

**MINUTES  
GREEN TOWNSHIP COMMITTEE  
REGULAR MEETING FEBRUARY 22, 2023**

**CALL TO ORDER**

Mayor Phillips called the February 22, 2023, regular meeting of the Green Township Committee to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

**ADEQUATE NOTICE:** The Deputy Clerk read the statement of adequate notice.

**ROLL CALL:** Present: James DeYoung, Bader Qarmout, Virginia “Ginnie” Raffay, Michael Rose, and Mayor Margaret “Peg” Phillips

Also present: Mark Zschack, Township Clerk/Administrator; Ursula Leo, Esq., Township Attorney; and Patty DeClesis, Deputy Clerk

**OPEN PUBLIC SESSION #1:** Mayor Phillips opened the meeting to the public for any questions or comments concerning items on the agenda for which no public discussion is provided. There being no public comments offered, Mayor Phillips closed Open Public Session #1.

**CONSENT AGENDA:**

1. **RESOLUTIONS:** (Approval of the Following)
  - a. Resolution 2023-60 - Appoint Fire Police Member - Betty Miller
2. **CORRESPONDENCE:** (Acceptance for Filing of the Following)
  - a. Borough of Ogdensburg Resolution Adopted on February 13, 2023, Endorsing New Jersey State Legislation S1727/A3393 Designating Franklinite as the Official Mineral of the State of New Jersey
  - b. Letter Dated February 9, 2023, from Statewide Insurance Fund with Check as Award in Recognition for Participation in Risk Management for the 2022 Fund Year
  - c. Borough of Franklin Resolution Adopted February 14, 2023, Supporting Designating Franklinite as the Official Mineral of the State of New Jersey
  - d. Sussex County Board of County Commissioners Resolution Adopted January 25, 2023, Naming the Municipal Assignments
3. **REPORTS:** (Acceptance for Filing of the Following)
  - a. Treasurer’s Report - December 31, 2022
  - b. Environmental Advisory Committee Meeting Minutes - January 10, 2023
  - c. Green Township Municipal Court - January 2023
  - d. Sussex County Planning Board Minutes - October 3, 2022
  - e. Sussex County Solid Waste Advisory Council Minutes - December 13, 2022
  - f. Sussex County Department of Public and Environmental Health Services - January 2023

Qarmout motioned to move Consent Agenda

Seconded: Raffay

Discussion: None

Upon roll call vote:

Ayes: DeYoung, Qarmout, Raffay, Rose, Phillips

Nays: None

Abstentions: None

Absent: None

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**OATH OF OFFICE:** Mayor Phillips administered the Oath of Office to Fire Police members Betty Miller and Chris Lopanik.

**DISCUSSIONS:**

**Lead-Based Paint Requirements:** The Township Clerk provided updated information regarding the inspection requirements for rental properties. We are in the process of compiling potential rentals as well as updating and maintaining the current landlord registrations. More information will be provided for the next meeting.

**Solar Remote Net Metering:** The Township Clerk provided information on the aggregate remote net metering. It is recommended to have the solar company explain the program at an upcoming meeting.

**Budget Update -** The Township Clerk reviewed adjustments made to the budget to get to 3.5 cent increase following the guidelines from the budget workshop. The Committee reviewed the breakdown to complete the Creek Road Section I and Creek Road Section II road projects individually as well as together. The Committee will consider an ordinance at the next meeting to do the project together in order to save costs.

**OLD BUSINESS:** None

**NEW BUSINESS:**

**a. Resolution 2023-52 -** Authorize Shared Services Agreement with Allamuchy Township for Basin Cleaning

Motion: DeYoung

Seconded: Rose

Discussion: The Township Clerk stated that he spoke to the Allamuchy Township Clerk, they are still interested in the shared service. The agreement will be sent to Allamuchy for their review. Qarmout noted a correction to the agreement pertaining to costs and payments which will be revised. The cost of diesel provided by Allamuchy will also be included.

Upon roll call vote:

Ayes: DeYoung, Qarmout, Raffay, Rose, Mayor Phillips

Nays: None

Abstentions: None

Absent: None

**b. Resolution 2023-61 -** Authorize Submission of the Action Municipal Alliance Grant Funding

Motion: Rose

Seconded: DeYoung

Discussion: None

Upon roll call vote:

Ayes: DeYoung, Qarmout, Raffay, Rose, Mayor Phillips

Nays: None

Abstentions: None

Absent: None

**c. Resolution 2023-62 -** Authorize Installation and Service Agreement with Planet Networks

Motion: Raffay

Seconded: Qarmout

Discussion: None

Upon roll call vote:

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Ayes: DeYoung, Qarmout, Raffay, Rose, Mayor Phillips  
Nays: None  
Abstentions: None  
Absent: None

**d. Resolution 2023-63 - Review Vacation Payout - Koty Orr**

Motion: Raffay  
Seconded: DeYoung  
Discussion: None  
Upon roll call vote:  
Ayes: DeYoung, Qarmout, Raffay, Rose, Mayor Phillips  
Nays: None  
Abstentions: None  
Absent: None

**e. Minutes ready for approval - February 6, 2023, regular meeting and executive session**

Motion: Rose  
Seconded: DeYoung  
Discussion: Raffay noted an error under Matters from the Governing Body, she talked about painting the lines at the Post Office. It should be the Tranquility Post Office not the Greendell Post Office. The minutes will be amended with the correct information.  
Upon roll call vote:  
Ayes: DeYoung, Raffay, Rose, Mayor Phillips  
Nays: None  
Abstentions: Qarmout  
Absent: None

**f. Minutes ready for approval - February 15, 2023, special meeting**

Motion: Raffay  
Seconded: DeYoung  
Discussion: None  
Upon roll call vote:  
Ayes: DeYoung, Qarmout, Raffay, Rose, Mayor Phillips  
Nays: None  
Abstentions: None  
Absent: None

**h. Resolution 2023-64 - Authorize Farming Portions of Block 19, Lots 15 & 15.01 and Block 32, Lot 1**

Motion: Rose  
Seconded: DeYoung  
Discussion: None  
Upon roll call vote:  
Ayes: DeYoung, Qarmout, Raffay, Rose, Mayor Phillips  
Nays: None  
Abstentions: None  
Absent: None

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**MATTERS FROM THE TOWNSHIP CLERK:** The Township Clerk noted the following matters:  
**Statewide Insurance Fund Award** - On February 9, 2023, Green Township received the 2022 Loss Control Award for overall positive results for Workman's Compensation and all lines coverage. Kudos goes out to all employees with an extra nod to the Superintendent of Public Works and the DPW team.

**Social Media** - The Township has now added Instagram to the social media footprint of Green Township. Township posts will include the Website, Facebook, Twitter, Instagram and RAVE.

**Environmental Grant** - With the final upload of a resolution today, the environmental grant requesting \$2,000 for a pollination garden is complete.

**Tier B to Tier A Webinar** - Last week the Township Clerk/Administrator attended a webinar concerning the reassignment from Tier B to Tier A. There was an absence of new information but good questions were submitted. The Township Engineer is scheduled to meet next Tuesday with the Superintendent of Public Works and myself to discuss how the new DPW program will aid in data collection and storage of infrastructure.

**Parking at Former Airport Property** - There are cars parking and blocking the outside gate to the former airport. "No Parking" signs will be installed, but it should be considered to allow trailhead parking on the entrance road.

**5k Run** - The Newton Braves Cheer Team has requested the use of walking track, pavilion and County Connector Trail for a 5K color run on May 21, 2023. The Park Run organization that uses the park will adjust their event for the day.

A discussion ensued concerning the responsibility of clean up after the 5K color race particularly the bathrooms and pavilion. More information will be obtained from the organization regarding clean up and permits for food handling from the food truck vendors for further discussion.

**MATTERS FROM THE GOVERNING BODY:** Mr. Rose stated there may be grant money available for the change in tiers.

Mayor Phillips referred to the article in the New Jersey Herald regarding the Town of Newton and their five-year plan for reassessment. Their Tax Assessor justified the reasoning behind the five-year plan referring to the change in the equalization rate for 2022 to 2023. Mayor Phillips would like to hear from our Tax Assessor as to why we are not trying to do something sooner and to better understand the change in the equalization rates.

**MATTERS FROM THE TOWNSHIP ATTORNEY:** The Township Attorney had no matters for discussion.

**MATTERS FROM THE SUPERINTENDENT OF PUBLIC WORKS:** The Superintendent of Public Works provided the following report read by the Township Clerk/Administrator:

**Tree Removal** - Tree King arrived Wednesday with two crews to finish the 2022 trees. They finished the trees at the lake, on Hillside and Dogwood. Thursday, they finished Hunts School Road trees.

**Truck Mishap** - Truck #6 sustained damage while dumping off material at the DPW complex. Report and claim filed. Operator was made aware of the proper way to dump off Truck #6. Adjuster came out and

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reported back to the insurance company. Henderson Products will be at the DPW shop by weeks end to look over truck #6. The truck is out of service until repaired, spare chipping truck will be used if needed.

**iWorQ Software Update** - Currently, the Superintendent of Public Works, is finishing up the initial training for the new software to track all aspects of DPW and the new stormwater regulations. He will be working with the Township Clerk/Administrator since he was not here for the training sessions.

**Municipal Building** - With the absence of the Municipal Building Maintenance employee, the DPW has taken over most of their duties.

**Sign Board** - the orange tow behind sign trailer relocated to lower side of Whitehall Road for speed reminder. In addition to the sign board this year, we will add a radar attachment to the board. This will enable us to show speed of oncoming cars and upload to a report of speeds in the area on the current GPS system the sign board comes with.

**Street Signage** - new street signs have gone up on various roads. The DPW also took advantage of the summer like weather and got the chance to clean street signs and park signs.

**Speed Limit Sign** - The “DFB Sign” is the 12" Driver Feedback Value Sign w/ 60W Solar speed limit sign. The sign was placed on Green Farms Road by the rear entrance of GHS and had great reviews by the public in the area. The sign will be relocated over on Scenic Drive at the lake in hopes of reminding drivers of the speed limit and to slow down.

**Gates** - the informational signage for the gates came in and are up at the EverGreen Park and DPW garage.

**Sweeping** - the sweeper has been out on every road and parking lot in town at least one-time, other places multiple times.

**Over the Rail Mowers** - over the rail mowers will start trimming back the brush on the County Connector Trail this week.

**Guard Rail Installation** - repurpose guardrail was used down at the Tranquility Post Office to block access to the County Connector Trail from the parking lot. There have been reports of vehicles and ATV 's entering off the parking lot onto the trail.

Deputy Mayor Raffay asked if the DPW has removed the “No Dogs Permitted” signs at EverGreen Park. The Township Clerk/Administrator will look into.

**OPEN PUBLIC SESSION #2:** Mayor Phillips opened the meeting to the public for any questions or comments concerning items on the agenda for which no public discussion is provided.

Ellsworth Bensley commented on the Newton revaluation and Green Township’s debt and commented that Green Township is doing a good job.

There being no further public comments offered, Mayor Phillips closed Open Public Session #2.

**EXECUTIVE SESSION:** Resolution ES2023-03

- Attorney-Client Privilege - Open Space Trust Fund Tax Levy

Qarmout motioned to enter Executive Session at 8:15 p.m.

Seconded: DeYoung

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Discussion: None  
All were in favor.

The Committee returned to Open Public Session at 8:30 p.m.

Qarmout motioned to adjourn Executive Session and return to Open Public Session  
Seconded: Rose

Discussion: None  
All were in favor.

**Introduction** Ordinance 2023-03 - Revising Section 2-40.8 of the Green Township Code to Decrease the Annual Open Space, Recreation, Farmland Preservation and Historic Preservation Trust Fund Tax Levy to \$0.01 per \$1000 of Assessed Valuation, Beginning in Year 2023

Qarmout motioned to introduce the Ordinance and move to Public Hearing on March 6, 2023

Seconded: DeYoung

Discussion: Qarmout commented that the reduction is a half cent, from 1.5 to 1 cent.

Upon roll call vote:

Ayes: DeYoung, Qarmout, Raffay, Rose

Nays: Mayor Phillips

Abstentions: None

Absent: None

Mayor Phillips announced the next meeting is scheduled for Monday, March 6, 2023, at 7:00 p.m.

**ADJOURNMENT:**

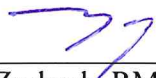
DeYoung motioned to adjourn at 8:33 p.m.

Seconded: Raffay

Discussion: None

All were in favor.

\*ALL RESOLUTIONS AND ORDINANCES ARE ATTACHED TO AND MADE PART OF THESE MINUTES

  
\_\_\_\_\_  
Mark Zschack, RMC  
Township Clerk

Date Approved: March 6, 2023

**RESOLUTION 2023-60**  
**TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN**  
**COUNTY OF SUSSEX, STATE OF NJ**

**APPOINT FIRE POLICE MEMBER**

**BE IT RESOLVED** by the Township Committee of the Township of Green to appoint Betty Miller as a member of the Green Township Volunteer Fire Department Fire Police.

DATED: February 22, 2023

I, Mark Zschack, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on February 22, 2023.



\_\_\_\_\_  
Mark Zschack, RMC, Township Clerk

cc: Chief Bob Olivier

**Record of Vote:**

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
DeYoung			√			
Qarmout	√		√			
Raffay		√	√			
Rose			√			
Mayor Phillips			√			

**RESOLUTION 2023-52  
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN  
COUNTY OF SUSSEX, STATE OF NJ**

**AUTHORIZING A SHARED SERVICES AGREEMENT  
WITH ALLAMUCHY TOWNSHIP TO PROVIDE  
BASIN CLEAN OUT SERVICES**

**WHEREAS**, the New Jersey Uniform Shared Services and Consolidated Act (N.J.S.A. 40A:65-1, et seq.) authorizes shared services between municipalities and;

**WHEREAS**, Allamuchy Township has a need for basin clean out services and has requested that Green Township provide this service, in accordance with the terms contained in a shared services agreement; and

**WHEREAS**, the Township of Green has determined that it would be mutually beneficial to enter into this shared services agreement.

**NOW, THEREFORE, BE IT RESOLVED**, the Township Committee of the Township of Green, County of Sussex, State of New Jersey does hereby authorize the Mayor and/or Municipal Clerk to execute a shared services agreement with Allamuchy Township for Green Township to provide basin clean out services to Allamuchy, pursuant to the terms of such agreement; and

**BE IT FURTHER RESOLVED**, a copy of this Resolution shall be forwarded to the DCA Division of Local Government Services, as required by N.J.S.A. 40A:65-4.

DATED: February 22, 2023

I, Mark Zschack, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on February 22, 2023.



\_\_\_\_\_  
Mark Zschack, RMC, Township Clerk

**Record of Vote:**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
DeYoung	√		√			
Qarmout			√			
Raffay			√			
Rose		√	√			
Mayor Phillips			√			



**RESOLUTION 2023-61**  
**TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN**  
**SUSSEX COUNTY, NEW JERSEY**  
**GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE**  
**FISCAL GRANT CYCLE FY2024**

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS**, The Township Committee of the Township of Green, County of Sussex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and,

**WHEREAS**, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

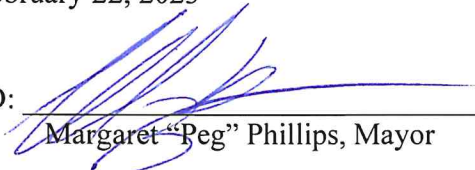
**WHEREAS**, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Sussex;

**NOW, THEREFORE, BE IT RESOLVED** by the Township of Green, County of Sussex, State of New Jersey hereby recognizes the following:

1. The Township Committee does hereby authorize submission of a revised strategic plan for the Action Municipal Alliance grant funding for fiscal year 2024 in the amount of:
 

DEDR	\$6,037.00
Cash Match	\$1,509.25
In-Kind	\$4,527.75
2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

DATED: February 22, 2023

APPROVED:   
 Margaret "Peg" Phillips, Mayor

I, Mark Zschack, Municipal Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on February 22, 2023.

  
 Mark Zschack, RMC, Township Clerk

cc: Linda Di Lorenzo, CMFO

**Record of Vote:**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
DeYoung		√	√			
Qarmout			√			
Raffay			√			
Rose	√		√			
Mayor Phillips			√			

**RESOLUTION 2023-62**  
**TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN**  
**COUNTY OF SUSSEX, STATE OF NJ**

**AUTHORIZE INSTALLATION AND SERVICE AGREEMENT**  
**WITH PLANET NETWORKS**

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Green that the Township of Green shall hereby authorize the installation and five (5) -year agreement with Planet Networks, Inc. for the installation and service as described in the attached documents, at a cost not to exceed \$15,499.10. The Municipal Clerk is hereby directed to execute said agreement.

DATED: February 22, 2023

I, Mark Zschack, Municipal Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on February 22, 2023.



\_\_\_\_\_  
Mark Zschack, RMC, Township Clerk

cc: Linda Di Lorenzo, CMFO

**Record of Vote:**

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
DeYoung			√			
Qarmout		√	√			
Raffay	√		√			
Rose			√			
Mayor Phillips			√			

**RESOLUTION 2023-63**  
**TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN**  
**COUNTY OF SUSSEX, STATE OF NJ**

**REVIEW OF VACATION PAYOUT**

**BE IT RESOLVED**, by the Township Committee of the Township of Green in the County of Sussex and State of New Jersey that the attached confirmation of paid vacation time for Koty Orr was reviewed and approved for payment.

DATED: February 22, 2023

I, Mark Zschack, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a Resolution adopted by the Township Committee at a meeting held on February 22, 2023.

  
\_\_\_\_\_  
Mark Zschack, RMC, Township Clerk

**Record of Vote:**

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
DeYoung		√	√			
Qarmout			√			
Raffay	√		√			
Rose			√			
Mayor Phillips			√			

**RESOLUTION 2023-64  
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN  
COUNTY OF SUSSEX, STATE OF NJ**

**RESOLUTION REGARDING FARMING PORTIONS OF  
BLOCK 19, LOTS 15 & 15.01 AND BLOCK 32, LOT 1**

**WHEREAS**, on May 16, 2022, the Governing Body adopted Resolution 2022-102 authorizing the Township Clerk and Mayor to execute a twelve (12) month contract with Mr. Peter J. Bast of Bast Dairy, Green Township, NJ, in the amount not to exceed \$0.00; and

**WHEREAS**, on May 15, 2022, a twelve (12) month agreement to farm portions of Block 19, Lots 15 & 15.01 and Block 32, Lot 1 between Mr. Peter J. Bast of Bast Dairy, Green Township, NJ and the Township of Green was executed; and

**WHEREAS**, it is in the best interest of the Township to extend this agreement for one year under 40A:12-14, et seq. for an additional twelve (12) months.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Green, County of Sussex, State of New Jersey, authorizes the Township Clerk and/or the Mayor to execute a twelve (12) month contract with Mr. Peter J. Bast of Bast Dairy, Green Township, NJ, in the amount not to exceed \$0.00.

DATED: February 22, 2023

I, Mark Zschack, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on February 22, 2023



\_\_\_\_\_  
Mark Zschack, RMC, Township Clerk

cc: Linda Di Lorenzo, CMFO  
Mr. Peter Bast

**Record of Vote:**

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
DeYoung		√	√			
Qarmout			√			
Raffay			√			
Rose	√		√			
Mayor Phillips			√			

**RESOLUTION ES 2023-03  
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN  
COUNTY OF SUSSEX, STATE OF NJ**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975 (N.J.S.A. 10:13-12) permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist; and

**WHEREAS**, N.J.S.A. 10:4-13 requires the adoption of a resolution prior to the Township Committee going into Closed Session stating the general nature of the subject matter to be discussed and generally the time and circumstances under which the discussion conducted in Closed Session can be disclosed to the public;

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

1. The public shall be excluded from discussion of and action upon and hereinafter specified subject matter(s)
2. The general nature of the subject matter(s) to be discussed is as follows:  

Personnel       Contract Negotiation       Real Property  
 Public Safety       Litigation/Potential Litigation       Attorney-Client
3. It is anticipated at this time that the above stated subject matter(s) will be made public at the conclusion of each individual specified subject matter.
4. This resolution shall take effect immediately.

Dated: February 22, 2023

I, Mark Zschack, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a Resolution adopted by the Township Committee at a meeting held on February 22, 2023.

  
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 Mark Zschack, RMC, Township Clerk

**Record of Vote:**

	<b>MOTION</b>	<b>SECOND</b>	<b>AYE</b>	<b>NAY</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
DeYoung		√	√			
Qarmout	√		√			
Raffay			√			
Rose			√			
Mayor Phillips			√			

**ORDINANCE NO. 2023-03  
TOWNSHIP OF GREEN  
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**AN ORDINANCE REVISING SECTION 2-40.8 OF THE  
GREEN TOWNSHIP CODE TO DECREASE THE ANNUAL OPEN SPACE,  
RECREATION, FARMLAND PRESERVATION AND HISTORIC PRESERVATION  
TRUST FUND TAX LEVY TO \$0.01 PER \$100 OF ASSESSED VALUATION,  
BEGINNING IN YEAR 2023**

**WHEREAS**, Green Township municipal voters, on the general election ballot on November 4, 1997, voted in favor of establishing a municipal Open Space, Recreation, Farmland Preservation, and Historic Preservation Trust Fund for the acquisition and preservation of municipal open space, recreation, farmland preservation, and historic preservation at a yearly rate not to exceed \$0.03 per \$100 of assessed valuation; and

**WHEREAS**, Green Township Code, Section 2-40, et seq., established the Open Space Committee and set forth funding for the municipal Open Space, Recreation, Farmland Preservation, and Historic Preservation Trust Fund; and

**WHEREAS**, Green Township Code, Section 2-40.8 established funding through the dedication to the fund in the amount of \$0.03 per \$100 of assessed valuation of each annual tax levy commencing with the year 1998; and

**WHEREAS**, N.J.S.A. 40:12-15.7(b) allows for the governing body of the municipality to annually raise by taxation a sum not to exceed the amount or rate set forth in the proposition approved by the voters, and the governing body may determine the appropriate amount or rate to be allocated to each purpose after conducting at least one public hearing thereon; and

**WHEREAS**, the Green Township Committee hereby desires to decrease the current funding amount for the annual tax levy to \$0.01 per \$100 of assessed valuation of each annual tax levy, commencing with the year 2023.

**NOW THEREFORE**, Green Township Code Section 2-40.8 shall be revised to decrease the annual tax levy to \$0.01, as follows:

**SECTION 1**

Section 2-40.8 shall be deleted in its entirety and replaced with the following:

§ 2-40.8 Funding of the Reserve for Open Space Acquisition.

ORDINANCE NO. 2023-03  
TOWNSHIP OF GREEN  
COUNTY OF SUSSEX, STATE OF NEW JERSEY

The Reserve for Open Space Acquisition shall be funded through the dedication to the fund of an amount of \$0.01 per \$100 of assessed valuation of each annual tax levy commencing with the year 1998. The reserve shall also be permitted to accept donations and testamentary bequests. The funds accumulated within the reserve may be utilized for the acquisition of land or development rights in land or as a down payment for the issuance of bonds for the same purpose at the discretion of the Township Committee or for the payment of debt service or indebtedness issued or incurred by the Township for any purpose contemplated by this section. Any and all interest accruing shall remain in the reserve and may be utilized for the above-described purposes.

**SECTION 2 - SEVERABILITY**

If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

**SECTION 3 - REPEALER**

All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

**SECTION 4: EFFECTIVE DATE**

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

**NOTICE**

The above-entitled Ordinance was introduced and passed at first reading by the Green Township Committee at a meeting held on February 22, 2023, and after publication and a public hearing was finally adopted by the Green Township Committee at a meeting held on \_\_\_\_\_, 2023.

ATTEST:

TOWNSHIP OF GREEN,  
IN THE COUNTY OF SUSSEX

\_\_\_\_\_  
Mark Zschack, Township Clerk

\_\_\_\_\_  
Margaret Phillips, Mayor

ORDINANCE NO. 2023-03  
TOWNSHIP OF GREEN  
COUNTY OF SUSSEX, STATE OF NEW JERSEY

**Record of Vote - Introduction:**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
DeYoung		√	√			
Qarmout	√		√			
Raffay			√			
Rose			√			
Mayor Phillips				√		

**Record of Vote - Adoption:**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
DeYoung						
Qarmout						
Raffay						
Rose						
Mayor Phillips						

INTRODUCED: February 22, 2023  
ADOPTED:

ADVERTISED: February 28, 2023  
ADVERTISED: