



**AGENDA
NEWTON TOWN COUNCIL
JULY 12, 2021
7:00pm**

Please click this URL to join.

<https://us02web.zoom.us/j/82028000193?pwd=anBCK3N4THRbckltQ0VwVG8rT2w3dz09>

Webinar ID: 820 2800 0193 Passcode: 242959

Or join by phone: Dial: US: +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099 or +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833

I. PLEDGE OF ALLEGIANCE

II. ROLL CALL

Mr. Couce Mrs. Diglio Mr. Schlaffer Mrs. Teets Mayor Dickson

III. OPEN PUBLIC MEETINGS ACT STATEMENT

IV. APPROVAL OF MINUTES

- a. June 28, 2021 – Regular Meeting

V. OPEN TO THE PUBLIC (3 minutes each)

At this point in the meeting, the Town Council welcomes comments from any member of the public on any topic. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to take one turn at the microphone and please limit their comments to 3 minutes. The Clerk will keep time. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments so it may be properly reflected in the minutes. Council may choose to comment after the entire public portion has concluded.

VI. COUNCIL & MANAGER REPORTS

- a. Town Manager Russo
- b. Councilwoman Teets
- c. Councilwoman Diglio
- d. Councilman Couce
- e. Deputy Mayor Schlaffer
- f. Mayor Dickson

VII. UNFINISHED BUSINESS

VIII. RESOLUTIONS

- a. Resolution #149-2021 Resolution of the Town of Newton, County of Sussex, State of New Jersey, Cancelling a Certain Funded Appropriation Balance Previously Adopted by the Town of Newton for a Sewer Utility Project in the Amount of \$560,300

IX. ORDINANCES

- a. 2nd Reading and Public Hearing Ordinance 2021-13

An Ordinance to Amend, Revise, and Supplement Ordinance No. 2021-12, "An Ordinance Amending, Revising, and Supplementing Sections 320-2.C "Permitted Uses", 320-3 "Definitions", & 320-28 "Conditional Uses" of the Zoning Code of the Town of Newton to Regulate the Cultivation, Processing, Sales, and Distribution of Legal Cannabis Within the Town of Newton

- i. Open Hearing to Public
- ii. Close Hearing to Public
- iii. Act on Ordinance

Ordinance 2021-14

An Ordinance Authorizing the Town of Newton to Implement the Five-Year Exemption and Abatement Law, Granting Tax Exemptions for Certain Improvements to, and Construction of, Residential Dwellings, Certain Improvements to Multiple Dwellings, Certain Improvements to Industrial Structures, and Certain Improvements to Commercial Structures, all Within the Downtown Historic District, and Superseding any Other Ordinance Granting Such Exemptions

- i. Open Hearing to Public
- ii. Close Hearing to Public
- iii. Act on Ordinance

- b. Introduction Ordinance 2021-15

An Ordinance Providing Funding for Various Water and Sewer Utility Improvements for the Town of Newton Appropriating \$485,000 for Such Purpose

Ordinance 2021-16

Bond Ordinance Providing an Appropriation of \$3,803,300 for the Construction of Sparta Avenue Pump Station in and by the Town of Newton, in the County of Sussex, New Jersey and Authorizing the Issuance of \$3,243,000 Bonds or Notes of the Town for Financing Part of the Appropriation

Ordinance 2021-17

An Ordinance to Amend, Revise, and Supplement Chapter 100 of the Newton Town Code, Entitled "Fees and Costs" to add a New Section, Section 100-25, Entitled "Recreational Cannabis Tax" and Taxing the Cultivation, Processing, Distribution, and Retail Sale of Legal Cannabis Within the Town of Newton

X. CONSENT AGENDA

All items listed with an asterisk (*) are considered to be routine and non-controversial by the Town Council and will be approved by one motion. There will be no separate discussion of these items unless a Council member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- a. Resolution #150-2021* Concur with the Recommendation of the Utility Advisory Board in Allocating Water and Sewer Gallonage and Fees for Block 10.01, Lot 4
- b. Resolution #151-2021* Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the East Clinton Street, Lawnwood Avenue, & Nelson Street Resurfacing Project
- c. Resolution #152-2021* Authorize Refund Due a Water and Sewer Utility Account
- d. Resolution #153-2021* Authorize Refund of Taxes; Block 22.10, Lot 9, for a 100% Disabled Veteran Exemption
- e. Resolution #154-2021* Approve Bills and Vouchers for Payment
- f. Application(s)* A Junior Firefighter Application for Isarah Perrelli, 133 Carriage Lane, Newton, NJ, into the Newton Fire Department

XI. DISCUSSION

XII. OPEN TO THE PUBLIC (3 minutes each)

XIII. COUNCIL & MANAGER COMMENTS

XIV. EXECUTIVE SESSION

XV. ADJOURNMENT



TOWN OF NEWTON

RESOLUTION #149-2021

July 12, 2021

"Resolution of the Town of Newton, County of Sussex, State of New Jersey, Cancelling a Certain Funded Appropriation Balance Previously Adopted by the Town of Newton for a Sewer Utility Project in the Amount of \$560,300"

WHEREAS, the Town of Newton, Sussex County, New Jersey (the "**Town**") previously adopted Ordinance No. 2017-8 ("**Ordinance No. 8**") for the purpose of funding Sparta Avenue Pump Station improvements of the Town as more fully specified in Ordinance No. 8 (the "**Sewer Utility Project**"); and

WHEREAS, as of the date hereof, the Town has completed the preliminary stage of the Sewer Utility Project and a portion of the funded appropriation in the amount of **\$560,300** was not needed to pay the cost of the Sewer Utility Project and remains unexpended as of the date hereof; and

WHEREAS, the Town now desires to cancel such appropriation and transfer the funded balance under Ordinance No. 8 to the Water and Sewer Capital Improvement Fund of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF NEWTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY, as follows:

Section 1. The funded appropriation under Ordinance No. 8 in the amount of **\$560,300** is hereby cancelled and such funded balance shall be and hereby is transferred to the Water and Sewer Capital Improvement Fund of the Town as such funds are no longer needed to pay the cost of the Sewer Utility Project authorized under Ordinance No. 8.

Section 2. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

Section 3. This Resolution shall take effect immediately.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, July 12, 2021 via video conferencing.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

Introduced	Seconded	Council	Aye	Nay	Abstain	Absent

CERTIFICATE

I, Teresa A. Oswin, Deputy Municipal Clerk of the Town of Newton, in the County of Sussex, New Jersey, HEREBY CERTIFY, that the foregoing copy of the Resolution of the Newton Governing Body duly adopted on July 12, 2021, has been compared by me with the original Resolution as officially recorded in my office in the Minutes Book of the governing body and is a true, complete and correct copy thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Town this 12th day of July, 2021.

Teresa A. Oswin, RMC
Municipal Clerk

[SEAL]

TOWN OF NEWTON

ORDINANCE 2021-13

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT ORDINANCE NO. 2021-12, “AN ORDINANCE AMENDING, REVISING, AND SUPPLEMENTING SECTIONS 320-2C “PERMITTED USES”, 320-3 “DEFINITIONS” AND 320-28 “CONDITIONAL USES” OF THE ZONING CODE OF THE TOWN OF NEWTON OF NEWTON TO REGULATE THE CULTIVATION, PROCESSING, SALES, AND DISTRIBUTION OF LEGAL CANNABIS WITHIN THE TOWN OF NEWTON”

WHEREAS, the Town Council of the Town of Newton introduced Ordinance 2021-12 to regulate legal cannabis as to the processing, sales, and distribution within the Town of Newton as per P.L. 2021, c. 16 (“New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act”) at its meeting on June 14, 2021; and,

WHEREAS, as part of the ordinance process, Ordinance No. 2021-12 was referred to the Town Planning Board for its review and consideration; and

WHEREAS, the Town Planning Board was generally accepting of the proposed Ordinance, with two (2) changes the Board unanimously wanted to see in the proposed ordinance, which the Town Council wishes to consider subsequent to the adoption of Ordinance No. 2021-12 and which the Town Council desires to make an overall part of its regulation of legal cannabis within the Town.

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that Ordinance No. 2021-12 is hereby amended, revised, and supplemented as follows:

SECTION 1

- A. Section 320-28 “Conditional Uses” shall be further revised as to Section M “Cannabis Retailer” as follows:

“(7) Hours of Operation: Hours of Operations for Cannabis Retailers shall be limited generally to daytime and early evening hours [no earlier than] from 9:00 a.m., [no later than] to 9:00 p.m., Monday through Saturday.

- B. Add a new provision to Section 320-28 “Conditional Uses” in subsection N “Cannabis Delivery” by creating a new subsection (9), which shall read as follows:

“(9) Hours of Operation: Hours of Operations for Cannabis Delivering businesses shall be from 9:00 a.m. to 9:00 p.m., Monday through Saturday.

[Brackets] mean deletions; Underlines means additions

- C. Revised Section 320-28 “Conditional Uses”, Subsection O “Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor Subsection “(5) “Odor Control” shall be further amended, revised, and supplemented as follows:

“(5) Odor Control. The facility shall provide an air treatment system with sufficient odor absorbing ventilation and exhaust systems such that [and] any odor generated inside the facility and outside the facility [is] shall not be detectable by a person of reasonable sensitivity at the property line of the subject property. [Odor from the facility shall be monitored on an annual basis at the discretion of the Town by a licensed, qualified contractor chosen by the Town.] Any and all odor control devices, needs, and systems shall be paid for by the facility owner and/or the facility tenant and shall not be the financial responsibility of the Town. Odor from the facility shall be monitored, on an annual basis, at the discretion of the Town by a licensed, qualified contractor chosen by the Town and paid for by the facility owner, and/or the facility tenant and shall not be the financial responsibility of the Town.

- D. Add a new provision to Section 320-28 “Conditional Uses” in subsection O “Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor” by adding a new subsection (6), which shall read as follows:

“(6) Hours of Operation: Hours of Operations for Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor shall be from 9:00 a.m. to 9:00 p.m., Monday through Saturday.

[Brackets] mean deletions; Underlines means additions

SECTION 2

SEVERABILITY AND REPEALER

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part held invalid.

SECTION 3

NOTICE

The Town Clerk is hereby directed to give notice of the second (2nd) reading of this Ordinance pursuant to law. Since the Planning Board has already commented on the proposals that make up this Ordinance, and unanimously approved the same, there is no need for a referral back to the Planning Board, but there shall be notice to those municipalities and the Sussex County Planning Board pursuant to N.J.S.A. 40:55D-15. Upon adoption of this Ordinance, after public hearing, the Town Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

SECTION 4

EFFECTIVE DATE

This Ordinance shall take effect immediately upon adoption and publication with law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 28, 2021 via video conferencing. It was adopted, after final reading and public reading thereon, at a regular meeting of the Newton Town Council to be conducted at 7:00 p.m. or as soon thereafter as the matter be heard on Monday, July 12, 2021 in the Council Chambers at the Newton Town Municipal Building, 39 Trinity Street, Newton, New Jersey or via electronic means via Zoom, whichever way the Town shall be conducting its meetings at that time, and the Ordinance shall take effect in accordance with law.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2021-14

AN ORDINANCE AUTHORIZING THE TOWN OF NEWTON TO IMPLEMENT THE FIVE-YEAR EXEMPTION AND ABATEMENT LAW, GRANTING TAX EXEMPTIONS FOR CERTAIN IMPROVEMENTS TO, AND CONSTRUCTION OF, RESIDENTIAL DWELLINGS, CERTAIN IMPROVEMENTS TO MULTIPLE DWELLINGS, CERTAIN IMPROVEMENTS TO INDUSTRIAL STRUCTURES, AND CERTAIN IMPROVEMENTS TO COMMERCIAL STRUCTURES, ALL WITHIN THE DOWNTOWN HISTORIC DISTRICT, AND SUPERSEDING ANY OTHER ORDINANCE GRANTING SUCH EXEMPTIONS

WHEREAS, the Five-Year Exemption and Abatement Law, N.J.S.A. 40A:21-1 *et seq.* (the “**Exemption Law**”) enables municipalities which contain an area that has been designated as an area in need of rehabilitation pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A: 1 2A-1 *et seq.* (the “**Redevelopment Law**”), to provide for the short-term exemption or abatement of local property taxes imposed upon eligible dwellings, commercial, and industrial structures within such rehabilitation area; and

WHEREAS, on April 23, 2007, the Town of Newton (the “**Town**”) designated certain properties within its borders as an area in need of rehabilitation in accordance with the Redevelopment Law (the “**Rehabilitation Area**”); and

WHEREAS, Section 20A-1 *et seq.* of the Newton Municipal Code (the “**Historic Preservation Ordinance**”) provides the Town may create one or more historic districts; and

WHEREAS, the Historic Preservation Ordinance further provides that proposed construction, improvements, relocation, or renovation of properties lying within such historic districts may be subject to review by the Newton Historic Preservation Advisory Commission under certain circumstances, in addition to review by the Town Planning Board, where appropriate; and

WHEREAS, at this time, the Town has designated one historic district within its boundaries (as set forth at Exhibit A attached hereto, as may be thereafter amended or supplemented, the “**Downtown Historic District**”); and

WHEREAS, the Downtown Historic District is wholly within the Rehabilitation Area; and

WHEREAS, the Town believes the historic preservation of the properties within the Downtown Historic District is of great importance to the Town as a whole; and

WHEREAS, the Town, in recognizing improvements to or construction of properties within the Downtown Historic District to historic standards may be more costly than such improvements or construction would be otherwise, previously adopted Ordinance 2011-15 (the

“**2011 Ordinance**”) to encourage such investment in the Downtown Historic District by alleviating a portion of the costs of such improvements or construction in certain circumstances; and

WHEREAS, the Town duly adopted Ordinance 2016-10 (the “**2016 Ordinance**”), which extended the exemption set forth in the 2011 Ordinance for five (5) additional years; and

WHEREAS, in accordance with Section 10 of the 2016 Ordinance, said ordinance was to lapse, unless readopted, on September 30, 2021, and no exemptions were to be granted after September 30, 2021, without such re adoption; and

WHEREAS, the Town believes the historic preservation of the properties within the Downtown Historic District continues to be of great importance to the Town as a whole and that the granting of short-term tax exemptions would continue to encourage much-needed private investment in the Downtown Historic District; and

WHEREAS, the Town now desires to re adopt the 2016 Ordinance for an additional five (5) years, in accordance with Section 4 of the Exemption Law;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Town Council of the Town of Newton as follows:

Section 1. General.

The recitals set forth above are incorporated herein as if set forth in length.

Section 2. Definitions.

All terms utilized in this ordinance not specifically defined herein shall conform to the meanings set forth in the Exemption Law. For ease of reference, the definitions set forth in the Exemption Law as of the date of the adoption of this Ordinance are attached hereto as Exhibit B. However, if the definitions set forth in the Exemption Law shall be subsequently amended, then the Exemption Law, and not Exhibit B, shall control.

Section 3. Statement of Purpose.

The Town hereby determines to utilize the authority granted under Article VIII, Section I, paragraph 6 of the New Jersey Constitution to establish the eligibility of certain dwellings, commercial structures, and industrial structures for exemptions, as provided in this ordinance and as permitted by the Exemption Law, throughout the Downtown Historic District.

Section 4. Exemptions Authorized to be Implemented by Tax Assessor.

The Town hereby determines to provide for the exemption from taxation of certain improvements and certain new construction occurring within the Downtown Historic District. To the extent that a property owner shall apply to the Town's Tax Assessor (the “**Tax Assessor**”)

within the time period prescribed by the New Jersey Department of Treasury in accordance with the Exemption Law, which currently requires submission within thirty (30) calendar days following completion of the improvements or construction for which the exemption is sought, and shall provide documentation to the Tax Assessor, in a form and manner acceptable to the Tax Assessor and consistent with the Exemption Law, of compliance with this section, such property owner shall be entitled to the relevant exemption enumerated herein without any need for action by the Town Council.

(a) Residential - Improvements. The Town hereby determines to provide for the exemption from taxation of certain improvements made to dwellings, on the following terms and conditions:

(1) The term “dwelling,” for purposes of this Section 4(a), shall include condominium residential units but not cooperative type residential properties.

(2) The term “dwelling,” for purposes of this Section 4(a), shall not include “multiple dwellings,” as defined by the Exemption Law.

(3) Only dwellings that are more than twenty (20) years old shall be eligible for exemption.

(4) The term “improvements,” for purposes of this subsection, shall mean a modernization, rehabilitation, renovation, alteration, or repair which produces a physical change in an existing building or structure that improves the safety, sanitation, decency, or attractiveness of the structure as a place for human habitation, and which does not change its permitted use.

(5) To the extent that a dwelling shall comply with the requirements set forth at subsections (1) through (5), above, in determining the value of real property for each dwelling unit, the Town shall regard the first \$15,000 in the Tax Assessor's full and true value of improvements for each dwelling unit primarily and directly affected by the improvements as not increasing the value of the property for a period of five (5) years, notwithstanding the value of the property to which the improvements are made is increased thereby. During the exemption period, the assessment on any property pursuant to this paragraph shall not be less than the assessment thereon existing immediately prior to the improvements, except if there is damage to the dwelling through action of the elements sufficient to warrant a reduction.

(b) Residential - New Construction. The Town hereby determines to provide for an exemption of 30% of the Tax Assessor's full and true value for a period of five (5) years following construction of new dwellings. The term “dwelling,” for purposes of this Section 4(b), shall include condominium residential units but not cooperative type residential units, and shall not include multiple dwellings. This exemption is to be granted notwithstanding the value of the property upon which the construction occurs is increased thereby.

(c) Residential - Multiple Dwellings - Improvements.

(1) The Town hereby determines to provide for an exemption of 100% of the Tax Assessor's full and true value for a period of five (5) years following the construction of improvements to multiple dwellings. The term “multiple dwelling” shall have that meaning ascribed to it by the Exemption Law. The definition of “multiple dwelling” set forth in the Exemption Law as of the date of adoption of this ordinance is set forth at Exhibit B, attached hereto.

(2) This exemption is to be granted notwithstanding the value of the property upon which the construction occurs is increased thereby. During the exemption period, the assessment on any property pursuant to this Section 4(c) shall not be less than the assessment thereon existing immediately prior to the improvements, except if there is damage to the multiple dwelling through action of the elements sufficient to warrant a reduction.

(d) Commercial - Improvements. The Town hereby determines to provide for the exemption from taxation of certain improvements made to commercial structures, on the following terms and conditions:

(1) For purposes of this ordinance, the term “commercial structure” relates to office, retail and like uses, but does not include multiple dwellings.

(2) For purposes of this ordinance, the term “commercial structure” shall include a structure which contains both residential units and some other commercial use (for example, retail), provided the structure is not part of a condominium or cooperative regime and further provided the structure does not qualify as a multiple dwelling under the Exemption Law.

(3) To the extent that improvements to a commercial structure shall comply with the requirements set forth at subsections (1) and (2), above, the Town hereby determines to provide for an exemption of 100% of the Tax Assessor's full and true value for a period of five (5) years following the construction of the improvements. This exemption is to be granted notwithstanding that the value of the property upon which the construction of the improvement occurs is increased thereby.

(e) Industrial - Improvements. The Town hereby determines to provide for the exemption from taxation of certain improvements made to industrial structures, on the following terms and conditions:

(1) Improvements must be made to both the interior and exterior of a structure in order to qualify for exemption under this section.

(2) Only improvements with a cost of less than \$1,000,000 shall be eligible for exemption under this section.

(3) No less than 25% of the improvement cost shall be attributable to the exterior improvements.

(4) To the extent that improvements to an industrial structure shall comply with the requirements set forth at subsections (1) through (3), above, the Town hereby determines to provide for an exemption of 100% of the Tax Assessor's full and true value for a period of five (5) years following the construction of the improvements. This exemption is to be granted notwithstanding that the value of the property upon which the construction of the improvement occurs is increased thereby.

(5) To the extent that improvements to a commercial structure do not comply with one or more of subsections (1) through (3), above, a property owner is not eligible for exemption under this section but may apply to the Town for consideration of the proposed exemption in accordance with Section 5 hereof.

Section 5. Exemptions Requiring Application to the Town Council.

(a) Exemptions for Which Application is Required. The Town hereby determines that any property owner seeking exemption from taxation with respect to industrial improvements which do not meet the requirements of Section 4(e)(1) through Section 4(e)(3), respectively, shall make application to the Town Council in accordance with this section, within thirty (30) calendar days following completion of the improvements or construction for which the exemption is sought. However, nothing in this ordinance shall prohibit a property owner who has made more than \$1,000,000 in industrial improvements which otherwise comply with the applicable requirements of Section 4 from foregoing exemption of the improvements in excess of \$1,000,000 and seeking instead an as of right exemption from the Tax Assessor to the limits permitted by Section 4 above.

(b) Contents of Application. Applicants for an exemption under this section shall provide the Town Council and the Tax Assessor with the following information:

- (1) A general description of the project for which exemption is sought, and an estimated schedule of completion for the project;
- (2) A legal description of all real estate necessary for the project;
- (3) Plans, drawings and other documents as may be required by the Town Council to demonstrate the structure and design of the project;
- (4) A description of the number, classes and type of employees to be employed at the project site within two (2) years of completion of the project;
- (5) A statement of the reasons for seeking an exemption on the project, and a description of the benefits to be realized by the Town and the property owner if an exemption is granted;
- (6) Estimates of the cost of completing the project;
- (7) A statement showing (i) the real property taxes currently being assessed at the project site; (ii) estimated tax payments that would be made annually by the property owner with respect to the project during the period of the exemption, and (iii) estimated tax payments that would be made by the property owner with respect to the project during the first full year following the termination of the exemption;
- (8) A description of any lease agreements between the property owners and proposed users of the project, and a history and description of the users' businesses;
- (9) A certification by the property owner listing (i) all properties within the Town owned by the property owner or in which the property owner has an interest and (ii) all agreements with the Town to which the property owner is a party; and
- (10) Such other pertinent information as the Town may require.

(c) Review and Recommendation by Tax Assessor. Within thirty (30) days of receipt of the information set forth at Section 5(b), above, the Tax Assessor shall review the information provided and shall provide written recommendations to the Town Council with respect to same.

(d) Action by Town Council. Within sixty (60) days of receipt of the Tax Assessor's recommendations, the Town Council shall consider the application for exemption, and shall by resolution either disapprove the exemption or approve an exemption of 100% of the value of the improvements for a five-year period following the completion of construction.

Section 6. Additional Exemptions When Property Already Subject to Exemption.

The Town hereby determines that an additional improvement or construction completed on a property already granted a previous exemption pursuant to this ordinance during the period in which the previous exemption is in effect, shall be eligible to qualify for an additional exemption under the standards identified in this ordinance. The additional improvement or construction shall be considered as separate for purposes of calculating the exemption, except the assessed value of any previous improvement or construction shall be added to the assessed valuation as it was prior to that improvement or construction for the purpose of determining the assessed value of the property for which any additional exemption is to be subtracted.

Section 7. Tax Delinquency.

No exemption shall be granted pursuant to this ordinance with respect to any property for which real estate taxes or other municipal charges are delinquent or remain unpaid, or for which penalties and interest for non-payment of taxes are due.

Section 8. Revaluation During Exemption Period.

In the event the Town implements a revaluation or reassessment during the exemption period for any property, any exemptions granted hereunder shall continue to apply but at a valuation level consistent with the revaluation or reassessment.

Section 9. Revision of Base Assessment During Exemption Period.

The granting of an exemption for a particular property shall not prejudice the right of the Town to appropriately examine and revise the assessment during the five-year exemption period in the event the base assessment is found to be improperly valued and assessed.

Section 10. Effective Date; Sunset Provision.

Upon final passage and publication as provided by law, this ordinance shall take effect on October 1, 2021, and shall authorize the Town to grant exemptions up to a five-year period. This ordinance shall lapse, unless readopted, on September 30, 2026, and no exemptions shall be granted after September 30, 2026, without such re adoption.

Section 11. Prior Actions Superseded.

Any and all previous ordinances adopted by the Town relating to the Exemption Law are hereby superseded by this ordinance.

NOTICE

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, June 28, 2021 via video conferencing. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Newton Town Council conducted at 7:00pm or as soon thereafter as the matter was heard on Monday, July 12, 2021 in the Council Chambers at the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, or via electronic means via Zoom as permitted by law, whichever way the Town is conducting its meetings and shall take effect according to law.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

EXHIBIT A
DOWNTOWN HISTORIC DISTRICT

HISTORIC PROPERTY LIST

June 28, 2021

Block	Lot	Property Location	Block	Lot	Property Location
					74 HIGH ST
4.03	1	99 HIGH ST	7.04	6	ST
4.03	2	95 HIGH ST	7.04	7	20 DIVISION ST
4.03	3	91 HIGH ST	7.04	8	18 DIVISION ST
4.03	4	89 HIGH ST	7.04	9	12 DIVISION ST
4.03	5	85-87 HIGH ST	7.04	10	8 DIVISION ST
4.03	6	83 HIGH ST	7.04	11	3 LINWOOD ANNEX
4.03	7	81 HIGH ST	7.04	12	17-19 LIBERTY ST
4.03	8	79 HIGH ST	7.04	13	21-23 LIBERTY ST
4.03	9	77 HIGH ST	7.04	14	25 LIBERTY ST
4.03	10	75 HIGH ST	7.04	15	29 LIBERTY ST
4.03	11	73 HIGH ST	7.04	16	31 LIBERTY ST
4.03	12	71 HIGH ST	7.04	17	33 LIBERTY ST
					72 HIGH ST
4.03	13	69 HIGH ST	7.05	1	ST
4.03	14	2 ACADEMY ST	7.05	2	19 DIVISION ST
4.03	15	4 ACADEMY ST	7.05	3	17 DIVISION ST
4.03	16	8 ACADEMY ST	7.05	4	15 DIVISION ST
4.03	17	10 ACADEMY ST	7.05	5	11 DIVISION ST
4.03	18	14 ACADEMY ST	7.05	6	9 DIVISION ST
4.03	19	18 ACADEMY ST	7.05	7	7 DIVISION ST
5.01	13	7 HIGH ST	7.05	9	18 CHURCH ST
5.01	14	9 HIGH ST	7.05	10	22 CHURCH ST
					24-24-1/2 CHURCH ST
5.01	15	15 HIGH ST	7.05	11	ST
5.01	16	11 HIGH ST	7.05	12	26 CHURCH ST
5.01	17	17 HIGH ST	7.05	13	28 CHURCH ST
					64 HIGH ST
5.01	18	35 HIGH ST	7.05	14	ST
					66 HIGH ST
5.01	19	39 HIGH ST	7.05	15	ST
					68 HIGH ST
5.01	20	49 HIGH ST	7.05	16	ST
					70 HIGH ST
5.01	21	51 HIGH ST	7.05	17	ST
5.01	22	53 HIGH ST	7.06	1	5 DIVISION ST
5.01	23	55-57 HIGH ST	7.06	2	92 MAIN ST
5.01	24	59 HIGH ST	7.06	3	90 MAIN ST
5.01	25	63 HIGH ST	7.06	4	86 MAIN ST
5.01	26	67 HIGH ST	7.06	5	82 MAIN ST
5.01	27	3 ACADEMY ST	7.06	6	4-6 CHURCH ST
5.01	28	5 ACADEMY ST	7.06	7	8-10 CHURCH ST

7.03	2	102 HIGH ST	7.06	8	12 CHURCH ST
7.03	3	98-100 HIGH ST	7.06	9	14-16 CHURCH ST
7.03	4	96 HIGH ST	7.07	1	15 LIBERTY ST
7.03	5	94 HIGH ST	7.07	2	4 LINWOOD ANNEX
7.03	6	38 LIBERTY ST	7.07	3	6 DIVISION ST
7.03	7	36 LIBERTY ST	7.07	4	94 MAIN ST
7.03	8	32 LIBERTY ST	7.07	5	96 MAIN ST
7.03	9	26 LIBERTY ST	7.07	6	100 MAIN ST-FRONT
7.03	10	22 LIBERTY ST	7.07	7	100 B MAIN ST
7.04	1	35 LIBERTY ST	7.07	8	7 LIBERTY ST
7.04	2	82 HIGH ST	7.07	9	9 LIBERTY ST
7.04	3	80 HIGH ST	7.08	10	14 LIBERTY ST
7.04	5	76-78 HIGH ST	7.08	11	8 LIBERTY ST
7.08	12	6 LIBERTY ST	8.04	13	149-153 SPRING ST
7.08	13	110 MAIN ST	8.04	14	141-143 SPRING ST
7.08	14	116 MAIN ST	8.04	15	137 SPRING ST-ALLEY WAY
7.09	1	132 MAIN ST	8.04	16	131 SPRING ST
7.09	2	128 MAIN ST	8.04	17	127-129 SPRING ST
7.09	3	124 MAIN ST	8.04	18	123 SPRING ST
7.09	4	3 DUNN PL	8.05	1	189-191 SPRING ST
7.09	5	122 MAIN ST	8.05	10	223 SPRING ST
8.01	1	54 HIGH ST	8.05	11	221 SPRING ST
8.01	4	4 PARK PL	8.05	12	219 SPRING ST
8.01	5	30 PARK PL	8.05	13	211-213 SPRING ST
8.01	6	40 PARK PL	8.05	14	201 SPRING ST
8.01	7	MAIN ST	8.06	5	214 SPRING ST
8.01	8	62 MAIN ST	8.06	6	216 SPRING ST
8.01	9	66 MAIN ST	8.06	7	218 SPRING ST
8.01	10	19 CHURCH ST	8.06	8	220 SPRING ST
8.02	1	4 HIGH/SPRING ST/PARK PL	8.06	10	234 SPRING ST
8.03	3	SPRING ST	8.08	1	91 MAIN ST
8.03	3	83 SPRING ST	8.08	2	89 MAIN ST
8.03	3	83 SPRING ST	8.08	3	85-87 MAIN ST
8.03	3	83 SPRING ST	8.08	4	83 MAIN ST
8.03	3	83 SPRING ST	8.08	5	81 MAIN ST
8.03	3	83 SPRING ST	8.08	6	79 MAIN ST
8.03	3	83 SPRING ST	8.08	7	75 MAIN ST
8.03	3	83 SPRING ST	8.08	8	63 MAIN ST
8.03	3	83 SPRING ST	8.08	9	59 MAIN ST
8.03	3	83 SPRING ST	8.08	10	41-47 MAIN ST
8.03	3	83 SPRING ST	8.08	11	39 MAIN ST
8.03	3	83 SPRING ST	8.08	12	21 MAIN ST
8.03	3	83 SPRING ST	8.08	13	17 MAIN ST
8.03	3	83 SPRING ST	8.08	14	9-11 MAIN ST

8.03	3	83 SPRING ST	8.08	15	7 MAIN ST
8.03	5	MORAN ST	8.08	16	3 MAIN ST
8.03	6	9 MORAN ST	8.08	17	1 MAIN ST
8.03	7	111 SPRING ST	8.08	18	108-110 SPRING ST
8.03	8	115 SPRING ST	8.08	19	112 SPRING ST
8.03	9	103 SPRING ST	8.08	20	116 SPRING ST
8.03	10	93-95 SPRING ST	8.08	21	112-120 SPRING ST
8.03	11	71-75 SPRING ST	8.08	22	124 SPRING ST
8.03	12	65-67 SPRING ST	8.08	23	132 SPRING ST
8.03	13	57-61 SPRING ST	8.08	24	144 SPRING ST
8.04	6	185 SPRING ST	8.08	25	150 SPRING ST
8.04	7	181-183 SPRING ST	8.08	26	156-160 SPRING ST
8.04	8	179 SPRING ST	8.08	27	166-168 SPRING ST
8.04	9	173 SPRING ST	8.08	28	170 SPRING ST
8.04	10	169 SPRING ST	8.08	29	1 ADAMS ST
8.04	11	163-165 SPRING ST - REAR	8.08	30	3 ADAMS ST
8.04	12	155-157 SPRING ST	8.08	31	11 ADAMS ST
8.08	32	13 ADAMS ST			
8.08	44	MAIN ST-REAR			
8.08	45	MAIN ST-REAR			
8.09	4	4 ADAMS ST			
8.09	5	180 SPRING ST			
8.09	6	188 SPRING ST			
8.09	7	196 SPRING ST			
8.09	8	200 SPRING ST			
14.01	1	125 MAIN ST			
14.01	2	121 MAIN ST			
14.01	3	117 MAIN ST			
14.01	4	115 MAIN ST			
14.01	5	113 MAIN ST			
14.01	6	105 MAIN ST			
14.01	17	131 MAIN ST			
14.03	1	101 MAIN ST			
14.03	2	97 MAIN ST TO ELM			
14.03	3	93 MAIN ST			

EXHIBIT B

DEFINITIONS SET FORTH IN THE ACT AS OF THE DATE OF ADOPTION

[N.J.S.A.] 40A:21-3. Definitions. As used in this act: [FNI]

a. "Abatement" means that portion of the assessed value of a property as it existed prior to construction, improvement or conversion of a building or structure thereon, which is exempted from taxation pursuant to this act.

b. "Area in need of rehabilitation" means a portion or all of a municipality which has been determined to be an area in need of rehabilitation or redevelopment pursuant to the "Local Redevelopment and Housing Law," P.L.1992, c. 79 (C.40A:12A-I et al.), a "blighted area" as determined pursuant to the "Blighted Areas Act," P.L.1949, c. 187 (C.40:55-21.1 et seq.), or which has been determined to be in need of rehabilitation pursuant to P.L.1975, c. 104 (C.54:4-3.72 et seq.), P.L.1977, c. 12 (C.54:4-3.95 et seq.), or P.L.1979, c. 233 (C.54:4-3.121 et al.).

c. "Assessor" means the officer of a taxing district charged with the duty of assessing real property for the purpose of general taxation.

d. "Commercial or industrial structure" means a structure or part thereof used for the manufacturing, processing or assembling of material or manufactured products, or for research, office, industrial, commercial, retail, recreational, hotel or motel facilities, or warehousing purposes, or for any combination thereof, which the governing body determines will tend to maintain or provide gainful employment within the municipality, assist in the economic development of the municipality, maintain or increase the tax base of the municipality and maintain or diversify and expand commerce within the municipality. It shall not include any structure or part thereof used or to be used by any business relocated from another qualifying municipality unless: the total square footage of the floor area of the structure or part thereof used or to be used by the business at the new site together with the total square footage of the land used or to be used by the business at the new site exceeds the total square footage of that utilized by the business at its current site of operations by at least 10%; and the property that the business is relocating to has been the subject of a remedial action plan costing in excess of \$250,000 performed pursuant to an administrative consent order entered into pursuant to authority vested in the Commissioner of Environmental Protection under P.L.1970, c.33 (C.13:1D-1 et al.), the "Water Pollution Control Act," P.L. 1977, c. 74 (C.58:IOA-1 et seq.), the "Solid Waste Management Act," P.L.1970, c. 39 (C.13: I E- I et seq.), and the "Spill Compensation and Control Act," P.L.1976, c. 141 (C.58:10-23.11 et seq.).

e. "Completion" means substantially ready for the intended use for which a building or structure is constructed, improved or converted.

f. "Condominium" means a property created or recorded as a condominium pursuant to the "Condominium Act," P.L.1969, c. 257 (C.46:8B-I et seq.).

g. "Construction" means the provision of a new dwelling, multiple dwelling or commercial or industrial structure, or the enlargement of the volume of an existing multiple dwelling or commercial or industrial structure by more than 30%, but shall not mean the conversion of an existing building or structure to another use.

h. "Conversion" or "conversion alteration" means the alteration or renovation of a nonresidential building or structure, or hotel, motel, motor hotel or guesthouse, in such manner as to convert the building or structure from its previous use to use as a dwelling or multiple dwelling.

i. “Cooperative” means a housing corporation or association , wherein the holder of a share or membership interest thereof is entitled to possess and occupy for dwelling purposes a house, apartment , or other unit of housing owned by the corporation or association, or to purchase a unit of housing owned by the corporation or association.

j. “Cost” means, when used with respect to abatements for dwellings or multiple dwellings , only the cost or fair market value of direct labor and materials used in improving a multiple dwelling, or of converting another building or structure to a multiple dwelling, or of constructing a dwelling, or of converting another building or structure to a dwelling , including any architectural, engineering, and contractor's fees associated therewith, as the owner of the property shall cause to be certified to the governing body by an independent and qualified architect, following the completion of the project.

k. “Dwelling “ means a building or part of a building used , to be used or held for use as a home or residence, including accessory buildings located on the same premises, together with the land upon which such building or buildings are erected and which may be necessary for the fair enjoyment thereof , but shall not mean any building or part of a building, defined as a “multiple dwelling” pursuant to the “Hotel and Multiple Dwelling Law,” P.L.1967, c. 76 (C.55:13A-1 et seq.) . A dwelling shall include, as they are separately conveyed to individual owners, individual residences within a cooperative, if purchased separately by the occupants thereof, and individual residences within a horizontal property regime or a condominium, but shall not include “general common elements” or “common elements” of such horizontal property regime or condominium as defined pursuant to the “Horizontal Property Act,” P.L.1963, c. 168 (C.46:8A-1 et seq.), or the “Condominium Act,” P.L.1969, c. 257 (C.46:8B-1 et seq.), or of a cooperative, if the residential units are owned separately.

l. “Exemption” means that portion of the assessor's full and true value of any improvement, conversion alteration, or construction not regarded as increasing the taxable value of a property pursuant to this act.

m. “Horizontal property regime” means a property submitted to a horizontal property regime pursuant to the “ Horizontal Property Act,” P.L.1963, c. 168 (C.46:8A-1 et seq.).

n. “Improvement” means a modernization, rehabilitation, renovation, alteration or repair which produces a physical change in an existing building or structure that improves the safety, sanitation, decency or attractiveness of the building or structure as a place for human habitation or work, and which does not change its permitted use . In the case of a multiple dwelling, it includes only improvements which affect common areas or elements, or three or more dwelling units within the multiple dwelling. In the case of a multiple dwelling or commercial or industrial structure, it shall not include ordinary painting, repairs and replacement of maintenance items, or an enlargement of the volume of an existing structure by more than 30%. In no case shall it include the repair of fire or other damage to a property for which payment of a claim was received by any person from an insurance company at any time during the three- year period immediately preceding the filing of an application pursuant to this act.

o. “Multiple dwelling “ means a building or structure meeting the definition of “multiple dwelling” set forth in the “Hotel and Multiple Dwelling Law,” P.L.1967, c. 76 (C.55:13A-1 et seq.) [which is set forth below] , and means for the purpose of improvement or construction the “general common elements” and “common elements” of a condominium, a cooperative, or a horizontal property regime.

p. “Project” means the construction, improvement or conversion of a structure in an area in need of rehabilitation that would qualify for an exemption, or an exemption and abatement, pursuant to P.L.1991, c. 441 (C.40A:21-1 et seq.).

q. “Annual period” means a duration of time comprising 365 days, or 366 days when the included month of February has 29 days, that commences on the date that an exemption or abatement for a project becomes effective pursuant to section 16 of P.L.1991, c. 441 (C.40A:21-16).

[FNI] L.1991, c. 441 (N.J.S.A. § 40A:21-1 et seq.).

DEFINITION OF MULTIPLE DWELLING SET FORTH IN THE HOTEL AND MULTIPLE DWELLING LAW AS OF THE DATE OF ADOPTION

[N.J.S.A.] 55:13A-3. Definitions.

.....

(k) The term “multiple dwelling” shall mean any building or structure of one or more stories and any land appurtenant thereto, and any portion thereof, in which three or more units of dwelling space are occupied, or are intended to be occupied by three or more persons who live independently of each other. This definition shall also mean any group of ten or more buildings on a single parcel of land or on contiguous parcels under common ownership, in each of which two units of dwelling space are occupied or intended to be occupied by two persons or households living independently of each other, and any land appurtenant thereto, and any portion thereof. This definition shall not include:

(1) any building or structure defined as a hotel in P.L.1967, c. 76 (C.55:13A-1 et seq.), or registered as a hotel with the Commissioner of Community Affairs as hereinafter provided, or occupied or intended to be occupied exclusively as such;

(2) a building section containing not more than four dwelling units, provided the building has at least two exterior walls unattached to any adjoining building section and the dwelling units are separated exclusively by walls of such fire-resistant rating as comports with the “State Uniform Construction Code Act,” P.L.1975, c. 217 (C.52:27D-119 et seq.) at the time of their construction or with a rating as shall be established by the bureau in conformity with recognized standards and the building is held under a condominium or cooperative form of ownership, or by a mutual housing corporation, provided that if any units within such a building section are not occupied by an owner of the unit, then that unit and the common areas within that building section shall not be exempted from the definition of a multiple dwelling for the purposes of P.L.1967, c. 76 (C.55:13A-1 et seq.). A condominium association, or a cooperative or mutual housing corporation shall provide the bureau with any information necessary to justify an exemption for a dwelling unit pursuant to this paragraph; or

(3) any building of three stories or less, owned or controlled by a nonprofit corporation organized under any law of this State for the primary purpose to provide for its shareholders or members housing in a retirement community as same is defined under the provisions of the “Retirement Community Full Disclosure Act,” P.L.1969, c. 215 (C.45:22A-1 et seq.), provided that the corporation meets the requirements of section 2 of P.L.1983, c. 154 (C.55:13A-13.1).

TOWN OF NEWTON

ORDINANCE NO. 2021-15

AN ORDINANCE PROVIDING FUNDING FOR VARIOUS WATER AND SEWER UTILITY IMPROVEMENTS FOR THE TOWN OF NEWTON AND APPROPRIATING \$485,000 FOR SUCH PURPOSE

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Town of Newton, in the County of Sussex, New Jersey, authorizes various water and sewer utility improvements to be undertaken, including but not limited to chemical mitigation testing of a chlorine dioxide system at the Water Treatment Plant, Pump Station Improvement Program Study for Sussex Street, Merriam Avenue, Woodside Avenue, Memory Park and Sparta Avenue pump stations, Electrical Plant Power Study at Wastewater Treatment Plant, and Phase I of Sewer Line Renovations for the Town of Newton to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$485,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the Reserve for LFRF (Local Fiscal Recovery Fund) - APR (American Recovery Plan) 2021 in the amount of \$419,668.57 and Water/Sewer Capital Improvement Fund in the amount of \$65,331.43.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Town determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Town of Newton may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, July 12, 2021 via video conferencing. It will be considered for adoption, after final reading and public reading thereon, at a regular meeting of the Newton Town Council to be conducted at 7:00 p.m. or as soon thereafter as the matter be heard on Monday, August 9, 2021 in the Council Chambers at the Newton Town Municipal Building, 39 Trinity Street, Newton, New Jersey or via electronic means via Zoom, whichever way the Town shall be conducting its meetings at that time, and the Ordinance shall take effect in accordance with law.

ATTEST:

Teresa A. Oswin, RMC
Deputy Municipal Clerk

TOWN OF NEWTON

ORDINANCE # 2021-16

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$3,803,300 FOR THE CONSTRUCTION OF SPARTA AVENUE PUMP STATION IN AND BY THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$3,243,000 BONDS OR NOTES OF THE TOWN FOR FINANCING PART OF THE APPROPRIATION

BE IT ORDAINED, BY THE TOWN COUNCIL OF THE TOWN OF NEWTON, IN THE COUNTY OF SUSSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvement described in Section 3 of this Bond Ordinance (the "Improvement") is hereby authorized to be undertaken by the Town of Newton, in the County of Sussex, New Jersey (the "Town") as a general improvement. For the said Improvement there is hereby appropriated the amount of \$3,803,300, such sum includes \$560,300 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments or capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvement not covered by application of the Down Payment, negotiable bonds of the Town are hereby authorized to be issued in the principal amount of \$3,243,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Town are hereby authorized to be issued in the principal amount not exceeding \$3,243,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for the construction of Sparta Avenue Pump Station, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Town Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$3,243,000.

(c) The estimated cost of the Improvement is \$3,803,300 which amount represents the initial appropriation made by the Town.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Town (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Town Council of the Town at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Town is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Town Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense, and is a capital improvement or property that the Town may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Town Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Town, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$3,243,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$1,000,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Town authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Town as funds applicable only to the payment of obligations of the Town authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this Bond Ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy ad valorem taxes upon all the taxable property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Chief Financial Officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Town reasonably expects to pay expenditures with respect to the Improvement prior to the date that Town incurs debt obligations under this Bond Ordinance. The Town reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Town under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$3,243,000.

SECTION 11:

This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, July 12, 2021 via video conferencing. It will be considered for adoption, after final reading and public reading thereon, at a regular meeting of the Newton Town Council to be conducted at 7:00 p.m. or as soon thereafter as the matter be heard on Monday, August 9, 2021 in the Council Chambers at the Newton Town Municipal Building, 39 Trinity Street, Newton, New Jersey or via electronic means via Zoom, whichever way the Town shall be conducting its meetings at that time, and the Ordinance shall take effect in accordance with law.

ATTEST:

Teresa A. Oswin, RMC
Deputy Municipal Clerk

TOWN OF NEWTON

ORDINANCE 2021-17

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 100 OF THE NEWTON TOWN CODE, ENTITLED “FEES AND COSTS” TO ADD A NEW SECTION, SECTION 100-25, ENTITLED “RECREATIONAL CANNABIS TAX” AND TAXING THE CULTIVATION, PROCESSING, DISTRIBUTION, AND RETAIL SALE OF LEGAL CANNABIS WITHIN THE TOWN OF NEWTON

WHEREAS, the Town Council of the Town of Newton introduced Ordinance 2021-12 to regulate legal cannabis as to the processing, sales, and distribution within the Town of Newton as per P.L. 2021, c. 16 (“New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act”) at its meeting on June 14, 2021; and

WHEREAS, the Town Council of the Town of Newton at its meeting on June 28, 2021 adopted Ordinance 2021-12 permitting the growing, manufacturing, wholesaling, distribution, retail sales, and delivery of recreational cannabis as conditional uses in the Town of Newton; and

WHEREAS, the enabling legislation enacted by the Legislature of the State of New Jersey, included the enactment of *N.J.S.A. 40:48I-1*, which permits the Town of Newton to adopt transfer and user taxes for the growing, manufacturing, wholesale, distribution, retail sale, and/or delivery of recreational cannabis;

NOW, THEREFORE BE IT ORDAINED, by the Town Council of the Town of Newton, County of Sussex, State of New Jersey, that Chapter 100 of the Town of Newton Code is hereby amended, revised, and supplemented by the addition of a new Section 100-25, entitled “Recreational Cannabis Tax” as follows:

SECTION 1

§100-25 – RECREATIONAL CANNABIS TAX

A. As used in this section:

1. “Cannabis” means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
2. “Cannabis cultivator” means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
3. “Cannabis establishment” means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
4. “Cannabis items” means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).

5. "Cannabis manufacturer" means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
 6. "Cannabis retailer" means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
 7. "Cannabis wholesaler" means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
 8. "Consumer" means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
 9. "Premises" means the same as that term is defined in section 3 of P.L.2021, c. 16 (N.J.S.A. 24:6I-33).
- B. A transfer tax on the sale of recreational cannabis and cannabis items is hereby established on the following transactions.
1. Sale of cannabis by a cannabis cultivator to another cannabis cultivator.
 2. Sale of cannabis items from one cannabis establishment to another cannabis establishment.
 3. Retail sales of cannabis items by a cannabis retailer to retail consumers who are twenty-one (21) years of age or older; and/or,
 4. Any combination thereof.
- C. The following transfer tax rates shall apply to all sales of recreational cannabis and cannabis items:
1. Two percent (2%) of the receipts from each sale by a cannabis cultivator;
 2. Two percent (2%) of the receipts from each sale by a cannabis manufacturer;
 3. One percent (1%) of the receipts from each sale by a cannabis wholesaler;
 4. Two percent (2%) of the receipts from each sale by a cannabis retailer.
- D. A user tax on any concurrent license holder operating more than one (1) cannabis establishment is imposed on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to paragraph B above of this Ordinance, from the license holder's establishment that is located in the Town of Newton to any of the other license holder's establishments, whether located in this Town of Newton or another municipality.

- E. The following user tax rates shall apply to all transfers by a concurrent license holder of cannabis items to any of the other license holder's establishments:
1. Two percent (2%) on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to paragraph (C) above of this Ordinance by a cannabis cultivator;
 2. Two percent (2%) on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to paragraph (C) above of this Ordinance by a cannabis manufacturer;
 3. One percent (1%) on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to paragraph (C) above of this Ordinance by a cannabis wholesaler;
 4. Two percent (2%) on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax imposed pursuant to paragraph (C) above of this Ordinance by a cannabis retailer.
- F. This Ordinance shall be interpreted and administered in accordance with N.J.S.A. 40:48I-1, as the same may be amended, revised, and/or supplemented from time to time.

SECTION 2

SEVERABILITY AND REPEALER

Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof other than the part held invalid.

SECTION 3

NOTICE

The Town Clerk is hereby directed to give notice of the second (2nd) reading of this Ordinance pursuant to law. Upon adoption of this Ordinance, after public hearing, the Town Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

SECTION 4

EFFECTIVE DATE

This Ordinance shall take effect immediately upon adoption and publication with law.

TAKE NOTICE that the above Ordinance was introduced at a regular meeting of the Town Council of the Town of Newton conducted on Monday, July 12, 2021 via video conferencing. It will be considered for adoption, after final reading and public reading thereon, at a regular meeting of the Newton Town Council to be conducted at 7:00 p.m. or as soon thereafter as the matter be heard on Monday, August 9, 2021 in the Council Chambers at the Newton Town Municipal Building, 39 Trinity Street, Newton, New Jersey, or via electronic means via Zoom, whichever way the Town shall be conducting its meetings at that time, and the Ordinance shall take effect in accordance with law.

ATTEST:

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #151-2021

July 12, 2021

“Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the East Clinton Street, Lawnwood Avenue, & Nelson Street Resurfacing Project”

NOW, THEREFORE BE IT RESOLVED, that the Newton Town Council of the Town of Newton, County of Sussex, State of New Jersey formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as:

MA-2022- E Clinton St., Lawnwood Ave., & Nels- 00073

to the New Jersey Department of Transportation on behalf of the Town of Newton; and

BE IT FURTHER RESOLVED that the Town Manager and/or Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Town of Newton and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

The below signatures and the Town of Newton seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST AND AFFIX SEAL

Teresa A. Oswin, RMC
Deputy Municipal Clerk

Matthew S. Dickson
Mayor

Thomas S. Russo, Jr.
Town Manager

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, July 12, 2021 via video conferencing.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



**TOWN OF NEWTON
RESOLUTION #152-2021**

July 12, 2021

**“Authorize Refund Due a Water and Sewer
Utility Account”**

WHEREAS, on January 11, 2021 Block 19.02, Lot 4, also known as 12 Mount View Street, transferred ownership from Anderson Enterprises to Justin Norris; and

WHEREAS, a final water reading for the transfer of ownership was done on January 11, 2021; and

WHEREAS, a transmission error between the handheld reading device and the actual meter was ten times more than the actual usage on the meter; and

WHEREAS, Anderson Enterprises, LLC, the seller, is due a refund of \$3,706.79 due to the overstating of the usage for the final bill;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Water and Sewer Collector is hereby authorized to issue a refund to Anderson Enterprises, LLC, 3799 US Route 46, Parsippany NJ 07054 in the amount of \$3,706.79.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, July 12, 2021 via video conferencing.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON
RESOLUTION #153-2021

July 12, 2021

**"Authorize Refund of Taxes; Block 22.10,
Lot 9, for a 100% Disabled Veteran
Exemption"**

WHEREAS, Lawrence Pittenger owns Block 22.10, Lot 9, also known as 49 Sussex Street, Newton, New Jersey; and

WHEREAS, the Municipal Tax Assessor has granted a 100% Disabled Veteran Tax Exemption on April 7, 2021 for the property owned by Lawrence Pittenger; and

WHEREAS, the property taxes for Block 22.10, Lot 9, are paid through the 2nd quarter of 2021 and a portion of the 2nd quarter taxes need to be refunded; and

WHEREAS, the Tax Collector has determined the amount of the portion of the 2nd quarter taxes to be refunded is \$1,375.46;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton that the Governing Body acknowledges a portion of the 2nd quarter taxes need be refunded; and

BE IT FURTHER RESOLVED, that the Treasurer be authorized to issue a check in the total amount of \$1,375.46 to Lawrence Pittenger, 49 Sussex St., Newton, NJ 07860.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, July 12, 2021 via video conferencing.

Teresa A. Oswin, RMC
Deputy Municipal Clerk



TOWN OF NEWTON

RESOLUTION #154-2021

July 12, 2021

“Approve Bills and Vouchers for Payment”

BE IT RESOLVED by the Town Council of the Town of Newton that payment is hereby approved for all vouchers that have been properly authenticated and presented for payment, representing expenditures for which appropriations were duly made in the 2020 and 2021 Budgets adopted by this local Governing Body, including any emergency appropriations, and where unexpended balances exist in said appropriation accounts for the payment of such vouchers.

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday, July 12, 2021 via video conferencing.

Teresa A. Oswin, RMC
Deputy Municipal Clerk

List of Bills - CLEARING/CLAIMS

Meeting Date: 07/12/2021 For bills from 06/29/2021 to 07/09/2021

Check#	Vendor	Description	Payment	Check Total
4082	921 - AIRGAS USA, LLC	PO 59560 MIG/WELDING Spls/Bridge Work/Gates CUST	11.88	11.88
4083	4106 - ALL GAS & WELDING SUPPLY CO., INC.	PO 59559 MIG/WELDING Spls/Bridge Work/Gates CUST	206.02	206.02
4084	3251 - BADGER METER, INC.	PO 59148 B: Agreement Beacon Mobile Hosting/ Wate	162.90	162.90
4085	3905 - BLUE DIAMOND DISPOSAL INC.	PO 59588 B: POOL GARBAGE DISPOSAL/DUMPSTER SEASON	461.00	461.00
4086	1132 - BOONTON TIRE SUPPLY INC.	PO 59193 B: POLICE VEH MAINT	397.72	
		PO 59535 B: POLICE VEH REPAIR	451.55	849.27
4087	3355 - BRAEN STONE SPARTA	PO 59432 B: Dense Grade Aggregates/Road&Water Rpr	706.94	
		PO 59432 B: Dense Grade Aggregates/Road&Water Rpr	1,843.11	2,550.05
4088	2124 - BUCKMAN'S INC.	PO 59467 B: POOL CHEMICALS 2021 SEASON	3,671.65	3,671.65
4089	2461 - CAESARS ATLANTIC CITY	PO 59371 NJLM 2 NIGHT STAY (11/16-11/18/21)	4,396.00	4,396.00
4090	3893 - CAMPBELL SUPPLY OF SUSSEX CTY LLC	PO 59514 Reflective Tape /MiscRPR	120.00	120.00
4091	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 58406 B: ALARM CIRCUITS	125.85	125.85
4092	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 59508 LOCAL PHONE SVC ACCT #310115975 JUNE	1,326.29	
		PO 59508 LOCAL PHONE SVC ACCT #310115975 JUNE	2,840.61	4,166.90
4093	3770 - CINTAS	PO 59146 DPW/WS: Water/Cooler/Cleaning (May-Dec 2	45.00	
		PO 59146 DPW/WS: Water/Cooler/Cleaning (May-Dec 2	45.00	
		PO 59241 B: FIRST AID SUPPLIES DPW/WS May - Decem	57.99	
		PO 59241 B: FIRST AID SUPPLIES DPW/WS May - Decem	68.11	216.10
4094	1632 - COOPER ELECTRIC SUPPLY CO.	PO 59553 TH LIGHTS ACCT #25723	1,135.76	1,135.76
4095	2361 - CSS INC.	PO 59543 PRE-EMPLOYMENT/POST ACC. Screenings - Ma	1,824.00	1,824.00
4096	286 - CURRENT ACCOUNT	PO 59524 STATUTORY EXESS MONIES 2020 TO CURRENT-D	7,152.39	7,152.39
4097	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 58687 DPW/ WS Uniforms, Mats/ Supplies 1/2021-	553.12	
		PO 58687 DPW/ WS Uniforms, Mats/ Supplies 1/2021-	576.56	1,129.68
4098	2136 - DRAEGER, INC.	PO 59504 SIMULATOR SOLUTION	120.00	120.00
4099	4436 - EDIBLE JERSEY LLC.	PO 59509 Half-page Ad - Fall 2021 Print Edition	780.00	
		PO 59509 Half-page Ad - Fall 2021 Print Edition	780.00	1,560.00
4100	2640 - FERGUSON ENTERPRISES LLC #3326	PO 59465 Water Supplies/ Flags/Valves/Curb Box	233.32	233.32
4101	4323 - FIREWORKS EXTRAVAGANZA	PO 59564 FIREWORKS FOR AFTER CONCERT/ AUGUST 14,	4,750.00	4,750.00
4102	373 - GALLS, LLC	PO 59501 CROSSING GUARD RAIN COATS ACCT #4794479	84.59	84.59
4103	230 - HAYEK'S MARKET INC.	PO 59548 Lunch - Oswin	20.44	20.44
4104	1866 - HOME DEPOT, INC.	PO 59454 B: POOL- Maintenance and supplies	391.42	
		PO 59561 May 2021	143.58	
		PO 59561 May 2021	484.75	
		PO 59561 May 2021	565.73	
		PO 59562 JUNE 2021	2,558.50	4,143.98
4105	1866 - HOME DEPOT, INC.	PO 59562 JUNE 2021	128.31	
		PO 59562 JUNE 2021	1,107.48	1,235.79
4106	332 - J & D SALES & SERVICE,LLC.	PO 59512 Air Compressor/H2O Filter Sensor Rpr	40.49	40.49
4107	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 59579 PB CONSULT-JUNE 2021	422.50	
		PO 59580 NATURAL SELECTION-JUNE ESCROW	65.00	
		PO 59581 HPC CONSULT-JUNE 2021	770.00	
		PO 59586 TEYMA-JUNE ESCROW	1,127.50	2,385.00
4108	113 - JCP&L	PO 59539 MORAN ST -JUNE	310.89	310.89
4109	3644 - JOHNNY ON THE SPOT, LLC.	PO 58897 Park Porta John Rental April - Nov 2021	541.25	541.25
4110	4396 - KIMBALL MIDWEST	PO 59519 Hydraulic Fittings/Snow Parts	1,761.22	1,761.22
4111	3711 - KKPR MARKETING & PUBLIC RELATIONS,	PO 58567 B: RECREATION SPECIAL EVENTS \$3750.00	1,002.50	1,002.50
4112	2532 - LADDEY, CLARK & RYAN, LLP	PO 58448 B: PROSECUTOR (\$31,000/12=\$2,583.33 Gree	2,874.99	
		PO 59527 FARM STORES-MAY ESCROW	1,026.00	
		PO 59528 AHS-MAY ESCROW	36.00	
		PO 59529 WATER ST HOLDINGS-MAY ESCROW	756.00	
		PO 59530 MERRIAM GA-MAY ESCROW	396.00	
		PO 59538 NAT SELECT BROOKSIDE URBAN RENEWAL	697.00	5,785.99
4113	266 - LAFAYETTE AUTO PARTS	PO 59554 Equip Main/Couplings/HydrHoses	60.46	60.46
4114	4227 - LAW OFFICE OF DANIEL P. AGATINO, LLC.	PO 58411 B: PUBLIC DEFENDER (13,500/12=\$1,125	1,333.33	1,333.33
4115	4343 - LEM PRODUCTS INC	PO 59329 Hydrant Identification Rings	2,790.29	2,790.29
4116	62 - MGL FORMS - SYSTEMS, LLC.	PO 59505 Minute Book (2021) CUST #N023	232.00	232.00
4117	4381 - MID-AMERICAN ELEVATOR CO., INC.	PO 59054 B: ELEVATOR MAINT (TH & POLICE) May - De	480.00	480.00
4118	53 - MONTAGUE TOOL & SUPPLY, INC.	PO 59556 ASPHALT/ Street REPAIR Spls	426.02	426.02
4119	3450 - MORRIS ASPHALT SUPPLY, LLC	PO 59555 ASPHALT/ Street REPAIR	3,034.02	3,034.02
4120	3339 - MUNI CLERKS ASSO OF NJ	PO 59565 T. Oswin - Membership 2021-2022	100.00	100.00
4121	4334 - NAME BADGES, INC.	PO 59523 Name badges - Council, Alcock, Oswin	40.91	

List of Bills - CLEARING/CLAIMS

Meeting Date: 07/12/2021 For bills from 06/29/2021 to 07/09/2021

Check#	Vendor	Description	Payment	Check Total
		PO 59523 Name badges - Council, Alcock, Oswin	40.91	81.82
4122	4418 - NEGLIA ENGINEERING ASSOCIATES	PO 59240 Traffic Study for 121 Water St Redevelop	3,490.00	3,490.00
4123	170 - NEWTON BOARD OF EDUCATION	PO 59369 SCHOOL TAX (JULY-DEC) 2021 -	1,551,950.16	1,551,950.16
4124	336 - NEWTON TROPHY	PO 59506 Name Plates	20.00	20.00
4125	2701 - NJLM	PO 59507 NJLM Magazine Sub. Renewal	175.00	175.00
4126	2835 - NJMEBF	PO 59544 MEDICAL/DENTAL - JULY	31,300.00	
		PO 59544 MEDICAL/DENTAL - JULY	113,193.97	
		PO 59544 MEDICAL/DENTAL - JULY	22,789.03	167,283.00
4127	2882 - ONE CALL CONCEPTS, INC.	PO 58516 B: ONE CALL MESSAGES	209.49	209.49
4128	4383 - OPTIMUM	PO 58409 B: DIGITAL CONVERTERS & DTA'S	121.35	121.35
4129	64 - PELLOW, HAROLD & ASSO, INC.	PO 59515 2021 MUNI STORMWATER GEN PERMIT	359.63	
		PO 59550 THORLABS-APR ESCROW	1,637.13	
		PO 59570 DENNIS LIBRARY-MAY ESCROW	65.00	
		PO 59571 PB CONSULT-MAY 2021	97.50	
		PO 59572 TEYMA-MAY ESCROW	97.50	
		PO 59573 AHS-MAY ESCROW	358.25	
		PO 59574 ENGINEERING -MAY	3,415.82	6,030.83
4130	64 - PELLOW, HAROLD & ASSO, INC.	PO 59574 ENGINEERING -MAY	3,017.52	
		PO 59575 SAMARITAN INN-MAY ESCROW	65.00	
		PO 59576 FARM POINTE HOUSTON-MAY	227.50	
		PO 59577 MERRIAM GATEWAY-MAY	650.75	
		PO 59578 NATURAL SELECTION-MAY ESCROW	975.00	
		PO 59589 WATER STREET HOLDINGS-MAY 2021	4,870.51	9,806.28
4131	4204 - PLANET NETWORKS INC.	PO 58412 B: POLICE INTERNET/WEB HOSTING/FIREWALL	1,359.72	
		PO 58449 B: INTERNET TH	159.95	
		PO 59339 B: INTERNET Water/Sewer Buildings ID#82	609.90	2,129.57
4132	57 - PRINTING CENTER, INC	PO 59520 Primary Election Costs	3,966.24	3,966.24
4133	121 - PUMPING SERVICES, INC.	PO 59526 Sussex Annex Basin Stormwater Pump/Inspe	1,181.90	1,181.90
4134	39 - QUILL CORPORATION	PO 59475 Paper for 2nd floor copier ACCT #618263	49.97	
		PO 59475 Paper for 2nd floor copier ACCT #618263	49.99	99.96
4135	251 - R.S. PHILLIPS STEEL LLC	PO 59517 Steel to build Trail Bridge/Base	797.40	797.40
4136	611 - SEBRING AUTO PARTS, INC.	PO 59197 B: Auto Spls/Rprs	5.65	
		PO 59197 B: Auto Spls/Rprs	120.98	126.63
4137	1489 - SMALLEY, JOHN H	PO 58447 B: 2021 SVC'S WTP (\$17,250/12=\$1,437.50	1,437.50	1,437.50
4138	1461 - SPARTA READY MIX, INC.	PO 59558 Concrete to build Trail Bridge/Footings	2,084.00	2,084.00
4139	316 - SPARTA TOWNSHIP TAX COLLECTOR	PO 59447 3rd QTR 2021 PROP TAX MORRIS LAKE	17,145.02	17,145.02
4140	4024 - SPECTROTEL	PO 58408 B: LOCAL/LONG DISTANCE PHONE (ACCT #37	603.21	603.21
4141	2257 - STAPLES	PO 58530 B: POLICE OFFICE SUPPLIES	359.72	
		PO 58933 DPW OFFICE SUPP'S GARAGE	90.33	
		PO 59376 B: OFFICE SUPPLIES	41.95	
		PO 59518 FINANCE OFFICE SUPP'S	79.91	
		PO 59518 FINANCE OFFICE SUPP'S	79.90	651.81
4142	2257 - STAPLES	PO 59531 FAX MACHINE IMAGING UNIT	64.59	
		PO 59584 DPW OFFICE SUPP'S GARAGE	139.30	
		PO 59584 DPW OFFICE SUPP'S GARAGE	234.03	437.92
4143	1982 - State of NJ, DCA ELSA	PO 59585 2021 ELEVATOR INSPECTION #1915-00118-001	334.00	334.00
4144	2056 - SUBURBAN PROPANE, LP.	PO 59542 PROPANE ACCT #2232-139164	3,467.45	3,467.45
4145	3442 - SUNLIGHT GENERAL	PO 59582 JUNE SOLAR BILL	1,030.08	
		PO 59582 JUNE SOLAR BILL	596.68	1,626.76
4146	102 - SUSSEX CAR WASH INC	PO 58526 B: POLICE CAR WASHES	168.00	168.00
4147	2310 - SUSSEX COUNTY ENGINEERING DIVISION	PO 59583 FD MVA - 6/5/2021 (Ladder vs. Traffic Si	2,639.62	2,639.62
4148	2113 - SUSSEX COUNTY MAILING SERVICE	PO 59453 Fall 2021 RECYCLING LETTERS MAILED	1,032.08	1,032.08
4149	130 - SUSSEX COUNTY P & H, INC.	PO 59182 B: PLUMBING SUPPLIES	15.40	15.40
4150	3897 - SYNCHRONY BANK	PO 59098 04/23/21 - Miscellaneous office supplies	48.87	
		PO 59474 June 2021 - tiaras for Miss & Little Mis	25.60	
		PO 59532 CENCOM BATTERY REPLACEMENT	79.51	
		PO 59534 Office Supplies - P/Z	99.12	
		PO 59551 Refreshments for 2021 Miss Newton Contes	77.96	
		PO 59563 Office Supplies - Town Manager's Office	31.71	
		PO 59563 Office Supplies - Town Manager's Office	31.71	394.48
4151	3851 - THE CANNING GROUP, LLC.	PO 58405 B: QPA PURCHASING 2021 (\$6,500/12=\$541.6	541.67	541.67
4152	217 - TIMMERMAN COMPANY, INC.	PO 59587 Sweeper Parts	1,596.03	1,596.03

List of Bills - CLEARING/CLAIMS

Meeting Date: 07/12/2021 For bills from 06/29/2021 to 07/09/2021

Check#	Vendor	Description	Payment	Check Total
4153	2675 - TIRE KING, INC.	PO 59516 Truck Tires&Rims/#	320.00	320.00
4154	4197 - TOPOLOGY NJ, LLC.	PO 59510 Redevelopment Services - May 2021	2,917.50	
		PO 59510 Redevelopment Services - May 2021	1,181.25	4,098.75
4155	2880 - TRACTOR SUPPLY	PO 59557 ParksSpls cust #6035301203147200	131.97	131.97
4156	363 - TREASURER, STATE OF NEW JERSEY	PO 59214 2021-2026 TRANSPORTER REGISTRATION	2,134.00	2,134.00
4157	1151 - TREASURER, STATE OF NEW JERSEY	PO 59549 WATER ALLOCATION PERMIT 2020 RENEWAL PRO	116.18	116.18
4158	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 58732 B: SPECIAL ATTORNEY FOR LABOR RELATIONS	748.00	748.00
4159	4431 - TRYSTONE CAPITAL ASSETS LLC	PO 59446 PAYOFF OF TSC 2019-001	2,518.14	2,518.14
4160	4152 - UNITED SITE SERVICES, INC	PO 58483 B: SLUDGE REMOVAL CUST #74732	62,544.69	62,544.69
4161	1280 - VERIZON WIRELESS, INC.	PO 59541 CELL PHONES -JUNE	77.34	
		PO 59541 CELL PHONES -JUNE	189.07	266.41
4162	1158 - VISION SERVICE PLAN	PO 59537 VISION - MAY / JUN 2021	2,296.89	2,296.89
4163	1500 - WALMART	PO 59567 Refreshments for 2021 Miss Newton Contes	30.50	30.50
4164	4390 - WANTAGE TOWNSHIP	PO 58641 Animal Control 2/1/210-12/31/21 Contract	1,487.54	1,487.54
4165	477 - WATER & SEWER CAPITAL ACCOUNT	PO 59540 CURR MOVE ARP MONIES TO W/S CAPITAL LFRF	419,668.57	419,668.57
4166	2713 - WILLIAM GRENNILLE, LLC.	PO 59569 W/S COVERAGE JOE CARR JULY 3rd TO JULY 1	4,370.00	4,370.00
TOTAL				2,342,987.25

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
100133	INTERFUND RECEIVABLE - W&S CAPITAL			419,668.57	
101265	DUE NEWTON BOE - SCHOOL TAX PAYABLE			1,551,950.16	
101299	Due to Clearing			0.00	2,148,579.07
1050200	TOWN MANAGER'S OFFICE - OTHER EXPENSES	1,237.05			
1051200	TOWN CLERK'S OFFICE - OTHER EXPENSES	666.00			
1051500	ELECTIONS - OTHER EXPENSES	3,966.24			
1052200	TOWN COUNCIL - OTHER EXPENSES	803.00			
1054200	FINANCE ADMINISTRATION - OTHER EXPENSES	393.91			
1055200	ASSESSMENT OF TAXES - OTHER EXPENSES	314.00			
1058200	LEGAL SERVICES - OTHER EXPENSES	4,456.33			
1058200A	(2020) LEGAL SERVICES - OTHER EXPENSES		697.00		
1060200	ENGINEERING - OTHER EXPENSES	1,041.64			
1061200	BUILDINGS & GROUNDS - OTHER EXPENSES	3,011.83			
1062200	PLANNING BOARD - OTHER EXPENSES	933.12			
1063200	HISTORIC COMMISSION - OTHER EXPENSES	770.00			
1064200	COMMUNITY DEVELOPMENT - OTHER EXPENSES	314.00			
1066200	EMPLOYEE GROUP INSURANCE - OTHER EXPENSE	115,490.86			
1070200	FIRE DEPARTMENT - OTHER EXPENSES	314.00			
1074200	POLICE DEPARTMENT - OTHER EXPENSES	800.26			
1074300	COMMUNICATIONS CENTER - OTHER EXPENSES	1,503.82			
1078200	EMERGENCY MANAGEMENT - OTHER EXPENSES	628.00			
1080200	ROAD REPAIR & MAINT - OTHER EXPENSES	7,442.81			
1081200	SNOW REMOVAL - OTHER EXPENSES	1,086.65			
1082200	STORMWATER/FLOOD CONTROL - OTHER EXPENSE	1,181.90			
1082200A	(2020) STORMWATER/FLOOD CONTROL - OTHER EXPENSE		1,843.11		
1083200	RECYCLING/SANITATION - OTHER EXPENSES	68.39			
1083300	VEHICLE MAINTENANCE - OTHER EXPENSES	3,596.92			
1085200	OCCUPATIONAL HEALTH - OTHER EXPENSES	1,824.00			
1087200	RECREATION - OTHER EXPENSES	448.06			
1089200	UTILITY EXP/BULK PURCH - OTHER EXPENSES	8,197.13			
1090200	SWIMMING POOL - OTHER EXPENSES	5,526.57			
1091200	PARKS & PLAYGROUNDS - OTHER EXPENSES	818.24			
1092200	CELEBRATION OF PUBLIC EVENTS - OE	4,750.00			
1094798	INTERLOCAL - GREEN TWP COURT	499.99			
1095200	CAPITAL IMPROVEMENTS - OTHER EXPENSES	2,006.00			
1095200A	(2020) CAPITAL IMPROVEMENTS - OTHER EXPENSES		329.51		
TOTALS FOR	CURRENT FUND	174,090.72	2,869.62	1,971,618.73	2,148,579.07

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
111200	APPROPRIATED RESERVES FOR GRANTS			120.00	
111299	Due to Clearing			0.00	120.00
TOTALS FOR	FEDERAL/STATE GRANTS	0.00	0.00	120.00	120.00
211200	RESERVE FOR ANIMAL CONTROL			1,487.54	
211237	INTERFUND PAYABLE - CURRENT FUND			7,152.39	
211299	DUE TO CLEARING			0.00	8,639.93
TOTALS FOR	DOG RESERVE	0.00	0.00	8,639.93	8,639.93
301299	Due to Clearing			0.00	5,801.38
3092005	ORD 2020-23 TRAIL GRANT PH 3 FF	5,801.38			
TOTALS FOR	CAPITAL	5,801.38	0.00	0.00	5,801.38
601299	DUE TO CLEARING			0.00	133,565.73
6051200	W&S OPERATING - TOTAL OTHER EXPENSES	130,068.50			
6051200A	(2020) W&S OPERATING - TOTAL OTHER EXPENSES		706.94		
6089293	W&S CAP IMPROVE - CAPITAL OUTLAY	2,790.29			
TOTALS FOR	WATER/SEWER UTILITY	132,858.79	706.94	0.00	133,565.73
711210	RESERVE FOR RECYCLING			1,032.08	
711299	DUE TO CLEARING			0.00	8,780.97
711380	RESERVE TAX LIEN TRUST			1,018.14	
711385	RESERVE PREMIUM TRUST			1,500.00	
711440	ENGINEER REVIEW FEES			5,230.75	
TOTALS FOR	TRUST	0.00	0.00	8,780.97	8,780.97
721299	DUE TO CLEARING			0.00	14,711.14
721311	THORLABS - PL BD ESCROW (5/10)			1,637.13	
721347	RES FOR NAT'L SELECTION -new constr(1/19)			1,040.00	
721359	WATER ST HOLDING (10/19)			7,608.01	
721368	WATER ST HOLDINGS, LLC REDEV			4,426.00	
TOTALS FOR	DEVELOPERS ESCROW (Fund 72)	0.00	0.00	14,711.14	14,711.14
811284	HEALTH INS. EMPLOYEE			22,789.03	
811299	Due to Clearing			0.00	22,789.03
TOTALS FOR	PAYROLL	0.00	0.00	22,789.03	22,789.03

Total to be paid from Fund 10 CURRENT FUND 2,148,579.07
Total to be paid from Fund 11 FEDERAL/STATE GRANTS 120.00
Total to be paid from Fund 21 DOG RESERVE 8,639.93
Total to be paid from Fund 30 CAPITAL 5,801.38
Total to be paid from Fund 60 WATER/SEWER UTILITY 133,565.73
Total to be paid from Fund 71 TRUST 8,780.97
Total to be paid from Fund 72 DEVELOPERS ESCROW (Fund 72) 14,711.14
Total to be paid from Fund 81 PAYROLL 22,789.03
=====

2,342,987.25

Checks Previously Disbursed

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
217127	PAYROLL ACCOUNT	Trust Cash		16,992.00	7/07/2021
211125	PAYROLL ACCOUNT	Grant Cash		836.38	7/07/2021
211056	PAYROLL ACCOUNT	Gross Payroll		290,515.94	7/07/2021
211057	ELAVON, INC.	June's Court CC Fees		128.58	7/07/2021
217101	ELAVON - ON LINE FEES	ELAVON ONLINE FEES		49.78	7/02/2021
42730	SALON FIG	PO# 59533 2021 Miss Newton Runner-up Prize		100.00	7/06/2021
211055	US BANK OPER.CTR/TRUST MGMT	Int Payment due 2021 Refunding of		14,724.42	7/01/2021
23251	CURRENT ACCOUNT	LEGAL-NEWTON TOWN CTR		689.00	6/30/2021
23249	CURRENT ACCOUNT	2021 CONTRACTUAL AGREEMENT		11,250.00	6/30/2021
23248	CURRENT ACCOUNT	PARKING AUTH REIMB CURRENT ACCOUNT		852.55	6/30/2021
4081	GRINDS AND GREENS	Multiple:		300.75	6/29/2021

				378,661.42	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	305,619.32	2,148,579.07	2,454,198.39
Fund 11 FEDERAL/STATE GRANTS	836.38	120.00	956.38
Fund 21 DOG RESERVE		8,639.93	8,639.93
Fund 30 CAPITAL		5,801.38	5,801.38
Fund 60 WATER/SEWER UTILITY	42,372.39	133,565.73	175,938.12
Fund 62 PARKING AUTHORITY	12,791.55		12,791.55
Fund 71 TRUST	17,041.78	8,780.97	25,822.75
Fund 72 DEVELOPERS ESCROW (Fund 72)		14,711.14	14,711.14
Fund 81 PAYROLL		22,789.03	22,789.03

BILLS LIST TOTALS	378,661.42	2,342,987.25	2,721,648.67
=====			