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**BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE  
MINUTES**

**JANUARY 7, 2019 – SPECIAL COMBINED AGENDA/REGULAR MEETING**

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## CALL TO ORDER

The mayor called the special meeting to order at 7:30 PM. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

## ROLL CALL

Present: Baldassare, Carpenter, Esposito, Harris, Bianchi  
Absent:  
Also Present: Administrator Monaco, Attorney Belardo, Police Chief Shimsky, Lieutenant Scott Ward, Engineer Timko, Municipal Clerk/Assist. Admin. Szabo

## AGENDA PORTION OF MEETING

### *Brentwood Court and North Maple Avenue [Draft Ordinance](#) – Discussion and Possible Introduction*

The committee has received complaints from resident living on Brentwood Court due to Uber/Lyft and other car services parking on their street as they wait for calls to service employees and visitors to Verizon on North Maple Avenue. This situation is affecting the quality of life for the residents on Brentwood with littering, public urination and loitering.

Mr. Mike Mason, a representative from Verizon addressed the committee. He indicated that Verizon is sensitive to the concerns of the residents and is working on providing a solution. Their Harding Garage, which is .9 miles from Verizon Center was opened to alleviate the problem but did not work. He now promised that the parking area adjacent to their N. Maple Avenue campus which is currently fenced will be opened to these car services. The fence will be removed and litter receptacles and a port-a-john will be placed in the area. This area has the capacity to park approximately 20 cars. Mason feels this solution will solve the problem.

### Public Comment on Brentwood Court and North Maple Avenue

Kristen Mcquaid, Brentwood Court  
Larry Trachtenbroit, Brentwood Court  
Bill Ratz, Brentwood Court  
Ed Rubino, Culberson Road  
Cody Smith, Royal Oak Drive  
Gary Ronning, Brentwood Court  
Todd Edelstein, Riverside Drive

The committee debated the merits of introducing the ordinance. Carpenter recommended waiting a short period to see if the new Verizon proposal would solve the problem, but his colleagues wished to proceed with the ordinance immediately.

Motion by Baldassare, second by Esposito, to amend the agenda to add Ordinance #2490

### Roll Call:

Aye: Baldassare, Esposito, Harris, Bianchi  
Nay: Carpenter  
Abstain:  
Motion carried.

Motion by Baldassare, second by Esposito, that Ordinance #2490 be introduced on first reading, advertised as required by law, with a public hearing on 1/29/19.

### Roll Call:

Aye: Baldassare, Esposito, Harris, Bianchi  
Nay: Carpenter  
Abstain:  
Motion carried.

**ORDINANCE #2409 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 7 “Traffic, Section 3 “Parking” Subsection 4 “Parking Prohibited During Certain Hours on Certain Streets” to Add Brentwood Court and a Portion of North Maple Avenue**

**BE IT ORDAINED**, by the Township Committee of the Township of Bernards in the County of Somerset that Chapter 7 “Traffic,” Section 3 “Parking,” Subsection 4 “Parking Prohibited During Certain Hours of Certain Streets” of the Revised General Ordinances of the Township of Bernards is amended. (new text is in double underline; deletions are ~~stricken~~):

