



## VERNON TOWNSHIP COUNCIL MEETING AGENDA

OCTOBER 12, 2023

7:00 PM REGULAR SESSION (OPEN TO THE PUBLIC)

### 1. CALL TO ORDER

2. **STATEMENT:** Adequate Notice of this Regular Meeting was provided to the public and the press on January 6, 2023 and was posted at the Municipal Building in accordance with the Open Public Meetings Act, N.J.S.A.10:4-7.

### 3. SALUTE TO THE FLAG

### 4. ROLL CALL

### 5. DISCUSSION ITEMS

Animal Control Ordinance  
Mayor's Salary  
November Council Meeting Schedule

### 6. PUBLIC COMMENTS (For Current Agenda Items Only, Limited to 3 Minutes Per Person)

### 7. REVIEW OF BILLS LIST

### 8. APPROVAL OF MINUTES

September 11, 2023 – Regular Meeting  
September 25, 2023 – Regular Meeting

### 9. CONSENT AGENDA

**Resolution #23-239:** Authorizing a Date for Municipal Tax Sale

**Resolution #23-240:** Authorizing the Award of a Required Discloser Contract for Container Service at the Township's Public Works and Animal Control Facilities

**Resolution #23-241:** Authorizing the Mayor to Continue the Incentive to Employees Who Enroll in an Alternate Health or Prescription Plan

**Resolution #23-242:** Resolution Authorizing the Option for Employees of the Township of Vernon to Waive Health Insurance Benefits

## **10. INTRODUCTION OF ORDINANCE**

**Ordinance #23-20:** An Ordinance Amending the Vernon Township Administrative Code Chapter 250, Article II Fees and Escrows Enumerated in Section 250-15 Relating to Animal Control

**Ordinance #23-21:** An Ordinance of the Township of Vernon, County of Sussex, State of New Jersey, Adding Chapter 13, “Cannabis Establishment Licensing and Regulation,” to the Township Code, Establishing Local Annual Cannabis Licenses for all Cannabis Establishments to Operate in the Township, Pursuant to the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act

**Ordinance #23-22:** An Ordinance Amending, Revising, and Supplementing Chapter 330 Entitled “Land Development” to Clarify Regulations Relative to Permitted Locations for Legal Cannabis Uses Within the Township of Vernon

## **11. PUBLIC COMMENT (Limited to 5 Minutes On Any Topic)**

## **12. MAYOR COMMENTS**

## **13. COUNCIL COMMENTS**

## **14. COUNCIL PRESIDENT COMMENTS**

## **15. ADJOURNMENT**

## Chapter 148. Animals

### Article III. Animal Control; Dog Licensing

[Adopted 4-27-1998 by Ord. No. 98-3]

[1] *Editor's Note: For fines related to offenses of certain sections of this article, see § 250-10.*

#### § 148-7. Definitions.

As used in this article, the following terms shall have the meanings indicated:

##### **CERTIFIED ANIMAL CONTROL OFFICER**

A person 18 years of age or older who has satisfactorily completed the course of study approved by the Commissioner of Health and Senior Services and the Police Training Commission as prescribed by Paragraphs (1) through (3) of Subsection a of § 3 of P.L. 1983, c. 525 (N.J.S.A. 4:19-15.16a); or who has been employed in the State of New Jersey in the capacity of, and with similar responsibilities to those required of, a certified animal control officer pursuant to the provisions of P.L. 1983, c. 525, for a period of three years before January 17, 1987.

##### **DOG**

Any dog, bitch or spayed bitch.

##### **DOG OF LICENSING AGE**

Any dog which has attained the age of seven months or which possesses a set of permanent teeth.

##### **KENNEL**

Any establishment wherein or whereon the business of boarding or selling dogs or breeding dogs for sale is carried on, except a pet shop.

##### **OWNER**

When applied to the proprietorship of a dog, shall mean and include every person having a right of property in such dog and every person who has such dog in his keeping.

##### **PET SHOP**

Any room or group of rooms, cage or exhibition pen, not part of a kennel, wherein dogs for sale are kept or displayed.

## **POUND**

An establishment for the confinement of dogs seized either under the provisions of this article or otherwise.

## **POTENTIALLY DANGEROUS DOG**

A potentially dangerous dog is one that has been adjudicated to be a potentially dangerous in accordance with N.J.S.A. 4:19-23.

[Added 1-22-2018 by Ord. No. 18-02]

## **SHELTER**

Any establishment where dogs are received, housed and distributed.

## **§ 148-8. License required; compliance; lost license tag; rabies inoculation required.**

- A. No person shall own, keep or harbor any dog within the Township without first obtaining a license thereof, to be issued by the Bureau of Animal Control upon application by the owner and payment of the prescribed fee, and no person shall keep or harbor any dog except in compliance with the provisions of this article.  
[Amended 11-13-2008 by Ord. No. 08-21]
- B. The owner of any dog may, if the license tag is mislaid, stolen or lost, procure a placement tag upon the payment of the prescribed fee. The owner must provide adequate proof that the dog is currently licensed for the year in which the replacement tag is desired.
- C. No license shall be issued without the owner of the dog providing proof that the dog has its rabies inoculation. The rabies inoculation must not expire prior to November 1 of the current licensing year. The rabies inoculation and the expiration of the inoculation shall be determined using the Compendium of Animal Rabies Control of 1997, issued by the National Association of State Public Health Veterinarians, Inc., and later editions, or such other procedures as recommended by the United States Department of Agriculture and the United States Department of Health, Education and Welfare.

## **§ 148-9. Annual license and registration tag required; placing tag on dog.**

[Added 11-13-2008 by Ord. No. 08-21]

Any person who shall own, keep or harbor a dog of licensing age shall, in the month of January of each year, and annually thereafter, apply for and procure from the Bureau of Animal Control a license and official metal registration tag for each such dog so owned, kept or harbored and shall place upon each dog a collar or harness with the registration tag securely fastened.

## **§ 148-10. Fees; expiration date of license and tag.**

The person applying for the license and registration tag shall pay a fee as provided for in Chapter **250**, Fees and Escrows, Article **II**, for the licensing of each dog and the additional sum in Chapter **250**, Fees and Escrows, Article **II**, for the registration tag for each dog; and for each annual renewal, the fee for the license and for the registration tag shall be the same, or as amended by the Council, as for the original license and tag. Owners of unspayed/unneutered dogs shall pay an additional fee as provided for in Chapter **250**, Fees and Escrows, Article **II**. The licenses, registration tags and renewals thereof shall expire on the last day of January in each year.

## § 148-11. Exemption from fee for disability assistance dogs.

Dogs used as guides for blind persons and commonly known as "Seeing Eye" dogs, as well as dogs used to assist handicapped persons, commonly known as "service" dogs or dogs used to assist deaf persons, commonly known as "hearing/ear" dogs, shall be licensed and registered as other dogs as provided for in this article, except that the owner or keeper of such dog shall not be required to pay any fee.

## § 148-12. Delinquent fees.

Any dog owner or person harboring a dog, found to have an unlicensed dog by the Township Animal Control Officer, dog canvassers or any other municipal official after March 1, shall be required to pay an additional delinquent fee as provided in Chapter **250**, Fees and Escrows, Article **II**, plus the required license and registration tag fees as provided in said Chapter **250**, in addition to any fine imposed for failure to obtain a dog license before February 1. The aforementioned delinquent fee shall not apply to dogs which have been acquired by the owner after March 1, on which the license fee shall be the same as required in Chapter **250**, Fees and Escrows, Article **II**. The owner, however, shall present sufficient proof to establish that the dog was acquired after March 1.

## § 148-13. License and tag issued in one municipality to be accepted in another.

Only one license and registration tag shall be required in any licensing year for any dog owned in New Jersey, and such license and tag issued by any other municipality of this state shall be accepted by the Township as evidence of compliance with §§ **148-9** and **148-10**.

## § 148-14. Newly acquired dogs; dogs attaining licensing age.

The owner of any newly acquired dog of licensing age or of any dog which attains licensing age shall make application for a license and registration tag for such dog

within 10 days after such acquisition or age attainment.

## § 148-15. Contents of application; preservation of application; issuance of registration numbers.

- A. The application shall state the breed, sex, age, color and markings of the dog for which license and registration are sought; whether it is of a long- or shorthaired variety; and the name, street and post office address of the owner and the person who shall keep or harbor such dog.
- B. The information on the application and the registration number issued for the dog shall be preserved for a period of three years by the Bureau of Animal Control. Registration numbers shall be issued in the order of the applications.  
[Amended 11-13-2008 by Ord. No. 08-21]
- C. The Bureau of Animal Control shall forward to the State Department of Health and Senior Services each month, on forms furnished by the Department, an accurate account of registration numbers issued or otherwise disposed of.  
[Amended 11-13-2008 by Ord. No. 08-21]

## § 148-16. Time for applying for license and tag for dogs brought into Township.

- A. Any person who shall bring or cause to be brought into the Township any dog licensed in another state for the current year, and bearing a registration tag, and shall keep the same or permit the same to be kept within the Township for a period of more than 90 days, shall immediately apply for a license and registration tag for each such dog, unless a license for such dog is not required under this article.
- B. Any person who shall bring or cause to be brought into the Township any unlicensed dog and shall keep the same or permit the same to be kept within the Township for a period of more than 10 days shall immediately apply for a license and registration tag for each such dog, unless a license for such dog is not required under this article.

## § 148-17. Removal or wrongful attachment of tag; tag to be worn when off owner's premises.

- A. No person, except an officer in the performance of his duties, shall remove a registration tag from the collar of any dog without the consent of the owner, nor shall any person attach a registration tag to a dog for which it was not issued.
- B. No licensed dog shall be allowed off the premises of the person harboring or keeping the dog without the metal registration tag attached to its harness or collar.

## § 148-18. Kennels, pet shops, shelters or pounds; licensing requirements.

### A. License required; exemption for individual dog licenses.

- (1) Any person who keeps or operates or proposes to establish a kennel, a pet shop, a shelter or a pound shall apply to the Bureau of Animal Control; for a license to keep or operate such establishment. All licenses issued for such establishments shall state the purpose for which the establishment is maintained, shall expire annually on June 30 and shall not be transferable to another owner or different premises.

[Amended 11-13-2008 by Ord. No. 08-21]

- (2) Any person holding such license shall not be required to secure individual licenses for dogs owned by such licensee and kept at such establishments.

### B. Application. The application shall describe the premises where the establishment for a kennel, pet shop, shelter or pound is located or is proposed to be located, the purpose for which it is to be maintained, and shall be accompanied by the written approval of the Township Bureau of Animal Control showing compliance with the local and state rules and regulations governing the location of and sanitation at such establishments.

[Amended 11-13-2008 by Ord. No. 08-21]

### C. Revocation of license to operate establishment for dogs. All licenses issued for a kennel, pet shop, shelter or pound shall be subject to revocation by the Mayor on recommendation of the State Department of Health and Senior Services or the Township Bureau of Animal Control for failure to comply with the applicable provisions of this section, or the rules and regulations of the State Department of Health and Senior Services, or of the Township Bureau of Animal Control governing the same, after the licensee has been afforded a hearing by either the State Department of Health and Senior Services or the Mayor.

[Amended 11-13-2008 by Ord. No. 08-21; 4-27-2015 by Ord. No. 2015-08]

### D. License fees for dog establishments; exemption for shelter or pound.

- (1) The annual license fee for a kennel or pet shop shall be the fee established in Chapter **250**, Fees and Escrows, Article **II**. No fee shall be charged for a shelter or pound, per Chapter **250**, Fees and Escrows, Article **II**.

- (2) License fees for dog establishments shall be paid with the application.

### E. Permitting dogs off premises. No dog kept in a kennel, pet shop, shelter or pound shall be permitted off such premises, except on leash or in a crate, or under other safe control.

### F. List of licensed dog establishments to be forwarded to State Department of Health and Senior Services. The Bureau of Animal Control shall forward to the State Department of Health and Senior Services a list of all kennels, pet shops, shelters and pounds licensed, within 30 days after the licenses are issued, which list shall include the name and address of the licensee and the kind of license issued.

[Amended 11-13-2008 by Ord. No. 08-21]

## § 148-19. Disposition of fees.

- A. License or other fees collected under the provisions hereof, except those paid to the state, shall be turned over to the Treasurer within 30 days of collection. The fees collected shall be accounted for and spent in accordance with N.J.S.A. 4:19-15.11, as amended.
- B. The registration tag fee as established in Chapter **250**, Fees and Escrows, Article **II**, for each dog shall be forwarded within 30 days after collection by the Bureau of Animal Control to the State Department of Health and Senior Services.

[Amended 11-13-2008 by Ord. No. 08-21]

## § 148-20. Annual canvass; report.

[Amended 11-13-2008 by Ord. No. 08-21; 4-27-2015 by Ord. No. 2015-08]

The Animal Control Officer or such other person designated by the Mayor shall promptly after February 1 of each year cause a canvass to be made of all dogs owned, kept or harbored within the limits of the Township. He shall report on or before September 1 of each year to the Mayor, to the Township Bureau of Animal Control, and to the State Department of Health and Senior Services the result thereof, setting forth in separate columns the names and addresses of persons owning, keeping or harboring such dogs, the number of licensed dogs owned, kept or harbored by each person, together with the registration numbers of each dog, and the number of unlicensed dogs owned, kept or harbored by each person, together with a complete description of each unlicensed dog.

## § 148-21. Certified Animal Control Officer.

[Amended 4-27-2015 by Ord. No. 2015-08]

The Mayor may appoint, at such times and for such terms as may seem expedient, one or more persons, to be known as "Certified Animal Control Officer(s)." The Certified Animal Control Officer shall hold and maintain the required certification, pursuant to N.J.S.A. 4:19-15.1 et seq., as amended. The Certified Animal Control Officer shall have all powers provided for by law, including, but not limited to, powers to investigate and sign complaints, arrest violators, or otherwise act as an officer for detection, apprehension and arrest of offenders, hence the animal control, animal welfare or any animal cruelty laws of the state and ordinances in the Township, provided the officer has completed the training required by law.

## § 148-22. Impounding of dogs.

The Certified Animal Control Officer or other persons designated by the Council shall take into custody or impound, or cause to be taken into custody and impounded, and



thereafter destroyed or disposed of dogs as provided for pursuant to N.J.S.A. 4:19-15.16 et seq. and 4:19-18 et seq., as amended.

## § 148-23. Impounding and disposal fees.

There shall be charged to the owner of each dog which is impounded, pursuant to § 148-22, the boarding fee listed in Chapter 250, Fees and Escrows, Article II, per day maintenance fee for each day or part thereof that the dog has been impounded, for picking up each dog; and the pickup/redemption fee listed in said Chapter 250, for each dog which is redeemed by its owner; which fees shall be paid when the dog is released.

## § 148-24. Seizure of dogs; entry upon premises for such purpose.

Any officer or agent authorized or empowered to perform any duty under this article is hereby authorized to go upon any premises to seize for impounding any dog or dogs which he may lawfully seize and impound when such officer is in immediate pursuit of such dog or dogs, except upon the premises of the owner of the dog if the owner is present and forbids the same. In such case, the Animal Control Officer or agent may obtain the requisite search warrant or court order to seize the dog if a reasonable basis for seizure exists.

## § 148-25. Interference forbidden; violations and penalties.

No person shall hinder, molest or interfere with anyone authorized or empowered to perform any duty under this article. Violators shall be subject to a mandatory minimum penalty of \$100 and the maximum penalty set forth in Chapter 1, Article II, § 1-19, Violations and penalties.

[1] *Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).*

## § 148-26. Regulation of dogs.

A. Barking or crying dogs. No person shall allow any dog in his keeping, custody, control or ownership to bark, howl or cry, continuously for any period longer than 1/2 hour between the hours of 10:00 p.m. and 7:00 a.m. or otherwise repeatedly at intervals of more than 1/2 hour at any time of the day or night, in such volume or manner as to disturb the comfort, peace or repose of persons in the vicinity. In addition to the Animal Control Officer, the Township police are empowered to enforce this section.

B. Running at large.

(1) No person owning, keeping, or harboring any dog shall suffer or permit such animal to run at large in, upon, or through any public, quasi-public, or private

street, public park or recreation area, public building, or any other public place or place to which the public is invited, and no person owning, keeping, or harboring any dog shall suffer or permit such animal to run at large in, upon, or through any private property without the authority of the owner of the private property.

- (2) When a dog has been impounded for running at large, the Certified Animal Control Officer may file a complaint in the Municipal Court.
- C. Dog to be accompanied by person over 12 years old; leash. No person owning, keeping or harboring any dog shall suffer or permit it to be upon the public or private streets or in any public place of the Township unless such dog is accompanied by a person over the age of 12 years and is securely confined and controlled by an adequate leash not more than six feet long.
- D. Vicious dogs. The Animal Control Officer or the Township police are empowered to enforce the vicious or potentially dangerous dog statute, N.J.S.A. 4:19-17 et seq.
- E. Quarantine. The Animal Control Officer may require that a dog that has bitten any person be quarantined for a ten-day period, as provided for by N.J.S.A. 26:4-82. Furthermore, the Animal Control Officer may require the dog owner have the animal examined by a veterinarian.<sup>[1]</sup>

[1] *Editor's Note: For state law relating to rabies, see N.J.S.A. 26:4-78 et seq.*

- F. Dogs attacking other animals. When a dog attacks other dogs or domestic animals, a complaint may be made against the owner thereof for keeping or harboring such a dog. Violators shall be subject to a mandatory minimum penalty of \$100 and the maximum penalty set forth in Chapter 1, Article II, § 1-19, Violations and penalties. The Animal Control Officer may require that the attacking dog be quarantined for a period of at least 10 days after the attack, similar to an attack on a person, pursuant to N.J.S.A. 26:4-82.<sup>[2]</sup>

[2] *Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).*

## § 148-27. Custody, impounding and disposal of animals.

[Amended 7-24-2006 by Ord. No. 06-23]

- A. Any dog off the premises of the owner or of the person keeping or harboring the dog may be impounded and disposed of in accordance with and pursuant to N.J.S.A. 4:19-15.16 et seq. and N.J.S.A. 4:19-18 et seq.
- B. Any cat or other domestic animal which the Animal Control Officer or other authorized person has reason to believe is a stray or unowned animal may be impounded and disposed of in accordance with and pursuant to N.J.S.A. 4:19-15.16 et seq. and N.J.S.A. 4:19-18 et seq.
- C. Any cat or other domestic animal off the premises of the owner or of the person keeping or harboring the cat or other domestic animal which the Animal Control Officer or other authorized person has reason to believe is the owner and which is suspected to be rabid, ill, injured, a threat to public health or safety or damaging

public or private property may be impounded and disposed of in accordance with and pursuant to N.J.S.A. 4:19-15.16 et seq. and N.J.S.A. 4:19-18 et seq.

- D. If the owner of an animal transfers ownership of the animal to Vernon Township and pays all fees required under Township ordinance, the Animal Control Officer may take the animal into custody from the owner's property and impound and dispose of the animal in accordance with and pursuant to N.J.S.A. 4:19-15.16 et seq. and N.J.S.A. 4:19-18 et seq.

## § 148-28. Controlling spread of rabies; violations and penalties.

- A. Definitions. As used in this section, the following terms shall have the meanings indicated:

### **ANIMAL**

Dog or cat, or other domestic animal.

### **ANIMAL CONTROL OFFICER**

The Certified Animal Control Officers employed by Vernon Township.

### **BITE**

A bite, scratch or contact with an animal's saliva in which the saliva may have entered an open wound or come in contact with mucous membranes.

### **CAT**

Any member of the domestic feline species; male, female or altered.

### **CAT OF VACCINATION AGE**

Any cat which has attained the age of three months, or which possesses a set of permanent teeth.

### **CONFINEMENT**

The maintenance of the animal on a leash, attached to a cable run, held in an enclosed pen or within a building at all times.

### **CONFINEMENT PERIOD**

The time period the animal must remain confined.

### **CURRENTLY VACCINATED**

An animal which has obtained at least the minimum age for vaccination and has received the said vaccination from a licensed veterinarian. An animal shall be considered immunized 30 days after having been vaccinated and the vaccination has not expired, as per the recommendations contained in Subsection **B(2)** by a period not to exceed 30 days.

### **DOMESTIC ANIMAL**

Dog, cat, ferret, and livestock.

## **ENFORCING OFFICER**

The Animal Control Officer, Health Officer, or Sanitary Inspector with such respective duties provided for in this article.

[Amended 11-13-2008 by Ord. No. 08-21]

## **OWNER**

When applied to the proprietorship of a domestic animal, shall include every person having a right of property (or custody) in such domestic animal and every person who has such domestic animal in his/her keeping, or who harbors or maintains a domestic animal or knowingly permits a domestic animal to remain on or about any premises occupied by that person.

## **PERSON**

Any individual, corporation, partnership, organization, or institution commonly recognized by law as a unit.

## **STRICT ISOLATION**

The confinement of the animal in a cage or pen which allows feeding and cleaning of the cage or pen but prevents any physical contact between any persons or other animals and the isolated animal.

## **STRICT ISOLATION PERIOD**

The time period the animal must remain in strict isolation.

## **WILD ANIMAL**

Any animal which is not a domestic animal, including high bred wolves, whether vaccinated or not vaccinated.

### **B. Rabies vaccinations of cats.**

- (1) Vaccination against rabies required. No person shall own, keep, harbor or maintain any cat over three months of age within the Township of Vernon, unless such cat is vaccinated.
- (2) Vaccination. All cats shall be vaccinated against rabies by a licensed veterinarian in accordance with the latest "Compendium of Animal Rabies Vaccine and Recommendations for Immunization" published by the National Association of State Public Health Veterinarians, except as provided for in Subsection **B(4)** and/or any policy formulated by the NJ State Department of Health and Senior Services.
- (3) Vaccination certificate. A certification of vaccination shall be issued to the owner of each animal vaccinated by the veterinarian on a form recommended by the state.
- (4) Exemptions. Any cat may be exempt from the requirements of such vaccination for a specified period of time by the Bureau of Animal Control, upon presentation of a veterinarian's certification stating that, because of an infirmity or other physical condition, or regimen of therapy, the inoculation of the cat shall be deemed inadvisable.

[Amended 11-13-2008 by Ord. No. 08-21]

- (5) Proof of vaccination. Proof of vaccination shall be produced by any person owning, keeping, maintaining or harboring a cat upon the request of the enforcing officer or any police officer.
- (6) It is recommended but not required that dogs or cats receiving a three-year vaccination in accordance with the guidelines in Subsection **B(2)** above be revaccinated in two years to prevent the lapse of immunization.
- (7) It shall be a violation of this article for any person to own a cat which is not currently vaccinated unless the cat is less than four months old or the person has owned the cat less than 30 days.

C. Confinement or strict isolation required.

(1) Human bitten.

- (a) Any currently vaccinated dog, cat or ferret which bites or scratches a human shall be confined for 10 days at the owner's expense, either at the owner's premises or at a veterinarian's office.
- (b) Any dog, cat or ferret not currently vaccinated which bites a human shall be confined for 10 days at a veterinarian's office, at the owner's expense.
- (c) Any currently vaccinated domestic animal, other than dogs and cats, which bites a person shall be confined for 14 days, at the owner's expense.
- (d) Any domestic animal other than dogs and cats, not currently vaccinated, which bites a person shall be confined for 14 days and shall be isolated from contact with other animals for the confinement period, at the owner's expense.
- (e) Any wild animal which bites a person shall be killed, if captured, and submitted for rabies examination. There is no acceptable confinement period for any wild animal, even if raised in captivity.

(2) Animals bitten by known or suspected rabid animal.

- (a) Currently vaccinated dogs, cats, or other domestic animals shall be confined for 90 days at the owner's expense, either at the owner's premises or at a veterinarian's office.
- (b) Dogs, cats or other domestic animals not currently vaccinated shall either be killed or placed in strict isolation for six months, at the owner's expense. If the owner does not kill the animal and the owner cannot construct the isolation pen or cage, then that animal shall be kept at a veterinarian's office at the owner's expense until an isolation cage or pen can be built by the owner. If the owner elects to kill the animal, then the owner shall be required to pay for preparation and transport of the specimen to the rabies laboratory, if required by the enforcing officer.
- (c) If a domestic animal is bitten by another domestic animal, the biting animal shall be confined as specified in Subsection **C(1)(a)** through **(d)**.

(d) If a domestic animal is bitten by a wild animal, then a specimen of the wild animal, if available, shall be prepared and examined for rabies, as specified in Subsection **C(1)(e)**.

(e) If the biting animal is shown to be free from rabies at the time of the bite, based on Subsection **C(2)(c)** and **(d)** above, the bitten animal shall be released from confinement or isolation by the Animal Control Officer. The confinement or isolation period as specified in Subsection **C(2)(a)** and **(b)** above does not apply once the biting animal is shown to be free from rabies.

(3) The Animal Control Officer shall release the animal from confinement or isolation by issuing a written notice at the end of the confinement or isolation period, if after an inspection of the animal by the Animal Control Officer no evidence of rabies in the animal is observed.

(4) The Animal Control Officer shall make periodic inspections, approximately every three to five weeks, in order to ensure that an animal placed under confinement or isolation remains so during the confinement or isolation period.

(5) If at any time during the confinement or isolation period the animal shows any neurological signs consistent with rabies, the Animal Control Officer shall order the animal destroyed by a veterinarian and the specimen prepared and transported to the Rabies Laboratory. The owner is responsible for the payment of the preparation and transport.

(6) The owner of the animal ordered confined or placed in strict isolation shall be responsible to maintain the animal under the ordered confinement or strict isolation for the entire confinement or isolation period and shall not allow the animal to escape or be removed until given the written release notice from the Animal Control Officer.

(7) The Mayor in consultation with the Health Officer shall have the authority to order the confinement of any domestic animal not involved in a bite incident as described above, if this confinement is required to control the spread of rabies in Vernon Township.

[Amended 4-27-2015 by Ord. No. 2015-08]

D. Respective duties of the enforcing officers.

(1) Ordered quarantine of an animal shall be made by the Animal Control Officer, Health Director or Sanitary Inspector.

(2) The Animal Control Officer shall enforce the confinement of the quarantined animal.

(3) The Animal Control Officer shall issue the release of the quarantined animal.

(4) The Animal Control Officer shall be empowered to issue summonses for unvaccinated cats.

E. Interfering with persons performing duties under this section. No person shall hinder, molest or interfere with anyone authorized or empowered to perform any duty under this section.

F. Violations and penalties.

- (1) Any person who violates or who fails or refuses to comply with any subsection of this section shall, upon conviction, be subject to a fine of not less than \$50, nor more than \$1,000.
- (2) The continuation of any violation for each successive day shall constitute a separate offense.

## § 148-29. Defecation on public or private lands.

- A. Purpose. The purpose of this section is to protect the health, safety and welfare of all those frequenting this Township, by preventing the needless health hazards and nuisances caused by dog feces upon public and private property located within the Township.
- B. Defecation of private property. No person owning or in charge of any dog shall cause or allow such dog to soil, defile, defecate upon or commit any nuisance upon any private property, without the permission of the owner of the property. Any person owning or in charge of a dog which soils, defiles, defecates or commits any such nuisance shall immediately remove all feces deposited by such dog in a sanitary manner.
- C. Defecation on public property. No person owning or in charge of any dog shall cause or allow such dog to soil, defile, defecate upon or commit any nuisance on any place where people congregate or walk, or upon any public property. Any person owning or in charge of a dog which soils, defiles, defecates or commits any such nuisance shall immediately remove all feces deposited by such dog in a sanitary manner.
- D. Defecation on owner's property. No person shall permit the accumulation of dog feces upon his/her property, or property occupied by him/her, to the extent that the odor may be noticeable to any adjoining property owners.
- E. Disposal of defecation. The feces removed from the aforementioned designated areas shall be disposed of by the person owning or in charge of any such dog in a sealed, nonabsorbent, leakproof container. Disposition in a sanitary manner shall include taking the feces home for deposit, or wrapping the feces and placing same in a trash can. It shall not include burial, disposal by placement in a storm sewer, or placing unwrapped feces in a trash can.
- F. Defense to violation. It shall be a complete defense to violations of Subsections **B**, **C** and **D** if a person shall have immediately removed such defecation and disposed of it in a sanitary manner.
- G. Disability assistance dogs. The provisions of this section shall not apply to disabled persons who may use their dogs as guides.
- H. Complaints of violations. In the event of a violation on private property, a complaint is only to be filed by the owner of such property. In the event of such a violation

occurring on public property, thoroughfare, walkways or parks, a complaint may be filed by any witness to such an act.

- I. Enforcement. The Animal Control Officer, a police officer or Sanitary Inspector may enforce the provisions of this section. A property owner may enforce this section by filing a complaint in Municipal Court.

## § 148-30. Damage to property by animals; complaints.

No person owning, keeping or harboring a dog or cat or any other domestic animal shall permit it to do any injury or to do any damage to any lawn, shrubbery, flowers, grounds or property or a complaint may be made against the owner or keeper of such animal.

## § 148-31. Cats defined as public nuisance; impounding.

[Amended 7-24-2006 by Ord. No. 06-23]

- A. Any cat with no known owner or custodian shall be considered a public nuisance and shall be subject to Section **148-27B**, custody, impounding and disposal of animals if it has no known place of care or shelter; or if it trespasses upon and damages either private or public property; or if it bites, scratches or harms persons within the Township.
- B. Any cat off the premises of the owner or the person keeping or harboring the cat and constituting a public nuisance as defined in section **148-31A** shall be impounded according the Section **148-27C**, Custody, impounding and disposal of animals.
- C. Any cat with a known owner or custodian shall be considered a public nuisance and shall be subject to section **148-27C** Custody, impounding and disposal of animals if it trespasses upon and damages either private or public property; or if it bites, scratches or harms persons within the Township
- D. Any cat with no known owner constituting a public nuisance as defined in Section **148-31A** shall be impounded according to Section **148-27B**, Custody, impounding and disposal of animals.

## § 148-32. Violations and penalties.

Any person who violates any provision of §§ **148-29** through **148-31** may, upon conviction thereof, be subject to the penalties set forth in Chapter 1, Article II, § **1-19**, Violations and penalties. A separate offense shall be deemed committed on each day during or on which a violation of §§ **148-29** through **148-31** occurs or continues.

- [1] *Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).*

## § 148-33. Fees and costs authorized.



Fees and costs charged by the Township and authorized by the Code of the Township of Vernon, as amended, are hereby established and shall be imposed in such amounts as provided by Chapter **250**, Fees and Escrows, Article **II**.

[1] *Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).*

# TOWNSHIP OF VERNON

## ORDINANCE #11-17

### ORDINANCE TO PROVIDE AND DETERMINE THE RANGE OF COMPENSATION FOR SPECIFIED OFFICERS AND EMPLOYEES IN THE TOWNSHIP OF VERNON

WHEREAS, N.J.S.A. 40A 9-165 permits a municipality to establish salaries, wages or compensation to be paid to the officers and employees of the municipality; and

WHEREAS, Mayor and Council have made a careful examination of the salaries, wages, and compensation appropriate to compensation of said Township employees; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Vernon, County of Sussex, State of New Jersey, they being the Governing Body thereof, as follows:

#### Section 1. Legislative, Judiciary, and Executive

The below stated titles and compensation shall be effective **July 1, 2011**:

<u>Title</u>	<u>Actual</u>
Mayor	\$30,000
Council President	\$3,000
Council Members	\$3,000
Municipal Court Judge (1)	\$25,000
Township Administrator	\$100,000
Chief of Police	\$120,758

#### Section 2. Mayor's Office

<u>Title</u>	<u>Actual</u>
Purchasing Agent	\$60,000
Administrative Assistant	\$46,500
Clerk Typist *	\$31,196.47

#### Section 2. Animal Control

<u>Title</u>	<u>Actual</u>
Animal Control Officer	\$57,570
Animal Control Officer *	\$50,959.29
Part-time Assistant Animal Control Officer	\$24,160
Part-time Assistant Animal Control Officer	\$13.50/hr

#### Section 3. Assessor

<u>Title</u>	<u>Annual Actual Salary</u>
Tax Assessor	\$85,000
Assessing Clerk *	\$33,217.50
Temporary Clerk Typist	\$21,840

#### Section 4. Building

<u>Title</u>	<u>Actual</u>
Construction Code Official	\$80,729
Building Sub Code Official	\$60,390
Plumbing Sub Code Official	\$66,362
Electrical Sub Code Official	\$60,833
Technical Assistant *	\$56,582.72
Technical Assistant *	\$56,582.72

Laborer *	\$38,521.21
P/T Laborer	\$12.00/hr
P/T Laborer	\$11.00/hr
Mechanic *	\$70,554.49
Mechanic *	\$52,982.07

Section 13. Police Officers – All information is pursuant to collective bargaining agreement which ends December 31, 2011

Salary Scales for Police Officers

Rank	Actual
Probation	\$49,860
Academy Graduate	\$56,915
12 months	\$64,241
24 months	\$68,845
36 months	\$80,179
48 months	\$91,299
Sergeant	\$100,316
Lieutenant	\$110,239
Captain	\$121,151

Annual Longevity for Police Officers Appointed Before January 1, 1996

After fifth year of service	4%
After tenth year of service	5%
After fifteenth year of service	6%
After twentieth year of service	7%

Annual Longevity for Police Officers Appointed After January 1, 1996

After fifth year of service	2%
After tenth year of service	5%
After fifteenth year of service	6%
After twentieth year of service	7%

Section 14. Police Department Administrative

Title	Actual
Public Safety Telecommunicator *	\$58,239.55
Administrative Clerk	\$55,283.00
Senior Police Records Clerk *	\$56,230.41
Police Records Clerk *	\$50,642.73

\* Salary determined by Union Contract

Other benefits dictated by the collective bargaining agreement.

Section 15. All ordinances of the Township of Vernon which are inconsistent with the provisions of the Ordinance are hereby repealed to the extent of each inconsistency.

Section 16. If any chapter, article, division, section, subsection, paragraph, sentence, clause, or provision of the Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect all remaining portions of this Ordinance.

Section 17. The Ordinance shall take effect twenty (20) days after final passage, approval, and publication after adoption by the Township Council and shall be retroactive to July 1, 2011.

Section 5. Clerk's Office

<u>Title</u>	<u>Actual</u>
Municipal Clerk	\$70,000
Deputy Municipal Clerk	\$50,230

Section 6. Collector's Office

<u>Title</u>	<u>Actual</u>
Tax Collector	\$65,000
Principal Tax Clerk/Typist *	\$50,959.29
Tax Clerk *	\$38,532.34

Section 7. Court:

<u>Title</u>	<u>Actual</u>
Municipal Court Administrator	\$71,708
Deputy Court Administrator *	\$58,603.77

Section 8. Finance

<u>Title</u>	<u>Actual</u>
Chief Financial Officer	\$90,000
Principal Payroll Clerk *	\$50,959.29
Senior Account Clerk *	\$44,312.06
P/T Senior Account Clerk	\$30,810

Section 9. Fire Prevention Bureau

<u>Title</u>	<u>Actual</u>
Fire Official	\$28,840
Fire Safety Specialist	\$26,579
Principal Clerk Typist *	\$50,959.29

Section 10. Planning and Zoning

<u>Title</u>	<u>Actual</u>
Senior Clerk Typist *	\$44,312.06
Zoning/Code Enforcement Officer	\$64,472

Section 11. Recreation & Development:

<u>Title</u>	<u>Actual</u>
Director of Recreation & Community Development	\$60,000
P/T Recreation Aide	\$12,230

Section 12. Public Works

<u>Title</u>	<u>Actual</u>
Director of Public Works	\$97,481.00
Assistant Supervisor Public Works	\$71,913.00
Senior Clerk Typist *	\$42,785.02
Senior Public Works Repairer *	\$70,695.98
Public Works Repairer *	\$68,974.56
Public Woks Repairer*	\$46,071.36
Laborer *	\$40,062.05

**NOTICE**

**NOTICE IS HEREBY GIVEN**, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Township Council of the Township of Vernon, County of Sussex, State of New Jersey held in the Municipal Building on the 11th day of July, 2011, and the same came up for final passage at a regular meeting of the Township Council held on the 8th day of August, 2011, at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Township of Vernon according to law.



Victor J. Marotta  
Mayor



Susan S. Nelson, RMC, CMR  
Municipal Clerk



Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	2-01	14,757.08	0.00	0.00	14,757.08
CURRENT FUND	3-01	2,044,547.67	0.00	0.00	2,044,547.67
CAPITAL FUND	C-04	46,175.00	0.00	0.00	46,175.00
ESCROW	E-12	9,864.00	0.00	0.00	9,864.00
GRANT FUND	G-02	15,000.00	0.00	0.00	15,000.00
OTHER TRUST	T-14	7,085.00	0.00	0.00	7,085.00
RECREATION TRUST	T-16	340.00	0.00	0.00	340.00
PAYROLL	T-22	4,138.74	0.00	0.00	4,138.74
Year Total:		11,563.74	0.00	0.00	11,563.74
Total of All Funds:		2,141,907.49	0.00	0.00	2,141,907.49

October 5, 2023  
10:28 AM

Township of Vernon  
Check Register By Check Date

Page No: 1

Range of Checking Accts: First to Last      Range of Check Dates: 09/21/23 to 10/04/23  
Report Type: All Checks      Report Format: Condensed      Check Type: Computer: Y Manual: Y Dir Deposit: Y

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
10-001		GENERAL/CENTRAL CHECKING			
60463	09/21/23	ABSOL010 ABSOLUTE PROTECTIVE			465
23-00201		B&G - Fire Inspections	1,800.00		
60464	09/21/23	ACMEM005 ACME MARKETS, INC			465
23-00089		SC Program Supplies	30.96		
60465	09/21/23	AIRGA010 AIRGAS			465
23-00142		FLEET: VARIOUS WELDING SUPPLIE	514.00		
23-01097		PURCHASE NEW PLASMA CUTTER	3,980.00		
			<u>4,494.00</u>		
60466	09/21/23	ALLIE020 ALLIED OIL			465
23-00216		Municipal Fuel	16,444.90		
60467	09/21/23	ALVAR005 VICTORIA ALVAREZ			465
23-01153		Uniform Allowance	49.99		
60468	09/21/23	ARKE005 ARKEL MOTORS INC			465
23-00290		FLEET:REPAIRS INT'L TRUCKS	2,010.16		
60469	09/21/23	BASSA005 BASSANI POWER EQUIPMENT			465
23-00146		FLEET: REPAIR PARTS	153.57		
60470	09/21/23	BENSH010 BEN SHAFFER RECREATION, INC			465
23-00953		PARTS FOR JENSEN SWING GRANGE	57.89		
60471	09/21/23	BOLES005 ALLAN BOLES			465
23-00411		DJ Services Senior Events	250.00		
60472	09/21/23	BRAEN005 BRAEN STONE			465
23-00658		HOT ASPHALT	9,806.99		
60473	09/21/23	BRUNI005 B & R UNIFORMS			465
23-00286		Uniform Replacement	39.95		
60474	09/21/23	CAMPB010 CAMPBELL SUPPLY CO, LLC,			465
23-00135		FLEET: DPW VARIOUS REPAIR PART	884.00		
23-00136		FLEET: VARIOUS VES REPAIRS	491.48		
23-00140		FLEET: VES REPAIRS	7,512.91		
			<u>8,888.39</u>		
60475	09/21/23	CETIR005 C & E TIRES			465
23-00150		FLEET:VARIOUS TIRE REPAIRS	140.00		
60476	09/21/23	CIVIL015 CIVIL SOLUTIONS			465
23-00461		2023 Tax Map Maintenance	600.00		
60477	09/21/23	CLUTC005 DOVER BRAKE & CLUTCH			465
23-00138		FLEET: DPW VARIOUS REPAIRS	2,613.98		

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
10-001		GENERAL/CENTRAL CHECKING	Continued		
60478	09/21/23	COUNT045 COUNTY OF SUSSEX			465
	23-00094	SC Transportation	4,166.67		
60479	09/21/23	CUSTO005 CUSTOM BANDAG INC			465
	23-00154	FLEET: DPW TIRES	2,880.00		
60480	09/21/23	DANFO005 DANFORTH'S TRAILER & AUTO INC			465
	23-00924	RE-STOCKING OF WESTERN PARTS	5,677.26		
60481	09/21/23	DELTA005 DELTA DENTAL PLAN OF NJ			465
	23-01217	SEPTEMBER 2023	13,982.01		
	23-01218	OCTOBER 2023	14,355.94		
			<u>28,337.95</u>		
60482	09/21/23	DEPTC005 DEPTCOR			465
	23-01036	Buisness Cards- Promotions	168.00		
60483	09/21/23	DOO00005 WILLIAM J MARION, D.O.			465
	23-00098	DPW CDL 2023 Physicals	150.00		
60484	09/21/23	ELAVO005 ELAVON, INC			465
	23-00177	monthly credit card fee	199.79		
60485	09/21/23	ENTER020 ENTERPRISE FLEET MANAGMENT, INC		09/25/23 VOID	465 (Void Reason: error)
	22-01287	FLEET	76,490.00		
	23-00110	FLEET: MONTHLY LEASE	9,732.19		
	23-00224	Police Account 591495A	27,515.10		
			<u>113,737.29</u>		
60486	09/21/23	FASTE005 FASTENAL COMPANY			465
	23-00157	FLEET: RSTOCKING SAFETY SUPPLI	222.49		
60487	09/21/23	FEDER015 FEDERAL EXPRESS			465
	23-00020	Express Postage	217.61		
60488	09/21/23	FIREA005 FIRE AND SAFETY SERVICES LTD			465
	23-00112	FLEET: VARIOUS VES REPAIRS	7,427.38		
60489	09/21/23	GAANN005 GANNETT HOLDINGS- NORTHEAST			465
	23-01176	NJ Herald Renewal Subscription	166.40		
60490	09/21/23	GAETA005 GAETA RECYCLING CO., INC			465
	23-00082	CONTAINER SERVICE	1,784.27		
60491	09/21/23	GPCNA005 NAPA Auto Parts			465
	23-00124	FLEET: DPW VARIOUS REPAIR PART	269.95		
60492	09/21/23	HEAVE005 HEAVEN HILL FARM			465
	23-00558	Beautification Comm Supplies	105.96		
60493	09/21/23	HERAL005 NEW JERSEY HERALD			465
	23-00254	Legal Advertising	185.04		



Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
10-001		GENERAL/CENTRAL CHECKING	Continued		
60494	09/21/23	HHAUT005 H & H AUTO PARTS OF VERNON			465
	23-00121	FLEET: DPW VARIOUS PARTS	884.63		
60495	09/21/23	IAMGI005 IAMGIS GROUP LLC			465
	23-00986	GIS SOFTWARE AND SETUP	33,000.00		
60496	09/21/23	INSTI005 INSTITUTE FOR FORENSIC PSYCH			465
	23-01058	New Hire Psych	525.00		
60497	09/21/23	JCPL0005 JCP&L			465
	23-01216	Electric Muni Facil Aug 2023	11,749.88		
60498	09/21/23	KEANU005 KEAN UNIVERSITY			465
	23-00633	Unmanned Aircraft Systems	449.00		
60499	09/21/23	KONIC005 KONICA MINOLTA BUSINESS SOLUTI			465
	23-00217	Municipal Copier Leases 2023	89.82		
60500	09/21/23	LAWSO010 LAWSON PRODUCTS			465
	23-00166	FLEET: VARIOUS SHOP SUPPLIES	998.80		
60501	09/21/23	LOEFF005 LOEFFEL'S WASTE OIL SERVICE LL			465
	23-00057	RECYCLING OIL	328.50		
60502	09/21/23	MCAFE010 MC AFEE HARDWARE CO., INC.			465
	23-00028	B&G - miscellaneous items	114.08		
	23-00030	SIGN - miscellaneous items	116.48		
			<u>230.56</u>		
60503	09/21/23	MONTA015 MONTAGUE TOOL & SUPPLY			465
	23-00127	FLEET:SMALL ENGINE/SHOP SUPPLI	389.81		
	23-01187	FOR A NEW STIHL BACKPACK BLOWE	458.17		
			<u>847.98</u>		
60504	09/21/23	MOTOR010 MOTOROLA SOLUTIONS, INC.			465
	22-01557	Redactive SW Support and Maint	995.00		
60505	09/21/23	NEWJE055 NJ Housing & Mortgage Finance			465
	23-01236	Governor's Conf. Economic Dvlp	275.00		
60506	09/21/23	NIELS005 NIELSON FORD INC			465
	23-00129	FLEET: VARIOUS FORD PARTS	62.72		
60507	09/21/23	NORTH015 NORTH EAST PARTS GROUP LLC			465
	23-00130	FLEET:VARIOUS VES REPAIR PARTS	1,162.05		
60508	09/21/23	OPTIM005 Optimum			465
	23-01177	DPW & Sr Ctr Cable Services	34.85		
60509	09/21/23	OTISE005 OTIS ELEVATOR COMPANY			465
	23-00084	ELEVATOR SERVICE	100.00		

Check # PO #	Check Date	Vendor Description	Amount Paid	Reconciled/Void	Ref Num Contract
10-001		GENERAL/CENTRAL CHECKING	Continued		
60510	09/21/23	RDTRE005 RD Tree Service, LLC			465
		23-00536 TREE DISPOSAL	950.00		
60511	09/21/23	RERSU005 RER SUPPLY, LLC			465
		23-01059 PLAYGROUND MULCH	1,400.00		
60512	09/21/23	ROUTE005 ROUTE 23 AUTO MALL LLC			465
		23-00133 FLEET:VARIOUS FORD VEHICLE PAR	371.18		
		23-00134 FLEET:VARIOUS VES REPAIR PARTS	58.53		
			<u>429.71</u>		
60513	09/21/23	SAFAR005 SAFARILAND, LLC			465
		23-00225 OC Aerosol Instructor	225.00		
60514	09/21/23	SCENI005 SCENIC LAKES COMMUNITY			465
		23-01137 2022 KELLY BILL REIMBURSEMENT	13,155.66		
60515	09/21/23	SCHEN010 SCHENCK PRICE SMITH & KING LLP			465
		23-01107 Tax Appeal Legal July 2023	3,210.90		
60516	09/21/23	SHIN005 SHI INTERNATIONAL CORP			465
		23-01151 Tripp Lite Battery Back up	221.00		
60517	09/21/23	STAPL010 Staples Contract & Commercial			465
		23-00219 Admin- Office Supplies 2023	56.68		
		23-00520 FPB Office Supplies - Blanket	494.25		
		23-01040 2023/Municipal Court Supplies	130.75		
		23-01077 DPW OFFICE SUPPLIES	89.47		
		23-01087 CONFINED SPACE EQUIP STORAGE	274.26		
			<u>1,045.41</u>		
60518	09/21/23	STATE055 STATE OF NEW JERSEY			465
		23-01070 2023-2024 ABC Renewals	39.00		
60519	09/21/23	SUEZW005 VEOLIA WATER NEW JERSEY, INC.			465
		23-01213 Municipal water Service Aug 23	11,904.54		
60520	09/21/23	SUSSE095 SUSSEX COUNTY M.U.A.			465
		23-00055 RECYCLING PLASTIC	47.60		
60521	09/21/23	SUSSE170 SUSSEX RURAL ELECTRIC CO-OP			465
		23-01208 Munic Facil Electric Serv Aug	621.40		
60522	09/21/23	TELEP005 WARWICK VALLEY TELEPHONE			465
		23-01178 Phone Serv Police Lines(997)	731.71		
60523	09/21/23	TILCO005 TILCON NEW YORK, INC			465
		23-00173 DPW - FOR HOT ASPHALT	3,765.50		
60524	09/21/23	TLOLL005 TLO, LLC (TransUnion Risk)			465
		23-00044 Detective People Search	150.00		

Check # PO #	Check Date	Vendor Description	Amount Paid	Reconciled/Void	Ref Num Contract
10-001		GENERAL/CENTRAL CHECKING	Continued		
60525	09/21/23	TREAS015 TREASURER, PETTY CASH 23-01179 process petty cash - Finance	84.32		465
60526	09/21/23	TREES005 TREES PLUS, LLC 23-00535 TREE DISPOSAL	3,500.00		465
60527	09/21/23	TRIMB005 Trimboli & Prusinowski, LLC 23-00026 Legal Labor Services 2023	1,378.50		465
60528	09/21/23	TROPI005 TROPICANA CASINO & RESORT 23-00878 M Gianattasio/L Shaw NJLM Conf 23-00920 NJLOM Annual Conference	768.00 768.00 <u>1,536.00</u>		465
60529	09/21/23	ULINE005 ULINE, INC 23-01184 Rec Event Supplies	731.77		465
60530	09/21/23	VALLE010 VALLEY PAINT & HARDWARE 23-00096 PAINTING SUPPLIES	477.56		465
60531	09/21/23	VALLE030 VALLEY PHYSICIAN SERVICES, PC 23-01212 DPW Employee DOT Testing 8-23	314.00		465
60532	09/21/23	VERIZ035 VERIZON CONNECT FLEET USA LLC 23-00090 GPS SERVICE DPW 23-00844 NEW Network Fleet- PD GPS	724.60 56.85 <u>781.45</u>		465
60533	09/21/23	VERNO120 VERNON TWP BOARD OF EDUCATION 23-01219 Sep Current Expenses & Debt 23	1,836,868.00		465
60534	09/21/23	VISIO005 VISION SERVICE PLAN 23-01200 SEPTEMBER 2023	2,046.42		465
60535	09/21/23	WELLS050 WELLS FARGO VENDOR FINANCIAL 23-00027 Copier Lease Clerk Office	191.33		465
60536	09/21/23	WIZAR005 WIZARD PRINTING CORP 23-01085 UCC FORMS	2,165.50		465
60537	09/21/23	YMMCA005 YMCA OF THE ORANGES 23-00907 Rec Fitness Series 23-00908 SC Exercise Classes	340.00 520.00 <u>860.00</u>		465
60538	09/21/23	TRACT005 TRACTOR SUPPLY COMPANY 23-00163 Animal Shelter Supplies	600.00		466
60539	09/21/23	TRACT005 TRACTOR SUPPLY COMPANY 23-00164 Animal Shelter-Food & Med	600.00		466

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
PO #		Description			Contract
10-001		GENERAL/CENTRAL CHECKING	Continued		
60542	09/25/23	ENTER020 ENTERPRISE FLEET MANAGEMENT, INC			467
	22-01287	FLEET	42,195.00		
	23-00110	FLEET: MONTHLY LEASE	9,732.19		
	23-00224	Police Account 591495A	27,515.10		
			<u>79,442.29</u>		
60543	09/28/23	LOWES005 LOWE'S HOME CENTERS INC			468
	23-01260	Dog Run Upgrade	791.84		
60544	10/04/23	TREAS045 TREASURER, STATE OF NEW JERSEY			470
	23-01290	3rd qtr 23 state training fee	6,565.00		
Checking Account Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
		Checks:	79	1	2,127,904.75
		Direct Deposit:	0	0	0.00
		Total:	<u>79</u>	<u>1</u>	<u>2,127,904.75</u>
					<u>Amount Void</u>
					113,737.29
					0.00
					<u>113,737.29</u>
12-001		PLANNING/ZONING			
4539	10/04/23	HAROL005 HAROLD E PELLOW AND ASSOC, INC			471
	23-01291	october 2023 various lub pymts	4,788.00		
4540	10/04/23	JCALD005 J. CALDWELL & ASSOCIATES LLC			471
	23-01292	october 2023 various lub pymts	3,275.00		
4541	10/04/23	WEINE005 WEINER LAW GROUP LLP			471
	23-01293	october 2023 various lub pymts	1,801.00		
Checking Account Totals					
			<u>Paid</u>	<u>Void</u>	<u>Amount Paid</u>
		Checks:	3	0	9,864.00
		Direct Deposit:	0	0	0.00
		Total:	<u>3</u>	<u>0</u>	<u>9,864.00</u>
					<u>Amount Void</u>
					0.00
					0.00
					<u>0.00</u>
22-001		PAYROLL AGENCY			
4836	10/03/23	AFSCM005 A.F.S.C.M.E., NEW JERSEY COUNC			469
	23-01288	SEPTEMBER 2023	929.20		
4837	10/03/23	LOCAL005 P.B.A. LOCAL 285			469
	23-01287	SEPTEMBER 2023	1,400.00		
4838	10/03/23	LOCAL010 U.A.W. LOCAL 2326			469
	23-01286	SEPTEMBER 2023	691.20		
4839	10/03/23	POLIC005 POLICE AND FIREMAN'S INS. ASSO			469
	23-01285	SEPTEMBER 2023	98.34		
4840	10/03/23	TRANS015 TRANS WORLD ASSURANCE COMPANY			469
	23-01289	SEPTEMBER 2023	1,020.00		

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Check #	Check Date	Vendor		Reconciled/Void	Ref Num
PO #	Description		Amount Paid		Contract

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22-001	PAYROLL AGENCY	Continued			
Checking Account Totals		Paid	Void	Amount Paid	Amount Void
	Checks:	5	0	4,138.74	0.00
	Direct Deposit:	0	0	0.00	0.00
	Total:	5	0	4,138.74	0.00

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Report Totals		Paid	Void	Amount Paid	Amount Void
	Checks:	87	1	2,141,907.49	113,737.29
	Direct Deposit:	0	0	0.00	0.00
	Total:	87	1	2,141,907.49	113,737.29

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Run: 05772318 Pay Date: Friday 9/29/23 Pay Period: 18 Type: Regular Schedule: 1

Taxable Wages	Current	Qtr To Date	Year To Date
Federal Income	251,210.19	2,009,759.18	6,051,991.33
FICA - Social Security	283,092.50		
FICA - Medicare	283,092.50	2,201,244.62	6,665,871.53
State Income	305,411.64	2,342,190.39	7,099,443.01
State Unemployment	66,099.03	629,538.02	4,348,453.98
State FLI / DIS	301,891.79	2,311,427.56	7,007,429.50

Amount Your Account Will Be Debited: 104,259.77

	Employer Share	Employee Share	Total	ADS
<b>Federal Taxes</b>				
Federal Income Tax		17,106.55	17,106.55	*
Social Security 6.200% / 6.200%	17,551.65	17,551.65	35,103.30	*
Medicare 1.450% / 1.450%	4,104.93	4,104.93	8,209.86	*
<b>Total Federal Taxes</b>	<b>21,656.58</b>	<b>38,763.13</b>	<b>60,419.71</b>	
<b>NJ State Taxes</b>				
NJ State Income Tax		9,801.89	9,801.89	*
NJ Unemployment / 0.425%		280.87	280.87	*
NJ Family Leave / 0.060%		181.13	181.13	*
<b>Total NJ State Taxes</b>		<b>10,263.89</b>	<b>10,263.89</b>	
<b>Public Employees Retirement System</b>				
PERS Pension		12,793.38	12,793.38	*
PERS Back Deduction		136.62	136.62	*
PERS Pension Loan		3,228.60	3,228.60	*
PERS Pension Arrears		57.20	57.20	*
PERS Contributory Insurance		852.92	852.92	*
<b>Total PERS Pension</b>		<b>17,068.72</b>	<b>17,068.72</b>	
<b>Police And Firemans Retirement System</b>				
P&F Pension		14,031.73	14,031.73	*
P&F Pension Loan		2,475.72	2,475.72	*
<b>Total P&amp;F Pension</b>		<b>16,507.45</b>	<b>16,507.45</b>	
<b>DCRP Contribution</b>				
DCRP Contribution	208.45	283.08	491.53	
<b>Total DCRP Contribution</b>	<b>208.45</b>	<b>283.08</b>	<b>491.53</b>	
<b>Agency / Deductions</b>				
Child Support		353.17	353.17	
Aflac Post Tax		201.22	201.22	
Trans Wo		510.00	510.00	
POL/FIRE		49.17	49.17	
Dues AFSCME D		464.60	464.60	
Dues UAW		345.60	345.60	
Valic 457		4,037.50	4,037.50	
Lincoln 457		600.00	600.00	
Dues PBA		700.00	700.00	
AFLAC Pre Tax		537.36	537.36	
FSA Dependent Care		195.00	195.00	
Medical Pre Tax		21,023.87	21,023.87	
FSA Medical		562.91	562.91	
<b>Total Agency / Deductions</b>		<b>29,580.40</b>	<b>29,580.40</b>	

Run: 05772318 Pay Date: Friday 9/29/23 Pay Period: 18 Type: Regular Schedule: 1

	Employer Share	Employee Share	Total	ADS
<b>Net Pay</b>				
Net Checks		12,112.97	12,112.97	
Net Deposits Checking		202,254.81	202,254.81	
Net Deposits Savings		3,389.16	3,389.16	
Partial Checking		5,600.00	5,600.00	
Partial Savings 1		1,750.00	1,750.00	
Partial Savings 2		270.00	270.00	
Net Memorandums		32,750.00-	32,750.00-	
<b>Total Net Pay</b>		<b>192,626.94</b>	<b>192,626.94</b>	
<b>Grand Totals</b>				
Taxes, Pension, Agency, & Net Pay	21,865.03	305,093.61	326,958.64	
<b>Payroll Funding</b>				
Gross Payroll		305,093.61		
<b>Total Payroll Funding</b>	21,865.03	305,093.61	326,958.64	
<b>Gross Earnings</b>				
Regular		339,292.18	339,292.18	
Overtime		6,350.26	6,350.26	
Retro		62.66-	62.66-	
Sgnt Pay		127.43	127.43	
Sgnt Overtime		24.96	24.96	
Comp Payment		2,102.22-	2,102.22-	
Spec Off		212.50	212.50	
Benefit		1,528.46	1,528.46	
Longevity		4,773.61	4,773.61	
Clothing		500.00	500.00	
On Call		350.00	350.00	
Dispatch Lunch		539.96	539.96	
Sick Payout		26,648.74-	26,648.74-	
PS Payout		4,451.76-	4,451.76-	
VC Payout		27,638.02-	27,638.02-	
Outside		5,572.89	5,572.89	
Wed Pay		150.00	150.00	
Health Care Stipend		2,377.10	2,377.10	
Stipend		3,020.84	3,020.84	
Workers Compensation		1,176.82	1,176.82	
<b>Total Gross Earnings</b>		<b>305,093.61</b>	<b>305,093.61</b>	
<b>Taxable / Non Taxable / Other</b>				
Group Life		1,494.85	1,494.85	
<b>Total Txbl/Non Taxable/Other</b>		<b>1,494.85</b>	<b>1,494.85</b>	
<b>Deductions Summary</b>				
Total Taxes	21,656.58	49,027.02	70,683.60	
Total Pension		33,576.17	33,576.17	
Total DCRP	208.45	283.08	491.53	
Total Agency		29,580.40	29,580.40	
<b>Total Deductions</b>	<b>21,865.03</b>	<b>112,466.67</b>	<b>134,331.70</b>	

**TOWNSHIP OF VERNON**

**RESOLUTION #23-239**

**AUTHORIZING A DATE FOR MUNICIPAL TAX SALE**

**WHEREAS**, the governing body of the Township of Vernon, County of Sussex, State of New Jersey, desires to collect all taxes, assessments and other municipal charges that are now delinquent; and

**WHEREAS**, The Tax Collector is directed to sell all municipal delinquencies through December 31, 2022 in a manner prescribed by N.J.S.A. 54:5-19, and as amended by Chapter 99, Public Laws of 1997.

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Township of Vernon, that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with New Jersey law, both as stated above, on Wednesday, December 6, 2023 via Electronic Tax Sale.

**CERTIFICATION**

I certify that this is a true copy of the Resolution adopted by the Council of the Township of Vernon at their Regular Meeting held on October 12, 2023 7:00 pm in the Vernon Municipal Center.

\_\_\_\_\_  
Marcy Gianattasio, RMC, CMR  
Municipal Clerk

**VERNON TOWNSHIP COUNCIL**

<b>NAME</b>	<b>MOTION</b>	<b>SECOND</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Distasi, M						
Rizzuto, P						
Sparta, B						
Tadrick, J						
Buccieri, N						

**Submitted by: Lisa A. Kimkowski, CTC**



**TOWNSHIP OF VERNON**

**RESOLUTION #23-240**

**AUTHORIZING THE AWARD OF A REQUIRED DISCLOSURE CONTRACT  
FOR CONTAINER SERVICE AT THE TOWNSHIP'S  
PUBLIC WORKS AND ANIMAL CONTROL FACILITIES**

**WHEREAS**, there exists a need to haul and dispose of solid waste (type 10) containers at the Township's Public Works and Animal Control facilities and;

**WHEREAS**, the quotations were sought in accord with N.J.S.A. 19:44A-20.5 as a required disclosure contract; and

**WHEREAS**, the Township has sought to receive quotations for monthly services and on September 22, 2023, received one (1) quote, to wit:

<b>NAME OF BIDDER</b>	Gaeta Recycling Co. Inc
<b>ADDRESS</b>	278 W Railway Ave
<b>CITY, STATE, ZIP</b>	Paterson, NJ 07503
<b>CONTACT</b>	
<b>TELEPHONE</b>	(201) 206-6114 Cell
<b>EMAIL</b>	<a href="mailto:ralphs@gaetarecycling.com">ralphs@gaetarecycling.com</a>
<b>NAME OF BIDDER</b>	<b>Gaeta Recycling Co. Inc</b>
<b>COST PER MONTH</b>	\$2,721.04

And;

**WHEREAS** Gaeta Recycling Company has provided for the lowest quote based upon price and other factors for these services proposed for the time frame of November 1, 2023 through October 31, 2024; and

**WHEREAS**, the Qualified Purchasing Agent has solicited informal quotes for these services, of which Gaeta Recycling Company was the lowest cost of the quotes sought and determined that the cost will exceed the pay to play threshold of \$17,500.00; and

**WHEREAS**, Gaeta Recycling has provided for a Business Entity Disclosure and Political Contribution Disclosure form in accord with pay to play law;

**WHEREAS**, the Qualified Purchasing Agent recommends awarding a contract to Gaeta Recycling Company, Inc., 278 Railway Ave., Paterson, New Jersey 07053 who submitted the pricing of

\$2,721.04 per month for a total of \$32,652.48 for the extension of contract period of November 1, 2023 through October 31, 2024; and


**WHEREAS**, surcharges for transport and tonnage will be charged in an indeterminate amount on a monthly basis creating a not to exceed amount of \$32,652.48; and

**WHEREAS**, the Chief Financial Officer subject to the approval of the 2024 Municipal Budget certifies \$ 32,652.48 is available in:

2023 Municipal Budget (\$5,442.08): 3-01-26-310-20 Buildings and Grounds O/E  
 2024 Municipal Budget (subject to approval): 4-01-26-310-20 Buildings and Grounds O/E

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Council of the Township of Vernon, County of Sussex and State of New Jersey, the Mayor, Clerk and CFO are authorized to extend the contract by one (1) year and execute a contract with Gaeta Recycling Company, Inc., 278 Railway Ave., Paterson NJ 07053 not to exceed \$32,652.48; and

**BE IT FURTHER RESOLVED** that the Business Entity Disclosure and Political Contribution Forms shall be on file and available for public inspection at the office of the Municipal Clerk.

<p>Certification of Funds</p> <p>Account:</p> <p>3-01-26-310-20 - \$5,442.08</p> <p>4-01-26-310-20 - \$27,210.40</p> <p>CMFO Signature: </p>
--

**CERTIFICATION**

I certify that this is a true copy of the Resolution adopted by the Council of the Township of Vernon at their Regular Meeting held on October 12, 2023 7:00 pm in the Vernon Municipal Center.

\_\_\_\_\_  
 Marcy Gianattasio, RMC, CMR  
 Municipal Clerk

**VERNON TOWNSHIP COUNCIL**

NAME	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Distasi, M						
Rizzuto, P						
Sparta, B						
Tadrick, J						
Buccieri, N						



**GAETA RECYCLING CO, INC.**  
**GET-A-CAN RECYCLING CO.**

278 WEST RAILWAY AVENUE ♦ PATERSON, N.J. 07503  
PHONE (973) 278-6625 FAX (973) 278-0162  
Email: [ralphs@gaetarecycling.com](mailto:ralphs@gaetarecycling.com)

September 18, 2023

Township of Vernon, Sussex County

21 Church Street

Vernon, NJ 07462

Re: Solid Waste Quote – November 1, 2023 through October 31, 2025

(1 ) 6 yard container for garbage

Pickup 2X per week

(2) 8 yard containers for garbage

Pickup 2X per week

(1) 6 yard container for garbage

Pickup 2X per week

\$2408.00 per month

240.80 Fuel surcharge

72.24 NJ State Recycling Tax

\$2721.04 Total per month

Ralph Suppa

Sales Manager

Gaeta Recycling Co Inc

Get A Can Recycling Co Inc

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**TOWNSHIP OF VERNON**

**RESOLUTION #23-241**

**AUTHORIZING THE MAYOR TO CONTINUE THE INCENTIVE TO EMPLOYEES WHO ENROLL IN AN ALTERNATE HEALTH OR PRESCRIPTION PLAN**

**WHEREAS**, Health and Prescription Costs for employees and retirees are rising year after year and account for approximately 12% of the municipal budget; and

**WHEREAS**, the Township is offering multiple alternative health insurance and prescription plans for its employees; and

**WHEREAS**, the Township and employee will see the largest savings for switching to the optional plan known as Aetna Whole Health; and

**WHEREAS**, beginning in 2017 the Township offered an incentive of 1/3 of the Township's net savings for each employee who elects to switch to the alternate health or prescription plan for the plan year and it is the wish of the Township to continue that program for the plan year January 1, 2024 to December 31, 2024

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Vernon, County of Sussex, State of New Jersey as follows:

1. The Mayor of the Township of Vernon is hereby authorized to continue the 2017 Memorandum of Understanding with the UAW Local 2326 which created the mechanism of which to allow the incentive to be paid.
2. The change to the Personnel Policy and Procedure Manual adding the addendum to offer this incentive to non-union employees is also continued.
3. This Resolution shall take effect immediately upon passage in accordance with law.

**CERTIFICATION**

I certify that this is a true copy of the Resolution adopted by the Council of the Township of Vernon at their Regular Meeting held on October 12, 2023 7:00 pm in the Vernon Municipal Center.

\_\_\_\_\_  
Marcy Gianattasio, RMC, CMR  
Municipal Clerk

**VERNON TOWNSHIP COUNCIL**

<b>NAME</b>	<b>MOTION</b>	<b>SECOND</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Distasi, M						
Rizzuto, P						
Sparta, B						
Tadrick, J						
Buccieri, N						

<b>HEALTH INSURANCE INCENTIVE</b>				
<b>Cost of Aetna Dir 10 Monthly</b>	<b>Whole Health Plan Monthly Rate</b>	<b>Township Savings monthly</b>	<b>1/3 of the savings monthly</b>	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 3,067.00	\$ 2,272.00	\$ 572.40	\$ 190.80	
\$ 1,099.00	\$ 814.00	\$ 202.35	\$ 67.45	
\$ 3,067.00	\$ 2,272.00	\$ 604.20	\$ 201.40	
\$ 2,198.00	\$ 1,629.00	\$ 483.65	\$ 161.22	
\$ 3,067.00	\$ 2,272.00	\$ 604.20	\$ 201.40	
\$ 3,067.00	\$ 2,272.00	\$ 699.60	\$ 233.20	
\$ 1,099.00	\$ 814.00	\$ 208.05	\$ 69.35	
\$ 3,067.00	\$ 2,272.00	\$ 683.70	\$ 227.90	
\$ 1,967.00	\$ 1,458.00	\$ 432.65	\$ 144.22	
\$ 3,067.00	\$ 2,272.00	\$ 604.20	\$ 201.40	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 3,067.00	\$ 2,272.00	\$ 540.60	\$ 180.20	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 3,067.00	\$ 2,272.00	\$ 540.60	\$ 180.20	
\$ 3,067.00	\$ 2,272.00	\$ 795.00	\$ 265.00	
\$ 3,067.00	\$ 2,272.00	\$ 516.75	\$ 172.25	
\$ 1,099.00	\$ 814.00	\$ 208.05	\$ 69.35	
\$ 3,067.00	\$ 2,272.00	\$ 659.85	\$ 219.95	
\$ 62,668.00	\$ 46,425.00	\$ 11,973.10	\$ 3,991.03	
		<b>Annualized:</b>	<b>\$ 143,677.20</b>	<b>\$ 47,892.40</b>

**TOWNSHIP OF VERNON**

**RESOLUTION #23-242**

**Resolution Authorizing the Option for Employees  
of the Township of Vernon to Waive Health Insurance Benefits**

**WHEREAS**, the Township of Vernon (hereinafter “Township”) is continually seeking to reduce expenditures where appropriate; and

**WHEREAS**, the Township provides health benefit coverage to all regular full time employees; and

**WHEREAS**, N.J.S.A. 40A:10-17.1 authorizes municipalities to permit employees to waive health care coverage when such employees are covered for health care under the coverage of a spouse; and

**WHEREAS**, pursuant to statute, the Township may pay to the waiving employee an amount equal to not more than 25% or \$5,000.00, whichever is less, of the amount saved by the Township when coverage is waived; and

**WHEREAS**, the Township desires to implement such a cost efficiency measure for the year 2024; and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Township of Vernon hereby implements the following provisions of N.J.S.A. 40A:10-17.1:

1. Any employee who elects to waive health care coverage pursuant to this Resolution shall be paid a sum equal to 25% or \$5,000.00, whichever is less, of the health care premium savings received by the Township. Payment of sums required under this Resolution shall be made to the Employee on a monthly basis, each payment being one twelfth of the total sum due.
2. An employee shall be eligible for such waiver and payment only upon compliance with, and under the terms of, the provisions of N.J.S.A. 40A:10-17.1.
3. An employee shall be eligible to, or required to, resume coverage pursuant to the provisions of N.J.S.A. 40A:10-17.1.
4. This Resolution shall take effect immediately upon adoption according to law.

**CERTIFICATION**

I certify that this is a true copy of the Resolution adopted by the Council of the Township of Vernon at their Regular Meeting held on October 12, 2023 7:00 pm in the Vernon Municipal Center.

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Marcy Gianattasio, RMC, CMR  
Municipal Clerk

**VERNON TOWNSHIP COUNCIL**

<b>NAME</b>	<b>MOTION</b>	<b>SECOND</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Distasi, M						
Rizzuto, P						
Sparta, B						
Tadrick, J						
Buccieri, N						

**WAIVER COMPARISON**

<b><u>ANNUAL COST OF COVERAGE</u></b>	<b><u>ANNUAL WAIVER AMT</u></b>
\$ 10,234.08	\$ 2,277.08
\$ 13,188.00	\$ 2,241.96
\$ 38,454.96	\$ 5,000.00
\$ 447.48	\$ 98.45
\$ 27,494.40	\$ 4,467.84
\$ 36,804.00	\$ 5,000.00
\$ 10,234.08	\$ 2,046.82
\$ 10,234.08	\$ 2,200.33
\$ 37,020.48	\$ 5,000.00
\$ 36,804.00	\$ 5,000.00
<b>\$ 220,915.56</b>	<b>\$ 33,332.47</b>



**TOWNSHIP OF VERNON**

**ORDINANCE #23-20**

**AN ORDINANCE AMENDING THE VERNON TOWNSHIP ADMINISTRATIVE CODE  
CHAPTER 250, ARTICLE II FEES AND ESCROWS ENUMERATED IN SECTION 250-  
15 RELATING TO ANIMAL CONTROL**

**BE IT ORDAINED** by the Township Council of the Township of Vernon, the County of Sussex, the State of New Jersey as follows:

1. Section 250-15 of the Township Code, Township of Vernon, County of Sussex shall be amended to read as follows:

**E. Dog and Cat Adoption**

2) Cat Adoption

- (a) Kittens under one year **\$85**
- (b) Cats one year to six years: **\$75**
- (c) Cats over six years: **\$30**

2. This Ordinance shall take effect after adoption by the Township Council and in accordance with law.

# INVOICE

## The Animal Rights Alliance, Inc. (TARA)

60 Enterprise Place  
Middletown, NY 10941  
845-343-1000

Low-Cost Spay/Neuter Clinic

FOR: Vernon Twp. Animal Shelter  
21 Church Street  
Vernon Township, NJ 07462  
(973) 764-7751

Printed: 06-16-23 at 2:26p  
Date: 06-06-23  
Account: 29729  
Invoice: 143733

Date	For	Qty	Description	Price/Item	Net Price
06-06-23	Baily #1	1	Ovariohysterectomy, Feline		70.00
06-06-23			TECHNICIAN NOTES:		0.00
06-06-23		1	Penicillin-G		0.00
06-06-23		1	Nail Trim		0.00
06-06-23		1	Ear Cleaning		0.00
06-06-23		1	WEIGHT UPDATE		0.00
06-06-23		1	Rabies Vaccination, 1 Year		0.00
06-06-23		1	Ear Tipping		0.00
06-06-23		1	Free Roaming (Stray or Feral)		0.00
06-06-23		1	FVRCP Distemper Vaccination, Feline		15.00
06-06-23	Cake	1	Ovariohysterectomy, Feline		70.00
06-06-23			TECHNICIAN NOTES:		0.00
06-06-23		1	Penicillin-G		0.00
06-06-23		1	Nail Trim		0.00
06-06-23		1	Ear Cleaning		0.00
06-06-23		1	WEIGHT UPDATE		0.00
06-06-23		1	Rabies Vaccination, 1 Year		0.00
06-06-23	Cyprus	1	Castration, Feline		70.00
06-06-23		1	WEIGHT UPDATE		0.00
06-06-23			TECHNICIAN NOTES:		0.00
06-06-23		1	Penicillin-G		0.00
06-06-23		1	Ear Cleaning		0.00
06-06-23		1	Nail Trim		0.00
06-06-23		1	Rabies Vaccination, 1 Year		0.00
06-06-23	Davos #1	1	Castration, Feline		70.00
06-06-23		1	WEIGHT UPDATE		0.00
06-06-23			TECHNICIAN NOTES:		0.00
06-06-23		1	Penicillin-G		0.00
06-06-23		1	Ear Cleaning		0.00
06-06-23		1	Nail Trim		0.00
06-06-23		1	Rabies Vaccination, 1 Year		0.00
06-06-23		1	FVRCP Distemper Vaccination, Feline		15.00
06-06-23		1	Ear Tipping		0.00
06-06-23		1	Free Roaming (Stray or Feral)		0.00

06-06-23	Jack	1	Castration, Feline	70.00
06-06-23		1	WEIGHT UPDATE	0.00
06-06-23			TECHNICIAN NOTES:	0.00
06-06-23		1	Penicillin-G	0.00
06-06-23		1	Ear Cleaning	0.00
06-06-23		1	Nail Trim	0.00
06-06-23	Kennedy #1	1	Ovariohysterectomy, Feline	70.00
06-06-23			TECHNICIAN NOTES:	0.00
06-06-23		1	Penicillin-G	0.00
06-06-23		1	Nail Trim	0.00
06-06-23		1	Ear Cleaning	0.00
06-06-23		1	WEIGHT UPDATE	0.00
06-06-23		1	Rabies Vaccination, 1 Year	0.00
06-06-23		1	Ear Tipping	0.00
06-06-23		1	Free Roaming (Stray or Feral)	0.00
06-06-23		1	FVRCP Distemper Vaccination, Feline	15.00
06-06-23	Rutherford #7	1	Ovariohysterectomy, Feline	70.00
06-06-23			TECHNICIAN NOTES:	0.00
06-06-23		1	Penicillin-G	0.00
06-06-23		1	Nail Trim	0.00
06-06-23		1	Ear Cleaning	0.00
06-06-23		1	WEIGHT UPDATE	0.00
06-06-23		1	Rabies Vaccination, 1 Year	0.00
06-06-23		1	Ear Tipping	0.00
06-06-23		1	Free Roaming (Stray or Feral)	0.00
06-06-23		1	FVRCP Distemper Vaccination, Feline	15.00
06-06-23	Sham	1	Castration, Feline	70.00
06-06-23		1	WEIGHT UPDATE	0.00
06-06-23			TECHNICIAN NOTES:	0.00
06-06-23		1	Penicillin-G	0.00
06-06-23		1	Ear Cleaning	0.00
06-06-23		1	Nail Trim	0.00
06-06-23		1	Rabies Vaccination, 1 Year	0.00
06-06-23		1	FVRCP Distemper Vaccination, Feline	15.00
06-06-23		1	Free Roaming (Stray or Feral)	0.00
06-06-23	Shasta	1	Ovariohysterectomy, Feline	70.00
06-06-23			TECHNICIAN NOTES:	0.00
06-06-23		1	Penicillin-G	0.00
06-06-23		1	Nail Trim	0.00
06-06-23		1	Ear Cleaning	0.00
06-06-23		1	WEIGHT UPDATE	0.00
06-06-23		1	Rabies Vaccination, 1 Year	0.00
06-06-23	Witts End #1	1	Ovariohysterectomy, Feline	70.00
06-06-23			TECHNICIAN NOTES:	0.00
06-06-23		1	Penicillin-G	0.00
06-06-23		1	Nail Trim	0.00
06-06-23		1	Ear Cleaning	0.00
06-06-23		1	WEIGHT UPDATE	0.00

06-06-23	1 Rabies Vaccination, 1 Year	0.00
06-06-23	1 Ear Tipping	0.00
06-06-23	1 Free Roaming (Stray or Feral)	0.00
06-06-23	1 FVRCP Distemper Vaccination, Feline	15.00

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<b>Old balance</b>	<b>Charges</b>	<b>Payments</b>	<b>New balance</b>
0.00	790.00	0.00	790.00

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**Vendor Certification & Declaration**

I do solemnly declare and certify under penalties of the law that the within bill is correct in all its particulars; that the articles have been furnished or services rendered as stated therein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim; that the amount therein stated is justly due and owing; and that the amount charged is a reasonable one.

Kristen Fischer  
TARA Assistant Clinic Manager

**TOWNSHIP OF VERNON  
ORDINANCE #23-21**

**AN ORDINANCE OF THE TOWNSHIP OF VERNON, COUNTY OF SUSSEX, STATE OF NEW JERSEY ADDING CHAPTER 13, "CANNABIS ESTABLISHMENT LICENSING AND REGULATION," TO THE TOWNSHIP CODE, ESTABLISHING LOCAL ANNUAL CANNABIS LICENSES FOR ALL CANNABIS ESTABLISHMENTS TO OPERATE IN THE TOWNSHIP, PURSUANT TO THE NEW JERSEY CANNABIS REGULATORY, ENFORCEMENT ASSISTANCE, AND MARKETPLACE MODERNIZATION ACT**

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, cannabis use and possession; and

**WHEREAS**, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer; and

**WHEREAS**, sections 31a-c of the Act, N.J.S.A. 24:6I-45a-c, authorizes municipalities to adopt ordinances and regulations prohibiting outright and/or limiting the number of any class of licensed "cannabis establishment" (defined in section 33 of the Act, N.J.S.A. 24:61-33, as "a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer"), cannabis distributor and cannabis delivery service allowed to operate within its municipal boundaries; and the location, manner and times of operation of such cannabis establishment, cannabis distributor and cannabis delivery service, except that the transportation and time of operations for cannabis delivery services, shall only be subject to the regulation by the Cannabis Regulatory Commission (the "Commission" or "CRC"); and

**WHEREAS**, pursuant to NJ.AC. 17:30-5.1(b) of the CRC's Rules, any municipality that has timely adopted an ordinance prohibiting outright the operation of any cannabis establishment, distributor or the principal location of any cannabis delivery service business within a municipality in accordance with N.J.S.A. 24:6I-45b, may thereafter amend its ordinances to allow for, zone, license and regulate such cannabis establishments, distributors and the principal locations of cannabis delivery service businesses; and

**WHEREAS**, the Township Council recognizes the importance of fostering economic opportunities that provide jobs and ratables to the community, while ensuring that such uses can safely and seamlessly fit into the fabric of the community; and

**WHEREAS**, the Township Council has determined that the six (6) legal classes of cannabis under the Act can be permitted in the Township in such a way so as to safely and seamlessly fit into the fabric of the community while providing significant economic opportunities; and

**WHEREAS**, the Township Council has determined that such businesses engaged in a business with one of the six classes of legal cannabis licenses should be permitted as delineated in Chapter 330 Land Development Ordinances in the Township subject to the appropriate Township Licensure as delineated herein.

**NOW THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Vernon that the Code of the Township of Vernon shall be amended as follows:

**SECTION 1.**

**§ 13-1 Purpose and Application.**

- a. **Purpose.** This Section has been adopted by the Township Council of the Township of Vernon for the following purposes:
  1. To protect the public health, safety, and general welfare of the residents of the Township of Vernon by establishing strict licensing limits and regulations on the lawful sale and use of legal cannabis to persons age 21 years or older only, and at all times in conformity with the laws of the State of New Jersey, including without

limitation, the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), the rules and regulations of the New Jersey Cannabis Regulatory Commission (the "Commission" or "CRC"), and the Township Code, as may be amended from time-to-time hereafter.

2. To regulate the local licensing and operation of licensed Cannabis Establishments, each as defined in N.J.S.A. 24:61-33 of the Act, to protect against the unlawful operation, sale, and use of cannabis and marijuana.
  3. To establish certain conditions and limitations on the number of cannabis licenses authorized to be issued within the municipal boundaries of the Township through the local licensing process.
  4. To establish local regulations on the time, location and manner of licensed Cannabis Establishments and activities in accordance with State law.
  5. To establish limitations on the number and types of Cannabis Establishment licenses and cannabis marketplace activities.
- b. Applicability. The provisions herein shall apply to all licensees, persons, organizations and businesses operating and/or seeking to operate within the Township as any class of licensed Cannabis Establishment pursuant to the Act.
- c.

**§ 13-2 Definitions.**

The terms used herein shall be as defined in the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act," P.L. 2021, c. 16, N.J.S.A. 24:61-31, et seq. (the Act) as may be amended from time-to-time in accordance with State law. Should any of the definitions in this Section conflict with definitions located elsewhere in the Vernon Township Municipal Code, the definitions contained in the Act as noted herein shall control for purposes of this Section. If a word, term, or phrase is defined neither in the Act nor elsewhere in the Vernon Township Municipal Code, the most common dictionary definition is presumed to be correct.

**§ 13-3 Prohibitions on Cannabis Consumption Areas.**

- a. Pursuant to section 32 of the Act, N.J.S.A. 24:61-21, all Cannabis Consumption Areas are prohibited from being located or otherwise operated within the geographic boundaries of the Township of Vernon.

**§ 13-4 Numerical Limit on Local Cannabis Licenses and Class Types of Cannabis Establishments Permitted.**

- a. The following number and type of Township Establishment licenses, otherwise known as "local annual cannabis license" is/are authorized to be available for issuance by the Township

on an annual basis pursuant to the Act and the regulations of the Commission and the Township Code:

1. **Two (2) Class 1 Cultivators, two (2) Class 2 Manufacturers, two (2) Class 3 Wholesalers, two (2) Class 4 Distributors, two (2) Class 5 Retailers; and two (2) Class 6 Deliveries** in each respective Zoning District where such license class is permitted and where the operator is holding the requisite current valid & active permits issued by the Commission in accordance with the Act, which authorizes the entities to cultivate & process, manufacture, wholesale, distribute, and sell to retail consumers cannabis, respectively, in accordance with the Township Code, and the Act and the regulations of the Commission, as may hereafter be amended. At no time shall such local annual license be transferrable from the initial licensee to another entity without prior formal licensing approval from the Commission and the Township.
- b. Except as provided in al above, no additional licenses or license class types shall be issued or otherwise made available by the Township except by formal adoption of an ordinance amending the provisions of the Township Code herein.
- c. Any person, organization and/or business, including a licensed Cannabis Establishment or operation of limited class type operating outside the scope of a license, found to engaged in the cultivation, manufacturing, wholesale, distribution, and/or retail sale of cannabis or cannabis items without first possessing a valid local annual cannabis license issued by the Township shall be subject to a civil fine and penalty as set forth herein below.
- d. **Resolutions of support. Resolutions of support obtained by a potential licensee from the Township Council shall be valid for the period of one (1) year, unless an extension is granted by the Township Council. Resolutions of support shall not be deemed as an agreement to hold a license available for the potential licensee.**

#### **§ 13-5 Municipal Licensure Requirements.**

- a. Prior to commencing and engaging in any cannabis business activities and uses within the Township permitted by the Commission pursuant to a State-issued Class 1, 2, 3, 4, 5 or 6 license validly issued in accordance with the Act, any person, business, and/or organization shall first apply for and secure from the Township a local annual cannabis license. Except that nothing herein shall be read or construed to conflict with the statutory provisions as to Cannabis Delivery Services licensed by the Cannabis Regulatory Commission.
- b. The Township **Administration** shall begin accepting applications for Class 1, 2, 3, 4, 5 or 6 local annual cannabis licenses 15 days following final passage of this ordinance.
- c. The initial local annual cannabis license shall be valid until December 31, 2024. Thereafter the period of each annual local Cannabis Establishment license shall commence on January 1 and expire on December 31 of the calendaryear.



- d. By no later than December 1 of any existing license year, the licensee shall be required to file an application for the renewal of a local annual cannabis license to be authorized to continue operation as a Class 1, 2, 3, 4, 5 or 6 Cannabis Establishment within the Township.
- e. All local annual cannabis licenses shall be conditional, and shall remain subject to all State and local laws and regulations. Failure of any licensee to comply with such applicable laws shall be grounds for revocation and/or nonrenewal of the local annual cannabis license by the Township **Administration**.
- f. The initial application fee for each local annual cannabis license, of each class-type, shall be **\$10,000 for all classes** and the renewal application fee shall be **\$10,000 for all classes**. **The application fee is non-refundable**.
- g. **A new licensee must file an application with the Township Land Use Board seeking site plan and associated approvals for a specific site within six (6) months of receiving a Township license. If application is not made within six (6) months, the Township license will be revoked.**
- h. Unless the Township issues a license renewal, it shall be unlawful for any person to manufacture, sell, distribute, transfer, transport, or otherwise remove cannabis or cannabis products/items from the premises of any Cannabis Establishment after the expiration date recorded on the face of the license.
- i. All local annual cannabis licenses shall be non-transferrable. All local annual cannabis licenses shall be specific to the property location authorized and approved by the Township and shall not otherwise be considered a "pocket license."
- j. The licensed premises of all licensees shall be subject to unannounced inspections by a designated representative of the Township. Access shall be permitted by the designated representative on demand by the Township's authorized representative.

**§ 13-6 Application for Local License and Annual Local License Fee**

- a. **Application Fee.** The applicant shall submit an application to the Office of the Municipal Clerk, under oath on a form furnished by the Township of Vernon, **with an application fee as enumerated herein**, which fee shall be nonrefundable. The initial application fee for each local annual cannabis license, of each class-type, shall be **\$10,000 for all classes**.
- b. **Annual License Renewal Fee.** The annual license renewal fee for successful applicants operating cannabis establishments in the Township of Vernon shall be implemented as required in accordance with the following fee schedule, **renewal fees are non-refundable**:

Class I Cannabis Cultivator license: **ten thousand dollars (\$10,000.00)**.

Class 2 Cannabis Manufacturer license: **ten thousand dollars (\$10,000.00)**. Class 3

Cannabis Wholesaler license: **ten thousand dollars (\$10,000.00)**.

Class 4 Cannabis Distributor license: **ten thousand dollars (\$10,000.00)**.

Class 5 Cannabis Retail license: **ten thousand dollars (\$10,000.00)**.

Class 6 Cannabis Delivery license: **ten thousand dollars (\$10,000.00)**

- c. Upon the receipt of an application, the Office of the Municipal Clerk shall transmit the application to the Office of Police Chief for the Township Police Department or the Chiefs designee, the Mayor, the Business Administrator, and the Council President for review of the application. These departments shall review the application and forward their comments to the Clerk's Office fifteen (15) business days from transmission of the application.
- d. The Clerk shall establish a reasonable application period and deadline for all applications. An application shall be deemed incomplete and shall not be processed by the Clerk and transmitted for review until all documents and application fees are submitted. To be deemed complete, all applications shall be accompanied by the following:
  1. The name and home address of the Applicant. If the Applicant is not a natural person, the Applicant shall submit a statement setting forth the names and home addresses of all stockholders in the corporation or partnership who own 10% or more of its stock, of any class or of all individual partners in the partnership who own a 10% or greater interest therein, as the case may be. If one or more such stockholder or partner is itself a corporation or partnership, the stockholders holding 10% or more of that corporation's stock, or the individual partners owning 10% or greater interest in that partnership, as the case may be, shall also be listed with its home address. The disclosure shall be continued until names and home addresses of every non-corporate stockholder, and individual partner, exceeding the 10% ownership criteria has been listed.
  2. The name of any other business entities in which any of the individuals identified pursuant to subsection (b)(1) of this provision have or have had an ownership interest which: (i) cultivates, manufactures, wholesales or dispenses cannabis or cannabis products; (ii) invests or finances in any such entity; or (iii) is regulated by any governmental entity.
  3. A copy of the license issued by the Cannabis Regulatory Commission authorizing the Applicant to operate as a Licensed Cannabis Establishment with a copy of all application materials and documents submitted to the Commission for a license.

4. An affidavit from the Applicant attesting to and accompanied by documentary proof of compliance with all state and local laws regarding affirmative action, anti-discrimination and fair employment practices. The applicant shall also certify under oath that they will not and shall not discriminate based on race, color, religion (creed), gender, gender expression, age, national origin (ancestry), disability, marital status, sexual orientation, or military status, in any of its activities or operations.
5. Plans prepared by a duly licensed architect, engineer, or planner which shall depict the layout and design for the proposed location of the Licensed Cannabis Entity within the Township.
  - (a) The required plans shall depict the proposed security measures for the location. The plans shall be deemed confidential consistent with state law.
  - (b) The Applicant shall also provide either a lease agreement or agreement of sale for the property where the Applicant intends to operate the Licensed Cannabis Entity. The lease agreement or agreement of sale may be contingent upon the Applicant's ability to successfully: (i) obtain a Local License; and (ii) if applicable, obtain approval from the Vernon Township Planning Board and/or the Vernon Township Land Use Board.
6. Acknowledgment and agreement authorizing the Vernon Police Department to perform background checks and/or investigations regarding any individuals disclosed pursuant to subsection (b)(1) of this provision and any employees of the Applicant.
- e. The Office of Police Chief for the Vernon Police Department or the Chiefs designee, the Mayor or Mayor's designee, the Business Administrator, and the Council President, who may seek additional review from the Township Attorney, Engineer and/or Planner, shall evaluate any and all applicants and issue a notification of award after consideration and evaluation of the following criteria:
  1. **Qualifications and Experience**  
Applicant's owners' or principals' qualifications and experience operating in highly regulated industries, including cannabis, healthcare, pharmaceutical manufacturing, and retail pharmacies, with preference to experience operating such businesses within the State of New Jersey and where the value of owners' experience shall outweigh the experience of non-owner principal, submission of formal business plan for the proposed Licensed Cannabis Entity including pro forma is required.
  2. **Security Plan**

Applicant's qualifications and experience related to public safety and security, including any of the applicant's owners' or principals' experience in law enforcement and drug enforcement, and a summary of the applicant's plans for storage of products and currency, physical security, video surveillance and digital storage, security personnel and their qualifications, and visitor and employee security management.

3. Environmental Plan

Summary of the applicant's environmental impact and sustainability plan; whether the applicant entity or its parent company has any recognitions from or registrations with federal or New Jersey state environmental regulators for innovation in sustainability; and whether the applicant entity or its parent company holds any certification under international standards demonstrating the applicant has an effective environmental management system or has a designated sustainability officer to conduct internal audits to assess the effective implementation of an environmental management system.

4. New Jersey Minority-Owned

Applicant's demonstrated commitment to diversity in its ownership composition and hiring practices and whether the applicant entity or its parent company holds any certifications as a NJ minority-owned, women-owned, or veteran-owned business.

- f. Notwithstanding the foregoing competitive application process, a notification of award and conditional municipal license shall allow the recipient applicant to pursue a State permit or license in the appropriate classification for up to 12 months, which may be extended in the Township Committee's discretion for an additional 6 months for good cause. No license to operate shall be issued until the applicant has received a State permit and satisfied other prerequisites of municipal licensure. If the recipient of a notice of award and conditional license has not received a State permit or license within 12 months from issuance, unless extended for good cause, the Municipal Clerk shall issue a new request for applications and evaluate all applicants for licensure under the above criteria.

**§ 13-7 Additional Requirements,**

- a. Cannabis Establishments shall meet all of the requirements for licensure pursuant to the Act, the regulations of the Commission and all other applicable State and local laws.
- b. Cannabis Establishments shall at all times hold a valid current license or permit issued by the State of New Jersey, along with a local annual cannabis license issued by the Township to undertake cannabis activities at the permitted property. Both the Township and State-issued licenses are valid only for the location identified on the licenses and until the expiration date

printed on the license. Both the Township- and State-issued licenses shall be prominently displayed inside the permitted Cannabis Establishment in a location where they can be easily viewed by State and local law enforcement and administrative authorities.

- c. Cannabis Establishments shall be conducted solely within the confines of the licensed location of the licensed premises on the permitted property. No Cannabis Establishment shall be permitted to operate from a movable, mobile or transitory location, except for the permitted transportation of cannabis products to and from the facility pursuant to State law by a licensed Class 6 Delivery Service.
- d. Cannabis Establishments shall comply with the Act, the regulations of the Commission, and the Township Code, including without limitation the Zoning Code, the Building Code, and the Housing and Property Maintenance Code, at all times.
- e. With the exception of loading activities incidental to the operation of the Cannabis Establishment, all operations shall occur indoors, within the enclosed licensed building, except as otherwise authorized for licensed Class 6 Delivery Services only.
- f. All Cannabis Establishments shall at all times adhere to the safety and security standards and plan established and approved by the Commission, including the requirements for the maintenance of a security system that meets State law requirements. In addition, all Cannabis Establishments shall also comply with the below provisions. The Vernon Township Chief of Police shall make the determination as to whether Cannabis Establishments are in compliance with the following provisions:
  - 1. Cannabis Establishments shall have security systems in place, along with a continuous recording system that records for a minimum 30-day archive. This system shall be shared with the Vernon Township Police Department via web browser providing direct access to real-time and archived video.
  - 2. Cannabis Establishments shall provide the Vernon Township Police Department with the name and telephone number of one staff person to notify during operating hours, and the name and cellphone number of at least two staff persons to notify after operating hours regarding suspicious activity.
  - 3. Outside areas of the premises shall be well-illuminated for safety and security, but not in a way that is counter to Township Code requirements for outdoor lighting and screening, or in a way that is obtrusive to pedestrians, drivers or other users of the public right-of-way.
  - 4. All cannabis in whatever form stored at the permitted premises shall be kept in a secure manner and shall not be visible from outside the permitted premises, nor shall it be processed, exchanged, displayed or dispensed outside the confines of the licensed structure of the premises. No cannabis products shall be visible from a public sidewalk, public street or right-of-way, or any other public place.

5. Cannabis Establishments shall properly dispose of all materials and other substances in a safe and sanitary manner in accordance with local and State laws, including the rules and regulations of the Commission.
6. Cannabis Establishments shall be equipped with ventilation systems sufficient in type and capacity to eliminate cannabis odors emanating from the interior to the exterior of the premises discernible by the ordinary senses. The ventilation system shall be inspected and approved by the Township Construction Official.
7. The hours of operation for all Cannabis Establishments shall be limited to 9:00 a.m. to 10:00 p.m. Eastern Standard Time.
8. Cannabis Establishments shall post conspicuous signage inside and outside the building that consumption of cannabis is prohibited anywhere on the premises, including the parking area and inside vehicles in the parking area.
9. Prohibition on Mobile Structures. Each Cannabis Establishment shall at all times conduct business within the confines of a licensed premises. No Cannabis Establishment shall be housed or operated in a vehicle or any movable or mobile structure. Nothing herein shall be deemed to apply to or otherwise conflict with the statutory and regulatory provisions applicable to Cannabis Delivery Service holding a valid and current license issued by the New Jersey Cannabis Regulatory Commission

**§ 13-8 Local Cannabis Transfer and User Taxes.**

- a. Establishment of Transfer and User Tax. Pursuant to section 40 of the Act, N.J.S.A. 40:481-1a(l), the following user and transfer taxes are hereby established on all Cannabis Establishments operating within the Township, at the maximum amount as permitted by the laws of the State of New Jersey or the amounts set forth below, whichever is greater:
  1. A transfer tax of 2% shall be imposed on the gross receipts from each sale of all cannabis and cannabis items by any cannabis cultivator, manufacturer, or retailer; a transfer tax of 1% shall be imposed on the gross receipts from each sale of all cannabis and cannabis items by any cannabis wholesaler.
  2. The transfer tax shall be stated, charged and shown separately on any sales slip, invoice, receipt or other statement or memorandum of the price paid or payable or equivalent value of the transfer for the cannabis or cannabis item.
  3. The transfer tax shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity with regard to cannabis.
  4. In addition, there shall be a 2% user tax imposed on any concurrent license holder operating more than one Cannabis Establishment.
  5. The user tax shall be imposed on the value of each transfer or use of cannabis or cannabis

items not otherwise subject to the transfer tax imposed on the license holder's business that is located in the Township to any other of the license holder's businesses, whether located in this municipality or any other municipality.

6. The user tax shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity with regard to cannabis.
7. Any transaction for which the user or transfer tax hereinabove is imposed, is exempt from the tax imposed under the Sales and Use Tax Act, except for those which generate receipts from the retail sales by cannabis retailers in the case that the retail sale of cannabis should become legal in the Township.
8. A total of 15% of the funds received from the user taxes in this section will be designated for training and equipment for the Vernon Township Police Officers, Drug Recognition Experts and associated costs, and substance abuse programs.
9. A total of 10% of the funds received from the user taxes in this section will be designated to the Municipal Planning and Zoning Department for administration and enforcement purposes.

b. Remittance of Cannabis Taxes; Delinquencies.

1. All transfer and user taxes collected by any Cannabis Establishment pursuant to this Chapter shall be remitted to the Township's Chief Financial Officer on a monthly basis.
2. Delinquent taxes. If the transfer tax or user tax is not paid when due, the unpaid balance, and any interest accruing thereon, shall be a lien on the parcel of real property comprising the Cannabis Establishment's premises.
3. The lien shall be superior and paramount to the interest in the parcel of any owner, lessee, tenant, mortgagee, or other person, except the lien of municipal taxes, and shall be on a parity with and deemed equal to the municipal lien on the parcel for unpaid property taxes due and owing in the same year.
4. The Township shall file in the office of its Tax Collector a statement showing the amount and due date of the unpaid balance of cannabis taxes and identifying the lot and block number of the parcel of real property that comprises the delinquent Cannabis Establishment's premises. The lien shall be enforced as a municipal lien in the same manner as all other municipal liens are enforced.
5. Failure of the Cannabis Establishment to make full payment of the user and transfer taxes hereinabove imposed shall be grounds for the immediate revocation and/or termination of any local annual cannabis license and/or any local annual cannabis license shall not be renewed unless until all outstanding user and transfer taxes are paid in full. All user and transfer taxes shall also be paid should the licensee make application to the Vernon Township Planning Board and/or the Vernon Township Land Use Board.

### **§ 13-9 Corporate Designee Contact.**

All Cannabis Establishments operating within the Township shall be required to designate a corporate representative of the business who shall be available 24 hours daily to serve as the primary person of contact for the business, and shall have full authority to make decisions on behalf of the business in the event of an emergency. The Cannabis Establishment shall provide the up-to-date direct telephone and email contact information for the corporate representative to the Township Police Department and the Township Administrator and shall assure that such contact information remains current at all times. At a minimum, the corporate representative shall be responsible to respond to the Township in the event of a report of criminal activity, adverse odor event, or any suspected violation of applicable State and/or local laws.

### **§ 13-10 Civil Fines and Penalties.**

- a. Any person(s), firm(s), business(es), corporation(s) and/or other organization(s), including any licensed Cannabis Establishment, found in violation of any provision(s) of the Township Code shall be subject to a civil fine and penalty not exceeding \$2,000, in accordance with the Township Code.
- b. Any violation of the Township Code by a licensed Cannabis Establishment may be grounds for revocation and/or nonrenewal of any issued local annual cannabis license. Upon reasonable notice to the licensee by the Township Administration, a hearing shall be conducted before the Township Council to decide whether sufficient grounds exist to revoke any and all classes of local annual cannabis licenses issued to the licensee. The licensee may be permitted to be represented by legal counsel during the hearing, to present evidence, testimony and witnesses.
- c. Each and every day any person(s), firm(s), business(es), corporation(s) and/or other organization(s), including any licensed Cannabis Establishment, remains in violation of the provisions of the Township Code after the deadline for compliance set forth in any notice of violation issued by the enforcing officer(s) of the Township, shall be considered a continuing violation punishable as a separate and distinct offense and subject to a separate civil fine and penalty for each and every day the violation continues.
- d. The Municipal Court or Superior Court shall have jurisdiction to hear and decide any action(s) brought to enforce the provisions of the Township Code, the hearing for which shall be conducted in a summary manner pursuant to N.J.S.A. 2B12-16a, and any final order imposing fines and penalties for a violation of this code shall be enforceable in the Municipal Court or Superior Court and collectible as a lien against the property of the violator in accordance with the Penalty Enforcement Law of 1999, N.J.S.A. 2A:58-10 et seq.



**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 Township Clerk is directed to give notice at least ten (10) calendar days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance, after public hearing, the Township 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 in accordance with law. **TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Township Council of the Township of Vernon conducted on (date) in the Council Chambers of the Municipal Building. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Township Council of the Township of Vernon to be conducted at 7:00pm on (date) in the Council Chambers at the Vernon Township Municipal Building, 21 Church Street, Vernon, New Jersey, or via electronic means via Zoom as permitted by law, whichever way the Township is conducting its meetings and shall take effect according to law.

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Marcy Gianattasio, RMC  
Municipal Clerk

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Howard Burrell, Mayor

DRAFT

**TOWNSHIP OF VERNON**

**ORDINANCE #23-22**

**AN ORDINANCE AMENDING, REVISING, AND SUPPLEMENTING CHAPTER 330 ENTITLED “LAND DEVELOPMENT” TO CLARIFY REGULATIONS RELATIVE TO PERMITTED LOCATIONS FOR LEGAL CANNABIS USES WITHIN THE TOWNSHIP OF VERNON**

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Phil Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use, and possession; and

**WHEREAS**, the Act establishes six (6) marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator License, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer License, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler License, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer License, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer License, for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery License, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

**WHEREAS**, section 31a of the Act authorizes municipalities, by ordinance, to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors, or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

**WHEREAS**, the Township Council of the Township of Vernon has previously adopted Ordinances 21-25, 21-16 and 22-11 to permit and regulate legal cannabis within the Township, which it now seeks to repeal and replace in order to create more cohesive and clear standards for legal cannabis uses; and

**WHEREAS**, the Township Council of the Township of Vernon finds after having reviewed the various zoning districts within the municipality and reviewing the restrictions of those locations within the Highlands Preservation Area, generally, zones which permit commercial and industrial uses are suitable locations as conditional uses for the Class 1, 2, 3, and 4 designated marketplaces as set forth above and below and Class 5 and 6 marketplaces should be permitted as a conditional use in commercial and retail zones, as set forth above and below;

**NOW, THEREFORE BE IT ORDAINED**, by the Township Council of the Township of Vernon, County of Sussex, and State of New Jersey as follows: Section 330 of the Township Land Development Ordinance shall be amended, revised, and supplemented as follows:

**SECTION 1.**

Ordinances 21-16, 21-25 and 22-11 are repealed in their entirety and replaced with the following sections.

**SECTION 2.**

**Schedule A: Permitted, Conditional and Accessory Uses and Structures (Section 330-160) Township of Vernon**

**Legend:**

**P=Permitted Use**

**A= Permitted Accessory Use**

**C= Conditional Use**

R-2 Cultivation Removed

Uses	R-1	R-2	R-3	SR	PLC	C-1	C-2	C-3	CR	AET	LI	C	MTC	P	PLLC	TC	MVMU
Cannabis																	C
Cannabis cultivator										C	C						C
Cannabis distributor											C						C
Cannabis manufacturer											C						C
Cannabis wholesaler											C						C
Cannabis delivery						C	C	C			C					C	C
Cannabis retailer						C	C	C			C					C	C
Cannabis medical dispensary						C	C	C			C					C	C

**SECTION 3.**

Section 330-5 “Language and Definitions” shall be amended, revised, and supplemented as follows:

**Cannabis**

All parts of the plant *Cannabis sativa* L., whether growing or no, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L. 2016, c. 16 for use in cannabis products as set forth in the Act, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product. “Cannabis” does not include: medical cannabis dispensed to registered qualifying patients pursuant to the “Jake Honig Compassionate Use Medical Cannabis Act,” P.L. 2009, c. 307 (C. 24:6I-1 et al.) and P.L. 2015, c. 158 (C. 18A:40-12.22 et al.); marijuana as defined in N.J.S. 2C:35-2 and applied to any offense set forth in Chapters 35, 35A, and 36 of Title 2C of the New Jersey Statutes, or P.L. 2001, c. 114 (C. 2C:35B-1 et seq.), or marijuana, as defined in Section 2 of P.L. 1970, c. 226 (C. 24:21-2) and applied to any offense set forth in the “New Jersey Controlled Dangerous Substances Act,” P.L. 1970, c 226 (C. 24:21-1 et. al.); or, hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the New Jersey Hemp Farming Act,” P.L. 2019, c. 238 (C. 4:28-6 et. al.).

**Cannabis Cultivator**

Any licensed business or entity that grows, cultivates, or produces cannabis in this State, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 1 Cannabis Cultivator License.

**Cannabis Delivery**

Any licensed business or entity involved in providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer. This person or entity shall hold a Class 6 Cannabis Delivery License.

**Cannabis Distributor**

Any licensed business or entity involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another. This person or entity shall hold a Class 4 Cannabis Distributor License.

**Cannabis Establishment**

A cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, a cannabis retailer, or a cannabis distributor.

**Cannabis Medical Dispensary**

See Cannabis Retailer.

**Cannabis Manufacturer**

Any licensed business or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers. This person or entity shall hold a Class 2 Cannabis Manufacturer License.

**Cannabis Retailer**

Any licensed business or entity that is involved in the sale of cannabis items and related supplies are sold to consumers. This person or entity shall hold a Class 5 Cannabis Retailer License. See also Cannabis Medical Dispensary.

**Cannabis Wholesaler**

Any licensed business or entity that is involved in obtaining and selling cannabis items for later resale by other licensees. This person or entity shall hold a Class 3 Cannabis Wholesaler License.

## **License**

A license issued under relevant State law including a license that is designated as either:

- A. Class 1 Cannabis Cultivator License
- B. Class 2 Cannabis Manufacturer License
- C. Class 3 Cannabis Wholesaler License
- D. Class 4 Cannabis Distributor License
- E. Class 5 Cannabis Retailer License
- F. Class 6 Cannabis Delivery License

The term includes a conditional license for a designated class, except when the context of the provisions of relevant State law otherwise intend to only apply for a license and not a conditional license.

## **Manufacture**

The drying, processing, compounding, or conversion of usable cannabis into cannabis products or cannabis resins. "Manufacture" does not include packaging or labeling.

## **Wholesale Trade**

Shall mean establishments or places of business primarily engaged in selling merchandise to other businesses, including retailers, industrial, commercial, institutional, or professional business users, other wholesalers, or acting as agents or brokers and buying merchandise for, or selling merchandise to, such individuals or companies.

## **SECTION 4.**

Section 330-189 "Conditional Uses" shall be amended, revised, and supplemented as follows:

**(30) – Cannabis Retailer.** Cannabis Retailers shall meet the following conditions and standards when permitted as a conditional use:

- (a) **Eligible locations.** Facilities for cannabis retailers shall be no less than 1,000 feet from any school, public park, public ball field, child-care center, or the Vernon PAL facility. Distances shall be measured door to door as one would travel as a pedestrian.
- (b) **Location.** Cannabis retailers shall be separate and distinct from growing operations.
- (c) **Highlands Preservation Area.** Any cannabis retailer proposed in the Highlands Preservation Area must obtain a Highlands Exemption or Highlands Exception prior to submission to the Land Use Board.
- (d) **Buildings.** All cannabis retailers shall be enclosed in heated/air-conditioned permanent buildings, not trailers, outdoors, movable kiosks, etc.
- (e) **Signage.** Signs shall not promote consumption of any cannabis products.

- (f) Site plan approval is required. Site plan approval shall require submission of a safety and security plan and emergency services access plan to the Land Use Board for review.
- (g) License requirements. Cannabis retailers shall obtain a Township Cannabis License prior to application before the Land Use Board.
- (h) Accessibility. Any cannabis retailer shall only have one primary public access point, which shall be directly adjacent to the right-of-way or parking area of the building. Access should not be through common entrances with other uses.
- (i) Hours of operation for cannabis retailers shall be limited to 9:00 a.m. to 10:00 p.m.
- (j) Interior security. Cannabis retailers' interiors shall provide a secure location for storage of products with minimum products in any customer service area.
- (k) Exterior loitering and security. People shall not be permitted to congregate outside of a cannabis retailer, loiter or wait in line to access the cannabis retailer. The facility shall have a plan in place if interior capacity is exceeded, i.e., numbers are given and customers wait in their vehicles until called.
- (l) Product consumption: No products shall be permitted to be consumed on-site.
- (m) State license. The facility must have a valid license to operate from the State of New Jersey.
- (n) Any cannabis facility is subject to compliance with all state laws, regulations and guidelines with respect to cannabis licenses issued by the State of NJ.

**(31) – Cannabis Delivery.** Cannabis Delivery services shall meet the following conditions and standards when permitted as a conditional use:

- (a) Eligible locations. Facilities for cannabis retailers shall be no less than 1,000 feet from any school, public park, public ball field, child-care center, or the Vernon PAL facility. Distances shall be measured door to door as one would travel as a pedestrian.
- (b) Location. Cannabis retailers shall be separate and distinct from growing operations.
- (c) Highlands Preservation Area. Any cannabis delivery use proposed in the Highlands Preservation Area must obtain a Highlands Exemption or Highlands Exception prior to submission to the Land Use Board.
- (d) Buildings. All cannabis facilities shall be enclosed in heated/air-conditioned permanent buildings, not trailers, outdoors, movable kiosks, etc.
- (e) Signage. Signs not promote consumption of any cannabis products.
- (f) Site plan approval is required. Site plan approval shall require submission of a safety and security plan and emergency services access plan to the Land Use Board for review.
- (g) License requirements. Cannabis facilities shall obtain a Township Cannabis License prior to application before the Land Use Board.
- (h) Hours of operation for cannabis delivery services shall be limited to 9:00 a.m. to 10:00 p.m.
- (i) Interior security. Cannabis facility interiors shall provide a secure location for storage of products with minimum products in any customer service area.
- (j) Product consumption: No cannabis products shall be permitted to be consumed on-site.



- (k) State license. The cannabis facility must have a valid license to operate from the State of New Jersey.
- (l) Any cannabis facility is subject to compliance with all state laws, regulations and guidelines with respect to cannabis licenses issued by the State of NJ.

**(32) – Cannabis Cultivator, Manufacturer, Wholesaler or Distributor.** Cannabis Cultivator, Manufacturer, Wholesaler, or Distributor shall meet the following conditions and standards when permitted as a conditional use:

- (a) **Location: Cannabis Cultivator facilities shall be the only facilities permitted in the AET shall be on lots with a minimum of six (6) acres.**
- (b) Highlands Preservation Area. Cannabis facilities proposed in the Highlands Preservation Area must obtain a Highlands Exemption or Highlands Exception prior to submission to the Land Use Board.
- (c) Buildings: All cannabis facilities shall be enclosed in heated/air-conditioned permanent buildings, not hoop houses, greenhouses or other temporary structures.
- (d) Signage: Signs shall be limited to location identification/name of business. Signage shall not promote consumption of any cannabis products.
- (e) **Site plan approval is required. Site plan approval shall require submission of a safety and security plan and emergency services access plan to the Land Use Board for review.**
- (f) Odor Control: The facility shall provide an air treatment system with sufficient odor absorbing ventilation and exhaust systems such that and odor generated inside the facility is not 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 Township by a licensed, qualified contractor chosen by the Township.
- (g) Buffering. Cultivator facilities located in the **AET** Zone must maintain a 100-foot buffer from property lines.
- (h) Lighting. Cultivator facilities located in the **AET** Zone shall limit lighting to the minimum necessary for safety requirements in parking areas and walkways to have a maximum 1.0 footcandle. Lighting shall be downward facing and not exceed 0.1 footcandle at the property line.
- (i) License requirements. Cannabis facilities shall obtain a Township Cannabis License prior to application before the Land Use Board.
- (j) State license. The facility must have a valid license to operate from the State of New Jersey.
- (k) Any cannabis facility is subject to compliance with all state laws, regulations and guidelines with respect to cannabis licenses issued by the State of NJ.

**SECTION 4.**

**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 5.**

NOTICE

The Township Clerk is directed to give notice at least ten (10) calendar days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance, after public hearing, the Township 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 6.**

EFFECTIVE DATE

This Ordinance shall take effect immediately upon adoption and publication in accordance with law. **TAKE NOTICE** that the above Ordinance was introduced at a regular meeting of the Township Council of the Township of Vernon conducted on (date) in the Council Chambers of the Municipal Building. It was adopted, after final reading and public hearing thereon, at a regular meeting of the Township Council of the Township of Vernon to be conducted at 7:00pm on (date) in the Council Chambers at the Vernon Township Municipal Building, 21 Church Street, Vernon, New Jersey, or via electronic means via Zoom as permitted by law, whichever way the Township is conducting its meetings and shall take effect according to law.

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Marcy Gianattasio, RMC  
Municipal Clerk

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Howard Burrell, Mayor