 22-33.1(C) LAWNS OF THE GENERAL CODE OF THE BOROUGH OF WOODLAND PARK

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 6th day of May, 2026, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April, 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

**BOROUGH OF WOODLAND PARK
COUNTY OF PASSAIC, STATE OF NEW JERSEY
ORDINANCE NO. 26-14**

**AN ORDINANCE TO AMEND CHAPTER 22. ZONING §22-23, ET SEQ.: SUPPLEMENTAL
REGULATIONS, TO ADD SECTION 22-33.1(C) LAWNS OF THE GENERAL CODE OF THE
BOROUGH OF WOODLAND PARK**

WHEREAS, the Borough of Woodland Park (the “Borough”) has in effect Section 22. Zoning of the General Code as to the regulations of properties; and

WHEREAS, the Borough wishes to amend the aforesated Ordinances, regarding the Zoning Ordinance and regulations for properties within the Borough; and

WHEREAS, the Mayor and Borough Council have determined that the adoption of this amendment is in the best interests of the Borough and for the benefit of the health and welfare of its citizens and the environment; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Woodland Park, County of Passaic, and State of New Jersey, that the following amendments shall be adopted:

WHEREAS, by amending Borough Ordinance Chapter 22, this amendment is hereby made to add the following: Chapter 22-33.1(c). Wherein, the Borough Ordinances shall now provide the definition of Lawns and prohibition of Artificial Turf at residences:

Definition of Eligible Lawns and Artificial Turf for Chapter 22-33.1(c), as follows:

1. A lawn is an area of ground, typically around a home, park, or garden, covered in short, mowed grass, maintained for aesthetic and recreational purposes, offering benefits like erosion control, cooling, and visual appeal which requires care through mowing, fertilization and proper soil management for health; and
2. Artificial turf is not considered lawn and may not be used as a landscape feature. Wherein, this amendment to Chapter 22 shall now be known as: Chapter 22-33.1(c) and shall be titled: Lawns.

WHEREAS, this Ordinance shall be fully incorporated into the Code of the Borough of Woodland Park, as stated herein above and as follows:

1. If any section, subsection, paragraph, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.
2. All Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency, and existing Ordinances shall remain in full force and effect.
3. This Ordinance shall take effect upon passage and publication as required by law.
4. All fines for violations of this Ordinance are to be assessed as provided by the Borough’s Code and applicable to any and all infractions.

Attest:

Approved:

Sandra Olivola, Municipal Clerk

Tracy Kallert, Mayor

Introduced:

Adopted:

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R26-123**

**MOTIONED BY:
SECONDED BY:**

INTRODUCTION TO ORDINANCE 26-15

**AN ORDINANCE TO AMEND CHAPTER 5, POLICE REGULATIONS, NAMELY, § 5-17.4,
PROHIBITED ACTS, OF THE GENERAL CODE OF WOODLAND PARK TO ADD
SUBSECTIONS “M AND N” AND TO REVISE AND CLARIFY NOISE REGULATIONS**

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 6th day of May, 2026, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Torres					Gatti				
Chaabane					Sica				
DeCesare					Mayor Kallert				
Figueroa									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 15th day of April, 2026. Signed and sealed before me.

April 15, 2026

Sandra Olivola, Municipal Clerk

Dated

**BOROUGH OF WOODLAND PARK
COUNTY OF PASSAIC, STATE OF NEW JERSEY
ORDINANCE NO. 26-15**

**AN ORDINANCE TO AMEND CHAPTER 5, POLICE REGULATIONS, NAMELY, § 5-17.4,
PROHIBITED ACTS, OF THE GENERAL CODE OF WOODLAND PARK TO ADD SUBSECTIONS
“M AND N” AND TO REVISE AND CLARIFY NOISE REGULATIONS**

WHEREAS, the Borough of Woodland Park (the “Borough”) has in effect Chapter 5, Police Regulations of the General Code and specific provisions regarding at Section § 5-17.4 for Prohibited Acts Regulating Loud, Disturbing, and Unnecessary Noise; and

WHEREAS, the Borough hereby amends the aforementioned Ordinance regarding Prohibited Acts to add two subsections to § 5-17.4, namely: “M and N”; and

WHEREAS, the Mayor and Borough Council have determined that the adoption of this amendment is in the best interests of the Borough and for the benefit of the health and welfare of its citizens and the living environment of its residents, as well as to clarify, modernize and supplement provisions of this Ordinance to directly benefit this community; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Woodland Park, County of Passaic, and State of New Jersey, further finds that clear, objective, and enforceable standards are necessary to ensure consistent application and compliance;

WHEREAS, Borough Ordinance Chapter 5, § 5-17.4 of the Code of the Borough of Woodland Park, shall be amended as stated herein and to add subsections “M and N” as follows:

Chapter 5. Police Regulations

§ 5-17.4. Prohibited Acts.

I. Definitions

1. **“Plainly Audible”** means any sound that can be clearly heard by a reasonable person of ordinary/normal hearing faculties, without the use of mechanical devices at a distance of fifty (50) feet or more from the source of the sound, as determined from a location on public property or a lawful vantage point.
2. **“Unreasonable Noise”** means any sound that is excessively loud, disturbing or unnecessary and which interferes with the comfort, repose, health, peace, or safety of others, as measured by the standards set forth herein which exceeds the objective “plainly audible” set forth herein, or otherwise violates the time, place and manner restrictions established in this Ordinance.
3. **“Emergency”** means any occurrence or condition requiring immediate action to protect life, property, or public safety.
4. **“Construction activity”** includes demolition, excavation, alteration, repair or erection of any building or structure.

The following acts are hereby declared to be examples of unreasonably loud and disturbing noise in violation of this section, and are prohibited between the hours of 9:00 p.m. and 7:00 a.m., on Sunday, Monday, Tuesday, Wednesday and Thursday; and the hours of 10:30 p.m. and 7:00 a.m. on the days of Friday and Saturday, in a manner as to be plainly audible at a distance of fifty (50) feet from the building, structure or vehicle in which noise is emanating shall constitute prima face evidence of a violation of this section which may be rebutted by the alleged violator. The standard to determine a violation of this Ordinance will be: the Plainly Audible Standard. In the event of any conflict between the general and specific provisions of this section, the more restrictive standard shall apply.

- a. Radios; Televisions; Phonographs. The using, operating, or permitting to be played, used or operated, of any radio receiving set, television, musical instrument, phonograph or other machine or device for the producing or reproducing of sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or with louder volume than is necessary for convenient hearing for the person or persons who are in the room, vehicle or chamber in which the machine or . devices is operated and who are voluntary listeners.
- b. Loudspeakers; Amplifiers for Advertising. The using, operating, or permitting to be played, used or operated, of any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for the producing or reproducing of sound which is cast upon the public streets for the purposes of commercial advertising, or attracting the attention of the public to any building or structure.
- c. Yelling; Shouting. Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 9:00 p.m. and 7:00 a.m. (Sunday-Thursday), and 10:30 p.m. to 7:00 a.m. (Friday – Saturday) or at any other time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office, dwelling, apartment or other type of residence or of any persons in the vicinity.
- d. Animals; Birds. The keeping of any animals or birds which, by causing frequent or long continued noise, shall disturb the comfort or repose of any person in the vicinity, but nothing herein contained is intended to apply to a dog pound or kennel licensed in accordance with Chapter X of this Code.
- e. Horns; Signaling Devices. The sounding of any horn or signaling device on any automobile, motorcycle, bus, streetcar or other vehicle, except when required by law, or when necessary to give timely warning of the approach of the vehicle, or as a warning of impending danger to persons driving other vehicles, or of persons upon the street; the creation by means of any signaling device of any unreasonably loud or harsh sound, or for any unnecessary period of time; the use of any signaling device except one operated by hand or electrically; the use of any horn, whistle or other device operated by engine exhaust; and the use of any signaling device when traffic is held up for any reason.
- f. Steam Whistles. The blowing of any locomotive steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work, or as a warning of danger, or as a signal or warning in connection with civil defense, fire or ambulance calls, or upon request of the proper municipal authorities.
- g. Exhaust. The discharge into the open air of the exhaust of any engine, stationary internal combustion engine, electric, or motor vehicle, except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.
- h. Defect in Vehicle or Load. The use or any automobile, motorcycle or vehicle so out of repair, so loaded or in such manner as to create loud and unnecessary grating, grinding, rattling or other noise.
- i. Schools; Courts; Churches; Hospitals. The creation of any excessive noise on any street adjacent to any school, institution of learning, church or court while the same is in use, or adjacent to any hospital which unreasonably interferes with the working of the institution or which disturbs or unduly annoys patients in the hospital, provided conspicuous signs are displayed in such street indicating that the same is a school, hospital or court street.
- J. Drums. The use of any drums or other instrument or device for the purpose of attracting attention by creation of noise of any performance, show or sale.
- k. Hawkers; Peddlers. The shouting and crying of peddlers, hawkers, and vendors which disturbs the peace and quiet of the neighborhood.
- l. Construction Equipment. The operation other than between the hours of 7:00 a.m. to 6:00 p.m. on Wednesdays and 8:00 a.m. and 4:00 p.m., on weekends for the use of any pile driver, steam shovel, bulldozer or other earth moving machinery, pneumatic hammer, derrick, steam or electric hoist or other appliance, the use of which is attended by loud or unusual noise, unless an emergency authorization has been declared by the Office of Emergency, Police Department or Code Official.
- m. Miscellaneous Night Noises. The "warming up" of diesel motors of motor vehicles; creation of loud or excessive noise in connection with loading or unloading of any vehicle; the repair, erection or demolition of any building, or the creation of any other loud or raucous sound or noise between the hours of 9:00 p.m. and 7:00 a.m. in proximity of any dwelling, residence or other inhabited buildings.
- n. Permitted hours of operation to reduce noise within the Borough will be through the integration of Zoning Chart provided in Chapter 22 of the Zoning Ordinance of the Borough which is updated and restated herein.

22-4.4 Schedule of Permitted Uses and Hours of Operations.

- A. The Schedule of Permitted Uses is hereby adopted to establish the permitted, conditional and accessory uses in the zone districts of the Borough of Woodland Park.
- B. The Schedule of Permitted Hours of Operation is hereby adopted to establish the permitted hours of operation and days of the week permitted uses are permitted to operate.
- C. Permitted hours of operation for commercial and industrial uses shall be governed by Chapter 22 (Zoning) specifically at § 24-4.4 (Schedule of Permitted Uses and Hours of Operation), as may be amended. In the event of a conflict, the more restrictive provision shall apply.

Schedule of Permitted Hours of Operations Uses (subsection, 22-4.4b)

A.			
Zone	Days	Hours	Holidays
R-A	---	---	---
R-B	---	---	---
R-C	---	---	---
R-D	---	---	---
R-E	---	---	---
R-F	---	---	---
R-G	---	---	---
R-H	---	---	---
R-I	---	---	---
S-C	---	---	---
CBD	M-Sun	5am-11pm	N/A
*Excludes Restaurants with sit down dining and Bars **All outdoor dining must be closed at 10pm *** Pre-existing 24-hour convenience stores may remain open			
B.			
RGC * ** ***	M-Sun	5am-11pm	
MO	M-Sun	5am-11pm	Closed
HO	M-Sun	5am-11pm	closed
AIR ***	M-Sun	24 Hours	Closed
OSR	M-Sun	5am-10pm	
* Any pre-existing non-conforming Industrial/Commercial use located outside of the AIR zone. M-F 7am to 7pm, Sat 8am-5pm. Holidays Closed -Sudays Closed. ** Any Industrial Commercial use located in any zone adjacent to a residential zone shall comply with the most restrictive requirements of any zone. *** Pre-existing 24-hour convenience stores may remain open.			

The above enumeration is only intended to give typical illustrations of prohibited noise and shall not be construed as exclusive. Any violation of this Ordinance shall be determined by a member of the Police Department and/or the Code Enforcement Officer for the Borough, pursuant to the standards established herein.

Nothing herein shall preclude enforcement under applicable provisions of the New Jersey Code of Criminal Justice, including but not limited to N.J.S.A. 2C:33-2, where appropriate.

II. Exemptions

The following are exempt from the provisions of this section:

- a. Emergency vehicles and emergency work authorized by the Borough;
- b. Public works and utility operations conducted by or on behalf of the Borough;
- c. School, municipal, or community-sponsored events with appropriate authorization;
- d. Religious services and activities; and/or
- e. Activities conducted pursuant to a valid permit issued by the Borough.

III. Enforcement

This section shall be enforced by the Police Department and/or Code Enforcement Officers of the Borough based upon the objective standards set forth herein.

IV. Non-Exclusive Enumeration

The foregoing enumeration of prohibited acts is illustrative and not exclusive. Other acts creating unreasonable noise may be deemed violations if they meet the objective standards established herein.

WHEREAS, this Ordinance shall be fully incorporated into the Code of the Borough of Woodland Park, as stated herein above and as follows:

- 5. If any section, subsection, paragraph, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.
- 6. All Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency, and existing Ordinances shall remain in full force and effect.
- 7. This Ordinance shall take effect upon passage and publication as required by law.
- 8. All fines for violations of this Ordinance are to be assessed as provided by the Borough's Code and applicable to any and all infractions.

Attest:

Approved:

Sandra Olivola, Municipal Clerk

Tracy Kallert, Mayor

Introduced:

Adopted: