

**WOODLAND PARK MUNICIPAL COUNCIL
AGENDA FOR REGULAR MEETING OF
FEBRUARY 15, 2023**

1. 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 4, 2023 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.
2. **Flag salute and Prayer**
3. **Roll Call**
4. **Presentations:**
5. **Public Hearing:**
6. **Approval of Minutes:**
7. **Committee Reports:**
 - A. Administration & Finance – Councilwoman Gatti
 - B. Public Works – Council President Kallert
 - C. Public Safety – Councilman DeCesare
 - D. Health, Senior Services & Veterans Affairs – Councilwoman Tiseo
 - E. Recreation & Community Relations – Councilman Yodice
 - F. Laws & Ordinances – Councilman Sica
8. **Mayor’s Report:**
9. **Municipal Attorney’s Report:**
10. **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. **Resolution R23-062, a resolution to authorize the use of funds from the Woodland Park Open Space Trust Fund for the repair of the turf field at Zaccaria Park, Rifle Camp Road, Woodland Park, in an amount not to exceed of \$1,500.00.**
- B. **Resolution R23-063, a resolution based on the recommendation of Chief Paul Salomone, Jr., approving the application of Robert M. Sage of Woodland Park, New Jersey, to become a West Paterson Volunteer Firefighter.**
- C. **Resolution R23-064, a resolution to authorize the Recreation Department to hire the above individuals as staff for the 2022-2023 Before and After Care beginning on February 1, 2023 to the end of the school year in June 2023.**
- D. **Resolution R23-065, a resolution to authorize the Tax Collector to return the total of \$3,239.97 for the redemption payment of the lien to Issac C. Moradi of Kearny, New Jersey 07032**
- E. **Resolution R23-066, a resolution authorizing the Borough to submit an application to apply for the Passaic County Open Space, Farmland, and Historic Preservation Trusted Fund Grant Program for improvements to Frank Zaccaria Memorial Park.**

F. Resolution R23-067, a resolution to award a contract to United States Department of Agriculture Animal Health Inspection Service (USDA-APHIS), 140 C Locust Grove Road, Pittstown, NJ. in an amount not to exceed of \$9,206.00, for the controlling of the geese population within the Borough for the time period of February 1, 2023 through September 30, 2023.

G. Resolution R23-068, a resolution to award a contract for Administrative Agent & Housing Rehabilitation Services to Community Grants, Planning & Housing, 1249 South River Road, Suite 301, Cranbury, NJ in an amount not to exceed of \$35,000.00.

H. Resolution R23-069 a resolution to approve the actions noted in the Consent Agenda, items A. through G., be and are hereby approved and the proper officers are directed to take necessary action on same.

11. Collector/Treasurer Report:

CMFO, Heather Barkenbush authorization for payment:

Authorize payment of the regular and miscellaneous payroll of 2/28/2023 estimated at is \$375,000.00.

Payment of bills from voucher list of 02/15/2023 totaling \$2,533,349.02.

12. Department Reports:

1. Fire Prevention Monthly Report for January 2023
2. Police Department Monthly Reports for January 2023
3. Municipal Court Report for January 2023
4. Summary Budget Status Report of 2022 and 2023 as of February 9, 2023

13. Old Business:

A. Public Hearing on Ordinance 23-03

B. Resolution R23-070, a resolution to adopt ordinance 23-03 AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH OF WOODLAND PARK, AND ADD SECTION 40 (§5-40) TO AUTHORIZE THE COLLECTION OF FEES FOR CONCEALED HANDGUN CARRY PERMITS AND HANDGUN PERMITS.

WHEREAS, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled **AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH OF WOODLAND PARK, AND ADD SECTION 40 (§5-40) TO AUTHORIZE THE COLLECTION OF FEES FOR CONCEALED HANDGUN CARRY PERMITS AND HANDGUN PERMITS;** and

WHEREAS, notice of introduction and passage on first reading was published in the Herald News dated February 5, 2023 setting the date of February 15, 2023 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 February 15, 2023 at the regularly scheduled meeting of the Mayor and Council;

NOW, THEREFORE BE IT RESOLVED, that the ordinance entitled **AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH OF WOODLAND PARK, AND ADD SECTION 40 (§5-40) TO AUTHORIZE THE COLLECTION OF FEES FOR CONCEALED HANDGUN CARRY PERMITS AND HANDGUN PERMITS** 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.

14. New Business:

A. Introduction of Ordinance 23-04

B. Resolution R23-071, a resolution to introduce ordinance 23-04, AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF WOODLAND PARK'S ANIMAL CONTROL AND WILDLIFE FEEDING

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 1st day of March, 2023, 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.

15. 2023 Budget Workshop Discussion

16. Adjournment:

**Sandra Olivola, RMC
Municipal Clerk**

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-062**

MOTIONED BY:
SECONDED BY:

**USE OF BOROUGH OPEN SPACE
TRUST FUNDS – VARIOUS PROJECTS**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have a need to repair the turf field at Zaccaria Park, Rifle Camp Road, Woodland Park; and

WHEREAS, the estimated cost for the various projects is not to exceed of \$1,500.00; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund for these projects; and

WHEREAS, the members of the Borough’s Open Space Committee fully support these projects and have recommended to the Mayor and Council that funds from the trust be used for these projects;

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 use of funds from the Woodland Park Open Space Trust Fund for the repair of the turf field at Zaccaria Park, in an amount not to exceed of \$1,500.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023
Dated

I, Heather Barkenbush, Chief Municipal Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this award of contract in account T-30-56-850-000-801.

Heather Barkenbush, CMFO

February 15, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-063**

MOTIONED BY:
SECONDED BY:

ACCEPTANCE OF FIREFIGHTER APPLICATION

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in receipt of an application from Robert M. Sage of 84 Grandview Dr., Woodland Park, New Jersey and is seeking approval to become a West Paterson Volunteer Firefighter; and

WHEREAS, the above-named applicant agrees to comply with all of the rules and regulations of the West Paterson Fire Department and the Borough Ordinances pertaining to the West Paterson Fire Department;

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, based on the recommendation of Chief Paul Salomone, Jr., approves the application of Robert M. Sage of 84 Grandview Dr., Woodland Park, New Jersey to become a West Paterson Volunteer Firefighter.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February, 2023. Signed and sealed before me.

Sandra Olivola Municipal Clerk

February 15, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-064**

MOTIONED BY:
SECONDED BY:

**HIRING OF STAFF FOR THE
BEFORE AND AFTER CARE PROGRAM**

WHEREAS, the Recreation Department of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in need of hiring Before and After Care Program staff for the school year beginning on February 1, 2023 through the conclusion of the school year in June of 2023; and

WHEREAS, the Recreation Department wishes to hire the following employees at the following rates per hour unless otherwise noted:

School #1	\$15.00	Sabrina Vapore
School #1	\$15.00	Ayla Brito

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby authorizes the Recreation Department to hire the above individuals as staff for the 2022-2023 Before and After Care beginning on February 1, 2023 to the end of the school year in June 2023.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular meeting held on the 15th day of February, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-065**

LIEN REDEMPTION

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey have been informed by the Tax Collector of the Borough of Woodland Park that a lien redemption for taxes, in the amount of \$3,239.97 was made on January 4, 2023 with reference to property located at 375 Rifle Camp Road, #G1, Block 85, Lot 5, C00G1, Woodland Park; and

WHEREAS, the certificate for sale has been received in the Tax Office on February 1, 2023 and, therefore, the amount of \$3,239.97 is to be returned to the lien holder, Issac C. Moradi, 520 Elm Street, Kearny, NJ 07032; and

WHEREAS, the Tax Collector of the Borough of Woodland Park has requested a lien redemption of said payment to be made to Issac C. Moradi;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to return the total of \$3,239.97 for the redemption payment of the lien to Issac C. Moradi, 520 Elm Street, Kearny, New Jersey 07032; and

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to return the total of \$3,239.97 for the redemption payment of the lien; and

BE IT FURTHER RESOLVED that the books and records of the Tax Collector will be adjusted accordingly.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023

Dated

I, Heather Barkenbush, Chief Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for said lien redemption R-01-55-005-001-001.

Heather Barkenbush, Chief Financial Officer

February 15, 2023

Dated

I, Bernadette Lawler, Woodland Park’s Tax & Water Collector, do hereby confirm that the information contained in this resolution is accurate and that I have requested authorization from the Woodland Park Mayor and Council to refund the stated lien redemption.

Bernadette Lawler, Tax & Water Collector

February 15, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-066**

**MOTIONED BY:
SECONDED BY:**

**RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR
THE PASSAIC COUNTY OPEN SPACE, FARMLAND, AND HISTORIC
PRESERVATION TRUST FUND GRANT PROGRAM**

WHEREAS, the Mayor and Council of the Borough of Woodland Park are requesting funding through the Passaic County Open Space and Farmland Preservation Trust Fund for improvements to Frank Zaccaria Memorial Park; and

WHEREAS, pursuant to the State Shared Services Act, such funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the Borough of Woodland Park; and

NOW, THEREFORE BE IT RESOLVED the Mayor and Council of the Borough of Woodland Park do hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, the Mayor and Council certify the resolution for the application to be presented to the Passaic County Department of Planning.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-067**

**MOTIONED BY:
SECONDED BY:**

**AWARD OF CONTRACT – GEESE CONTROL
UNITED STATES DEPARTMENT OF AGRICULTURE**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to control the geese population within the Borough; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund under line item T-30-56-850-000-801 for this project and the Borough’s Open Space Trust Fund’s Committee recommends use of these funds for this purpose; and

WHEREAS, this service can be procured without public bidding in compliance with N.J.S.A. 40A:11-5(2);

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, does hereby award a contract to United States Department of Agriculture Animal Health Inspection Service (APHIS), 140 C Locust Grove Road, Pittstown, NJ 08867 in an amount not to exceed \$9,206.00, for the controlling of the geese population within the Borough for the time of February 1, 2023 through September 30, 2023; and

BE IT FURTHER RESOLVED, that the Woodland Park Borough Administrator is hereby authorized to execute all documents relative to this matter.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023
Dated

I, Heather Barkenbush, Chief Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this award of contract under line item T-30-56-850-000-801

Heather Barkenbush, Chief Financial Officer

February 15, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-068**

MOTIONED BY:
SECONDED BY:

**RESOLUTION APPOINTING ADMINISTRATIVE AGENT
TO ADDRESS THE BOROUGH OF WOODLAND PARK
AFFORDABLE HOUSING OBLIGATIONS**

WHEREAS, the Borough of Woodland Park petitioned the Superior Court of New Jersey for a Declaratory Judgment to determine that the Borough’s proposed Housing Element and Fair Share Plan is compliant with its constitutional obligation to provide its fair share of the regional need for very-low, low, and moderate income housing; and

WHEREAS, the Borough's Housing Element and Fair Share Plan (“Plan”) will result in the creation of housing units affordable to and intended for occupancy solely by qualified very-low, low, and moderate income households; and

WHEREAS, the Borough’s Plan has a rehabilitation component and third round component and the Borough requires the assistance of an Administrative Agent for the Borough’s rehabilitation program and third round program; and

WHEREAS, the Borough has received proposal from Community Grants, Planning and Housing (“CGP&H”) for such administrative services; and

WHEREAS, the Borough Council of the Borough of Woodland Park has reviewed the proposals and has determined to retain and designate CGP&H its Administrative Agent for all components of the Housing Element and Fair Share Plan; and

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

1. The Borough hereby approves the retention of Community Grants, Planning and Housing, 101 Interchange Plaza, Suite 301, Cranbury, New Jersey 08512 as its Administrative Agent for all administrative services set forth in the Borough’s Housing Element and Fair Share Plan, including but not limited to the Borough’s operating manual and affirmative marketing plan, at a cost to the Borough not to exceed \$35,000.00; and
2. That the Mayor and the Municipal Clerk are authorized to execute the Agreement with CGP&H on behalf of the Borough of Woodland Park.
3. This Resolution shall take effect immediately.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023

Dated

I, Heather Barkenbush, Chief Financial Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this award of contract under line item T-24-56-850-000-801.