**§ 7-3.4 Parking Prohibited During Certain Hours on Certain Streets.**

- a. No vehicle shall be parked on a portion of Allen Street beginning at a point 178 feet west of the westerly curbline measured along the north side of the intersection of North Finley Avenue (CR No. 613) to a point 25 feet east of easterly curbline of Hillside Terrace as designated in Schedule II, attached hereto and made a part of this chapter, during the hours designated in Schedule II, Monday through Saturday, unless:
  1. The vehicle is owned or operated on a regular basis by a resident of that portion of Allen Street or is a visitor, contractor or service or delivery vehicle to a residence on that portion of Allen Street.
- b. No vehicle shall be parked on a portion on the north side of Allen Street beginning at a point at the intersection of North Finley Avenue (CR No. 613) to a point 178 feet west as designated in Schedule II, attached hereto and made a part of this chapter, during the hours designated in Schedule II, Monday through Saturday, unless:
  1. The vehicle is owned or operated by the owner of, or a visitor, contractor or service or delivery vehicle to, the professional building located at 20 North Finley Avenue.
- c. No vehicle shall be parked on any portion of Gelsey Lane in its entire length beginning from Commonwealth Drive to and including the cul-de-sac bulb as designated in Schedule II, attached hereto and made a part of this chapter, during the hours designated in Schedule II, except Saturdays, Sundays and holidays, unless:
  1. The vehicle is owned or operated on a regular basis by a resident of that portion of Gelsey Lane or is a visitor, contractor or service or delivery vehicle to a residence on that portion of Gelsey Lane.
- d. No vehicle shall be parked on any portion of Wedgewood Drive in its entire length, beginning from Valley Road to and including the cul-de-sac bulb at the terminus of Wedgewood Drive, as designated in Schedule II, attached hereto and made a part of this chapter, during the hours and times designated in Schedule II, unless:
  1. The vehicle is owned, leased or operated by the owner of a tenant of, or a visitor, contractor, service or delivery vehicle to a residence on Wedgewood Drive.
  2. Parking on Wedgewood Drive will require a permit from March 15 to October 31. The Township will issue up to five hangtag parking permits for each household on Wedgewood Drive. Residents must clearly display hangtags from the rear view mirror of any permitted vehicle. Residents may pass on these permits to future owner or renters of each Wedgewood Drive residence. There will be a per-permit replacement fee of \$10 charged for lost hangtags.
  3. Upon application by a resident of Wedgewood Drive, or his representative, in writing to the Chief of Police, if the Chief of Police shall determine that there exists an emergent or unexpected situation or for other good cause shown such prohibition, limitation or hangtag permits would result in undue hardship to the applicant, the Chief of Police may make an exception to this Subsection 7-3.4d. Such exception shall remain in effect only for the period specified by the Chief of Police.
- e. No vehicle shall be parked on any portion of Brentwood Court in its entire length beginning from North Maple Avenue to and including the cul-de-sac bulb as designated in Schedule II, attached hereto and made a part of this chapter, during the hours designated in Section II, any day, unless:
  1. The vehicle is owned, leased or operated on a regular basis by a resident of that portion of Brentwood Court or is a visitor, contractor, service or delivery vehicle to a residence on that portion of Brentwood Court.

f. No vehicle shall be parked on the westerly portion of North Maple Avenue beginning from Madisonville Road to the northern terminus of Lot 4 in Block 803 as measured along the road centerline as designated in Schedule II, attached hereto and made a part of this chapter, during the hours designated in Schedule II, any day, unless:

1. The vehicle is owned, leased or operated on a regular basis by a resident of that portion of North Maple Avenue known as Block 803, Lots 7, 8, 9 and 18, or is a visitor, contractor or service or delivery vehicle to a residence on that portion of North Maple Avenue known as Block 803, Lots 7, 8, 9 and 18.

g. No vehicle shall be parked on the easterly portion of North Maple Avenue beginning from Madisonville Road to the northern terminus of Block 804, Lot 2.01, as measured along the road centerline as designated in Schedule II, attached hereto and made a part of this chapter, during the hours designated in Schedule II, any day.

f.h. The Township shall erect and maintain regulatory signs to implement the above restrictions.

g.i. Permit parking does not override other Township-wide parking rules (e.g., ban on overnight parking).

Each section of this ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

All ordinances, codes or parts thereof that are inconsistent with this ordinance are repealed or otherwise modified.

The ordinance is effective upon passage. It will be published in accordance with NJSA 40:49-2d.

## SCHEDULE II PARKING PROHIBITED CERTAIN HOURS

In accordance with the provisions of Subsection 7-3.4, no person shall park a vehicle between the hours specified upon any of the following described streets or parts of streets:

| <b>Name of Street</b>    | <b>Hours/Days</b>                             | <b>Sides</b> | <b>Location</b>  |
|--------------------------|---|--------------|--|
| All streets <sup>1</sup> | 2:00 a.m. to 5:00 a.m.<br>(overnight parking) |              |  |
| Allen Street             | 8:00 a.m. to 8:00 p.m.                        | North        | Beginning at a point at the intersection of North Finley Avenue (CR No. 613) to a point 178 feet west  |
| Allen Street             | 8:00 a.m. to 8:00 p.m.                        | North        | Beginning at a point 178 feet west of the westerly curblines of North Finley Avenue (CR No. 613) to a point 25 feet east of the easterly curblines of Hillside Terrace |
| Allen Street             | 8:00 a.m. to 5:00 p.m.                        | South        | Beginning at a point at the westerly curblines of North Finley Avenue (CR No. 613) to a point 193 feet west  |
| Allen Street             | 8:00 a.m. to 8:00 p.m.                        | South        | Beginning at a point 193 feet west of the westerly curblines of North Finley Avenue (CR No. 613) to a point 25 feet east of the easterly curblines of Hillside Terrace |

|  |  |             |  |
|--|--|-------------|--|
| Church Street  | 8:30 a.m. to 9:30 a.m.,<br>and 2:30 p.m. to 3:30<br>p.m., Monday through<br>Friday, when school is in<br>session | North       | Lyons Road to Mine Brook Road  |
| Conkling Street  | 2:00 a.m. to 7:00 p.m.   | Both        | Entire length  |
| Gelsey Lane  | 1:00 p.m. to 3:00 p.m.<br>except Sat., Sun.<br>and holidays  | Both        | Entire length  |
| Gelsey Lane  | All  |             | Bulb of cul-de-sac   |
| Lyons Road   | 2:00 a.m. to 7:00 p.m.   | Both        | Intersection with South Finley<br>Avenue to intersection with Lyons<br>Place   |
| Lyons Road   | 2:00 a.m. to 7:00 p.m.   | Both        | Lyons Road at Lyons Station to<br>connection with spur thereof   |
| Peachtree Road (north-<br>south segment)                       | 8:30 a.m. to 9:30 a.m.<br>and 2:30 p.m. to 3:30<br>p.m., Monday through<br>Friday, when school is<br>in session  | Both        | From Cedar Hill School entrance to<br>300 feet south   |
| Peachtree Road (east-<br>west segment)                         | 8:30 a.m. to 9:30 a.m.<br>and 2:30 p.m. to 3:30<br>p.m., Monday through<br>Friday, when school is<br>in session  | North       | From Peachtree Road (north-south<br>segment) to 500 feet east  |
| Ridge Avenue West  | 2:00 a.m. to 7:00 p.m.   | Both        | Washington Street to Erie<br>Lackawanna Railroad right-of-way  |
| South Finley Avenue  | 2:00 a.m. to 6:00 a.m.   | Both        | Between Oak Street and Lewis Street  |
| South Finley Avenue  | 8:00 a.m. to 8:00<br>p.m., Sundays   | East        | Along the drop off area in front of St.<br>James Church  |
| South Maple  | 8:00 a.m. to 4:00 p.m.   | East        | From the intersection of the easterly<br>side line of South Maple Avenue with<br>the northerly curblin of Lindbergh<br>Lane to the point at which the easterly<br>curblin of South Maple Avenue<br>intersects the northerly boundary line<br>of the South Maple Avenue Bernards<br>Township property |
| Wedgewood Drive<br><b>[Ord. #2247, 10-15-<br/>2013, added]</b> | March 15 to October<br>31, 7 days a week   | Both        | Beginning at Valley Drive to and<br>including the terminus of the cul-de-<br>sac bulb of Wedgewood Drive   |
| <u>Brentwood Court</u>   | <u>All</u>   | <u>Both</u> | <u>Entire length beginning from North<br/>Maple Avenue to and including the<br/>cul-de-sac bulb</u>  |

North Maple Avenue

All

Both

Both, beginning from Madisonville Road to 50 feet north of the corporate overpass serving Block 804 Block Lot 2.01 as measured along the road centerline

<sup>1</sup> Editor's Note: Ordinance No. 570, amended Ord. No. 500 to provide for the following exceptions:

a. Upon application by a resident of Bernards Township, or his representative (either verbal or written), to the Township Engineer (or his representative), the Township Engineer shall determine that, for special reasons and for good cause shown, such prohibition would result in undue hardship to the applicant. Such exemption shall remain in effect for a period specified by the Township Engineer, and notice thereof shall be transmitted to the Police Department; and

b. Upon application by a resident of the Bernards Township, or his representative (either verbal or written), to the Chief of Police of the Township (or his representative), the Chief of Police shall determine, because of an emergent or unexpected situation or other good cause shown, such prohibition would result in undue hardship to the applicant. Such exemption shall remain in effect only for the period specified by the Police Chief or his representative.

### *Intersection of Canterbury Way and Mine Brook Road – Discussion*

Timko advised of measures he is studying to improve safety at the intersection.

Engineering reviewed intersection geometry including sight distance, stopping sight distance, alignments, curve radii, traffic counts, traffic speeds and accident reports for 2016, 2017, 2018.

He quoted the following statistics:

- 3500 trips per peak weekday through the intersection
- Mine Brook average speed 42 mph
- Canterbury average speed 35 mph
- Somerville average speed 42 mph

The majority of accidents are due to distracted driving with most accidents occurring when drivers fail to stop at the Canterbury Way stop sign. Engineering is designing a traffic calming project for the intersection to alert drivers to their approach of the intersection and to slow traffic.

### Public Comment on Canterbury and Mine Brook Road

Jeanmarie Genirs, Van Holton Road

Todd Edelstein, Riverside Drive

Michael Macchiarola, Mine Brook Road

Pat Hennessy, Mine Brook Road

Gina Rossomondo, Stockmar Drive

Cody Smith, Royal Oak Drive

Timko will return with his full recommendation to the committee at an upcoming meeting.

### **PUBLIC COMMENT**

Todd Edelstein, Riverside Drive, commented on notice of special meeting and townhall as a warming center.

### **TOWNSHIP COMMITTEE/STAFF COMMENTS**

Committee and staff members commented on their recent activities.

### **ADJOURNMENT**

By unanimous consent, the meeting adjourned at 8:40 PM.

Respectfully submitted

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Denise Szabo, Municipal Clerk

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Carol Bianchi, Mayor