Heather Barkenbush, Chief Financial Officer

February 15, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-069**

MOTIONED BY:
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 A. through H., 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
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-070**

**MOTIONED BY:
SECONDED BY:**

ADOPTION OF BOROUGH ORDINANCE 23-03

**AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH OF WOODLAND PARK,
AND ADD SECTION 40 (§5-40) TO AUTHORIZE THE COLLECTION OF FEES FOR
CONCEALED HANDGUN CARRY PERMITS AND HANDGUN PERMITS**

WHEREAS, the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled **AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH OF WOODLAND PARK, AND ADD SECTION 40 (§5-40) TO AUTHORIZE THE COLLECTION OF FEES FOR CONCEALED HANDGUN CARRY PERMITS AND HANDGUN PERMITS**; and

WHEREAS, notice of introduction and passage on first reading was published in the Herald News dated February 5, 2023 setting the date of February 15, 2023 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 February 15, 2023 at the regularly scheduled meeting of the Mayor and Council;

NOW, THEREFORE BE IT RESOLVED, that the ordinance entitled **AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH OF WOODLAND PARK, AND ADD SECTION 40 (§5-40) TO AUTHORIZE THE COLLECTION OF FEES FOR CONCEALED HANDGUN CARRY PERMITS AND HANDGUN PERMITS** 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
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
ORDINANCE R23-03**

**AN ORDINANCE TO AMEND CHAPTER 5 OF THE BOROUGH
OF WOODLAND PARK, AND ADD SECTION 40 (§5-40) TO AUTHORIZE
THE COLLECTION OF FEES FOR CONCEALED HANDGUN CARRY
PERMITS AND HANDGUN PERMITS**

**§5-40 THE COLLECTION OF FEES FOR CONCEALED HANDGUN
CARRY PERMITS AND HANDGUN PERMITS**

§5-40.1 Definitions:

- a. As used in this section:

The State of New Jersey has just promulgated new regulations for the licensing of handgun permits and concealed carry permits, for residents of the State of New Jersey, through public law: A-476/S-3114. As such, this Ordinance will address the licensing provisions applicable to the residents of Woodland Park.

- b. Process:

Pursuant to this new State Law, the Woodland Park Police Department must process all handgun carry applications, and concealed carry application permits, which includes but is not limited to conducting investigations, administration of submissions, and processing of all said applications, as well as collection of fees that are prescribed by the said law.

- c. Duties and Responsibilities:

All duties and responsibilities for the application process are directed by the State of New Jersey and the New Jersey State Police. The Borough of Woodland Park has no discretion in the manner in which these applications are processed and the manner in which licenses are issued. Rather, the said legislation prescribes the manner in which the Woodland Park Police Department will independently and objectively process these applications, under the supervision of the State of New Jersey, New Jersey Attorney General and New Jersey State Police.

- d. Fee:

The Borough of Woodland Park Police Department is directed by the State of New Jersey to collect all fees associated with each concealed carry gun permit. As such, the fee schedule for these applications has been established at: \$200.00.

- A. The Borough of Woodland Park will retain \$150.00 of the application fee for the costs associated with processing the said applications, conducting all investigations relative to the said applications, administration of the application, processing of all supplemental and required paperwork related to the application, and for the collection of fees;

- B. The remaining portion of the application fee in the amount of \$50.00 will be forwarded by the Borough of Woodland Park to the Superintendent of the New Jersey State Police. Wherein, that fee will be deposited by the State of New Jersey into the Victims of Crime Compensation Office Account; and

- C. Other Obligations:

The Borough of Woodland Park will have no other obligations with regard to concealed carry permits and handgun permits, as the same is not directed nor prescribed by the afore-cited legislation.

- D. Effective Date:

This ordinance shall take effect after the final passage and publication as required by law and all ordinances and resolutions inconsistent with the provisions of this Ordinance are hereby repealed.

ATTEST:

Sandra Olivola, Municipal Clerk

APPROVED:

Keith Kazmark, Mayor

Introduced:

Adopted:

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-071**

MOTIONED BY:
SECONDED BY:

**INTRODUCTION OF ORDINANCE 23-04 AN ORDINANCE TO AMEND
THE CODE OF THE BOROUGH OF WOODLAND PARK’S ANIMAL
CONTROL AND WILDLIFE FEEDING ORDINANCES**

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 1st day of March, 2023, 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
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

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 February 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

February 15, 2023
Dated

**BOROUGH OF WOODLAND PARK
COUNTY OF PASSAIC
STATE OF NEW JERSEY**

ORDINANCE NO. 23-04

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF
WOODLAND PARK'S ANIMAL CONTROL AND WILDLIFE FEEDING
ORDINANCES**

SECTION 1

Through this new Ordinance, please note that the Borough of Woodland Park hereby amends, revises, and supplements, previously enacted Ordinances numbered 10-12.2 Feeding of Wildlife and feral cats prohibited; 10-16.1, purpose; 10-16.3 and 10-16.3 prohibited conduct

A. PURPOSE

For the protection of the health and welfare of the citizens of Woodland Park, the County of Passaic and State of New Jersey, it shall be unlawful to feed or bait wildlife including but not limited to bears, deer, feral cats, any undomesticated animal, Canada geese, wild turkeys, pigeons or water fowl or other non-domesticated animals in any manner, within the Borough. This Article does not prohibit baiting and the legal taking of fish or game, the feeding of confined wildlife or farm animals that are displayed at petting zoos, parks, rehabilitation centers, zoos or unconfined wildlife at environmental education centers, County or State Parks, or cat colonies that comply with the provisions of this Article.

B. DEFINITIONS

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Feed – to give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting, or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.
- b. Notwithstanding the foregoing, it shall be lawful to feed birds as long as the number of bird feeders on private property is limited to three (3). Such feeding shall: 1) require the feeder(s) and surrounding area to be kept clean and well kept, 2) not result in an accumulation of droppings on the property and surrounding properties, 3) not become an attractant for rodents or other wildlife animals.
- c. Wildlife – all animals that are neither human nor domesticated.

C. PROHIBITED CONDUCT

- a. No person shall feed any wildlife, excluding confined wildlife as stated herein. For example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers and are exempt from the provisions of this ordinance.

D. ENFORCEMENT

- a. This ordinance shall be enforced by the Borough of Woodland Park's Animal Control Officer, Health Officer and/or Code Enforcement Official.
- b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately, and may be subject to the violations and penalties stated herein.

E. VIOLATIONS AND PENALTIES

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$2,000.00.

It must be noted that the conduct prohibited herein may also violate other ordinances of the Borough of Woodland Park, which shall include but not be limited to: Nuisance(s)- § 18-2, et seq.; Compliance with Other Ordinances - § 18-5, et seq.; Duties and Responsibilities of Owners, Operators and Occupants - § 18-6, et seq.; and Maintenance - § 18-7, et seq.

SECTION II

All other provisions of this Chapter shall remain unchanged and in full force and effect.

SECTION III

All Ordinances or parts of Ordinances that are inconsistent with the provisions of the within Ordinance are hereby repealed to the extent of such inconsistency only.

SECTION IV

If any article, section, subsection, sentence, clause or phrase of this Ordinance is for any reason deemed to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION V

This Ordinance shall take effect immediately upon final passage and publication as required by law.

ATTEST:

APPROVED:

Sandra Olivola, Municipal Clerk

Keith Kazmark, Mayor

Introduced:

Adopted: