



City of Lambertville
Regularly Scheduled Voting Session
Thursday, NOVEMBER 18, 2021, 6:00 p.m.
All Purpose Room of the Lambertville Public School
200 North Main Street in the City
AGENDA

I. COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

This meeting is being held in compliance with the Open Public Meetings Act with the meeting notice provided to the Hunterdon County Democrat, the Trenton Times, various individuals on the list serve, department heads and the City Engineer and City Attorney.

This meeting will be recorded.

The meeting agenda offers the planned action items of the Governing Body to the extent known at the time of publication.

II. ROLL CALL

Councilwoman Lambert, Councilman Sanders, Councilman Stegman, Council President Taylor, Mayor Fahl.

III. PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

IV. CLOSED SESSION: The Governing Body will go into closed session to discuss attorney/client matters related to contracts pursuant to N.J.S.A. 10: 4- 12 (b)(7)

Please note: The governing body will go into closed session at 6 pm and reconvene in open session at 7 pm.

RESOLUTION

“Authorizing a Closed Session at the November 18, 2021 Lambertville City Council Meeting to Discuss Attorney/Client Issues Related to Contracts Pursuant to N.J.S.A. 10:4-12(b)(7)”

WHEREAS, the Council of the City of Lambertville is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that a closed session, not open to the public, may be held for certain specified purposes when authorized by N.J.S.A 10:4-12(b).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Lambertville that a closed session shall be held on November 18, 2021, in the All-Purpose Room of the Lambertville Public School to discuss attorney/client issues related to contracts pursuant to N.J.S.A. 10:4-12(b)(7).

BE IT FURTHER RESOLVED that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Lambertville Mayor and City Council.

ADOPTED:

Mayor Fahl and City Council convened in closed session at _____ p.m. with a motion made by _____ and seconded by _____. An affirmative voice/roll call vote was taken in favor of the motion by all members present. **MOTION CARRIED.**

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Mayor Fahl and City Council re-convened in regular session at _____ p.m. with a motion made by _____ and seconded by _____. An affirmative voice/roll call vote was taken in favor of the motion by all members present. MOTION CARRIED.

V. MINUTES

- a. October 28, 2021 Regular Session Minutes
- b. October 28, 2021 Closed Session Minutes
- c. November 4, 2021 Work Session Minutes
- d. November 4, 2021 Closed Session minutes

VI. RESOLUTIONS

Consent Agenda: *The following resolutions on a consent agenda are considered routine and shall be enacted by one motion. Should any member of City Council seek separate discussion of any item, that item shall be removed and discussed separately.*

CONSENT AGENDA: 146-2021 THROUGH 149-2021.

RESOLUTION NUMBER 146-2021: *A Resolution Authorizing the Award of a Non-fair and Open Contract for the Preparation and Filing of Grant Applications for Flood Mitigation Directly Related to the Damages Caused by Tropical Storm Ida in an Amount Not to Exceed \$ 5,000.00 to Jeff Ward of JSW, Inc.*

RESOLUTION NUMBER 146-2021

A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR THE PREPARATION AND FILING OF GRANT APPLICATIONS FOR FLOOD MITIGATION DIRECTLY RELATED TO THE DAMAGES CAUSED BY TROPICAL STORM IDA IN AN AMOUNT NOT TO EXCEED \$XXXXXX FUNDED THROUGH XXXXXX.

WHEREAS, the City of Lambertville has a need to acquire professional services for the preparation and filing of grant applications for flood mitigation projects directly related to the damages caused by Tropical Storm Ida as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and,

WHEREAS, the Purchasing Agent has determined and certified in writing that the value of the acquisition will NOT exceed \$5,000.00; and,

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, Venders have submitted a proposal November 15, 2021 indicating they will provide professional services; and

WHEREAS, the Vendors noted below have certified that they have not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to

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P.L. 2004, c. 19 would bar the award of these contracts in the one-year period preceding December 8, 2020 to any of candidate committee, joint candidates committee or political party committee representing any of the currently serving members of the Governing Body of the City of Lambertville.

WHEREAS, the Certified Municipal Finance Officer has certified that funds will be available in XXXXXXXX;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Lambertville authorizes the City Clerk to enter into a contract with the following professionals with not to exceed amounts as indicated when the funds become available:

Consultant, in the amount of \$5,000.00

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. and,

BE IT FURTHER RESOLVED that the City of Lambertville will provide the public notice in the next edition of the Trenton Times.

RESOLUTION NUMBER 147-2021: *A Chapter 159 Resolution Authorizing the Insertion of a Special Item of Revenue in the 2021 Budget for the Hunterdon County Economic Development Grant in the Amount of \$11,700.00*

**RESOLUTION NUMBER 147-2021
FORM OF RESOLUTION REQUESTING APPROVAL OF
ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87**

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the City of Lambertville in the County of Hunterdon, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$11,700.00, which is now available from County of Hunterdon in the amount of \$11,700.00.

BE IT FURTHER RESOLVED, that the like sum of \$11,700.00 is hereby appropriated under the caption "Local Efficiency Achievement Program (LEAP)"; and

BE IT FURTHER RESOLVED that the above is the result of funds from FEMA via the State of New Jersey in the amount of \$11,700.00.

RESOLUTION NUMBER 148-2021: *A Resolution to Authorize the Refund Overpayments of Fourth Quarter Taxes to CoreLogic.*

RESOLUTION NUMBER 148-2021

A Resolution to Authorize the Refund of Overpayments for Fourth Quarter Taxes to CoreLogic

WHEREAS, CoreLogic made the following overpayments for fourth quarter taxes to the City of Lambertville:

Block 1009, Lot 9, in the amount of \$1,904.59

Block 1026, Lot 9, in the amount of \$10,009.10

Block 1059, Lot 13, in the amount of \$1,695.85

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that the aforementioned refunds are hereby authorized.

RESOLUTION NUMBER 149-2021: A Resolution Establishing the Bulk Garbage Permit Fees for 2022

RESOLUTION NUMBER 149-2021

A Resolution to Establish the 2022 Bulk Trash Removal Rates

Whereas, the City of Lambertville met on November 4, 2021 and discussed the 2022 bulk trash removal rates at a public meeting; and

Whereas, the bulk rate trash removal includes employee time, gas, truck maintenance, and tonnage.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, that the following rates are hereby established for the 2022 calendar year:

ITEM	PLASTIC BAG REQUIRED	FEE PER ITEM \$
Appliances (misc.)		\$15.00
Bag for garbage (extra 40-pound bag)		\$7.50
Bathtub		\$50.00
Bed Frame		\$10.00
Chair- Upholstered	YES	\$15.00
Chair – Wood/Light Metal		\$10.00
Couch/Sofa/Sectional	YES	\$50.00
Desk		\$25.00
Dishwasher		\$15.00
Door/Window		\$15.00
Dresser		\$25.00
Dryer		\$15.00
Entertainment Center		\$35.00
Footboard		\$15.00

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Grill (without gas tank)		\$15.00
Headboard		\$15.00
Hopper Load		\$75.00
Love Seat	YES	\$35.00
Mattress or Box Spring – Twin/Single	YES	\$20.00
Mattress or Box Spring – Full/Double	YES	\$30.00
Mattress or Box Spring – Queen	YES	\$40.00
Mattress or Box Spring – King	YES	\$50.00
Plastic Furniture Bag		\$5.00
Rug – Larger than 9' x 12'	YES	\$24.00
Rug – Smaller than 9' x 12'	YES	\$12.00
Shed		\$35.00
Sink		\$15.00
Stove/Oven		\$15.00
Table – Dining/Kitchen		\$25.00
Table – End/Coffee/Night Stand		\$15.00
Toilet		\$15.00
Various Metal		\$35.00
Various Wood		\$35.00
Washer		\$15.00
Water Heater		\$15.00
Misc. (discretion of the Clerk's Office)		

BE IT FURTHER RESOLVED that the City Clerk's Office will consult with the public works director to establish a rate for any item that does not appear on this schedule and it will be based on weight, size, and time to load it into our trucks.

ADOPTED: November 18, 2021

VII. BILLS LIST

VIII. ORDINANCE FIRST READING AND INTRODUCTION

ORDINANCE NUMBER 24-2021: An Ordinance to Amend the Land Use Ordinance of the City of Lambertville, 2015, to Amend Sections

Funded by: Hunterdon County Economic Development Grant

Discussion with the City Planner for potential changes to the draft.

Ordinance # 25-2021

City of Lambertville

Hunterdon County, New Jersey

**AN ORDINANCE AMENDING ARTICLE II “DEFINTIIONS” AND ARTICLE IV
“ZONING” OF THE ZONING ORDINANCE TO ENCOURAGE ECONOMIC
DEVELOPMENT AND INVESTMENT IN THE COMMERCIAL ZONES**

WHEREAS, on May 5, 2020, the County Commissioners, pursuant to Resolution #2020-296, awarded the City an Economic Development Grant in the amount of \$11,700 for an ordinance and code review aimed at reducing burdens on business and expanding economic development; and

WHEREAS, due to the global pandemic, the project was put on hold in 2020 and restarted in 2021; and

WHEREAS, the City hosted two roundtables with the business community on May 18, 2021 and June 29, 2021 to obtain feedback regarding potential ordinance revisions; and

WHEREAS, in an effort to reduce any concerns as to whether a proposed use within the City’s three commercial districts is a permitted use, the recommendation is to broaden the list of permitted use to identify specific permitted uses; and

WHEREAS, the City should think about diversifying the permitted uses within its commercial districts so that consumers on all levels – residents, daytime employees and visitors – have a number of options to fulfil their needs; and

WHEREAS, parking requirements were also identified as a finite resource within the City and often the reason applications for new businesses end up in front of a Board; and

WHEREAS, the City Council wants to revise the parking requirements within the commercial zones to help promote economic development; and

WHEREAS, the City Council authorized the City Planner to prepare ordinance amendments based on the feedback received at the roundtables and information received from City officials; and

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Lambertville that the Zoning Ordinance of the City of Lambertville shall be amended as shown with new text underlined and text for deletion in ~~strikeout~~:

FIRST READING AND INTRODUCTION: November 18, 2021

SECOND READING AND PUBLIC HEARING: December 16, 2021

Please review the full ordinance which has been placed in the meeting folder.

ORDINANCE NUMBER 25-2021: An Ordinance to Amend the Lambertville City Code, 2014, Chapter 8, Parking Permits

**City of Lambertville
ORDINANCE NUMBER 25-2021
An Ordinance to Amend the Lambertville City Code, 2014, Chapter 8, Municipal
Parking Areas and Metered Parking, Article III, Residential Parking Permits**

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Whereas, the governing body of the City of Lambertville has reviewed the requirements of Article III of Chapter 8 of the Lambertville City Code, 2014 and

Whereas, a discussion regarding current rates was held at the November 4, 2021 work session; and
Whereas, the last time the code was updated and residential parking permit fees were increased was in 2011.

NOW THEREFORE BE IT RESOLVED by the governing body of the City of Lambertville that the following sections of the Lambertville City Code, 2014 be amended through Ordinance Number 25-2021 which was introduced at a public meeting held on Thursday, November 18 with a public hearing scheduled for December 16, 2021.

§ 8-28 PERMITS INSTITUTED; ENTITLEMENT.

There is hereby instituted a resident parking permit program, to be instituted as follows:

- a. Each licensed driver who resides in the City shall be entitled to a resident parking permit for one registered vehicle **if their primary residence is located on a street with a parking meter.** No household shall receive more permits than licensed drivers residing therein.
- b. The City Clerk is hereby empowered to issue said permits upon the compliance with this article's regulations.

8-29 RULES AND REGULATIONS

II. TERM FOR PERMIT:

ANNUAL PERMIT: Each residential parking permit shall be valid from January 1 to December 31 and shall be renewable upon expiration provided the conditions for issuance continue to exist.

SIX-MONTH OR LESS PERMITS will be available after July 1 of each year and will expire December 31.

III. DISPLAYING OF PERMIT:

PARKING STICKERS: Each permit shall be issued a corresponding sticker to be affixed on the rear windshield, on the passenger side bottom corner (right side).

TEMPORARY PERMITS: Each permit holder shall be issued a temporary permit by the Clerk's Office.

- V. **EXEMPT FROM METER FEES:** All vehicles properly displaying a valid residential parking permit shall be exempt from paying any meter fee and from the time limits imposed by signage on the street on which their residence is located. **The permit shall not be valid in any City owned lot.**

1. **PERMANENT RESIDENT:** A completed application with the following information is required for a permanent Lambertville resident. If you are a licensed driver relocating to New Jersey from another state, you need to change titles and registration for all vehicles currently titled and registered in another state. You must register your vehicles within 60 days or before your out-of-state registration expires (whichever is first).

REMOVE (a) and amend (b):

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- (a) ~~A valid, current State of New Jersey driver's license.~~
- (b) A valid ~~State of New Jersey~~ motor vehicle registration for the vehicle for which the permit is sought, ~~which must include the applicant's Lambertville address.~~
- (c) The resident parking permit ("permit") shall be issued under the following regulations and rules:
- (d) A valid vehicle insurance card.
- (e) Lease or deed for the residence, which proves residency and reflects off-street parking is not available.
- (f) RESIDENT PARKING PERMIT TYPES AND FEES: There are two types of resident parking permits and they include: a permanent fixable Single Car Permit, and a Transferable Multi-Car Permit.
 - (i) ~~Permanent Single Car Permit: are not transferable and shall automatically be revoked in the event a holder ceases to be a resident of the City of Lambertville.~~
 - (ii) ~~Transferable Multi-Car Permits: may be transferred between a personal vehicle and a company vehicle and may be issued upon documentation presented to the City Clerk.~~

~~The fee for beginning with the issuance of the 2022 residential parking permits shall be \$120.00 for the full year permit and \$90 beginning July 1 of the calendar year for the six-month permit.~~

~~The fee shall increase by \$12.00 for the full year permit and by \$9.00 for the six-month permit for each calendar year.~~

REMOVE NUMBER 2

- 2. ~~PART TIME RESIDENT: A completed application with the following information is required for a part time Lambertville resident who is not eligible to hold a New Jersey driver's license:~~
 - ~~(a) A valid, current driver's license for the permanent residence.~~
 - ~~(b) A valid motor vehicle registration for the vehicle for which the permit is sought for the permanent residence.~~
 - ~~(c) A valid vehicle insurance card in the name of the homeowner or lease with the address of the permanent residence.~~
 - ~~(d) Lease or deed for the Lambertville residence, which proves ownership or a lease holding interest in the property and reflects off street parking is not available.~~

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~~(c) A certification of the following:~~

~~(i) That the applicant has established permanent residency in another state;~~

~~(ii) That the vehicle is not principally garaged in Lambertville for more than six months a year.~~

3. TEMPORARY NON-RESIDENT PARKING PERMITS: Temporary Permits may be issued for a period not to exceed two weeks or 14 days for a fee of \$25. Temporary permits are available for the following:

ADD:

Temporary Permits shall not be issued to Air BnB or short-term rental units. Please see number 6. BED AND BREAKFAST BUSINESSES (B&B'S).

FIRST READING AND INTRODUCTION: November 18, 2021

SECOND READING AND PUBLIC HEARING: December 16, 2021

ORDINANCE NUMBER 26-2021: *An Ordinance Authorizing the Execution of a Lease Agreement Between the City of Lambertville and Fisherman's Mark for use of Certain Portions of the Property Owned by the City and Located at 260 N. Main Street (Block 1002, Lot 41).*

City of Lambertville

ORDINANCE NUMBER 26-2021

An Ordinance Authorizing the Execution of a Lease Agreement Between the City of Lambertville and Fisherman's Mark for use of Certain Portions of the Property Owned by the City and Located at 260 N. Main Street (Block 1002, Lot 41).

WHEREAS, the City of Lambertville (the "City"), a municipal corporation of the State of New Jersey, with offices located at 18 York Street, Lambertville New Jersey 08530, owns the property shown on the City Tax Maps as Block 1002, Lot 41, commonly known as 260 N. Main Street (the "Property"); and

WHEREAS, Fisherman's Mark ("Fisherman's Mark") has requested to lease certain portions of the Property for food pantry and administrative uses (the "Leased Premises"); and

WHEREAS, Fisherman's Mark is a New Jersey nonprofit corporation organization based in the City, and in accordance with its mission statement, provides programs to vulnerable populations that promote stability, health and education, while also providing responsive services such as food and affordable childcare services; and

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WHEREAS, Fisherman's Mark wishes to provide a store-like environment to give City residents food to prepare meals that are affordable and healthy choices; and

WHEREAS, the Leased Premises at the Property are not currently being used by the City; and

WHEREAS, the use of the Leased Premises at the Property will allow Fisherman's Mark to continue to provide essential services for City residents in need; and

WHEREAS, the City may lease the Leased Premises to Fisherman's Mark by ordinance, pursuant to N.J.S.A. 40A:12-1 et. seq. of the Local Lands and Buildings Law; and

WHEREAS, there is a desire to approve a lease agreement with Fisherman's Mark for use of the Leased Premises, for a term of one (1) year, in the form set forth in the attached hereto as Exhibit A (the "Lease Agreement").

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Lambertville, as follows:

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Municipal Council approves the execution of the Lease Agreement with Fisherman's Mark for use of the Leased Premises, as more fully described in the Lease Agreement.
3. The Mayor is authorized to execute the Lease Agreement in substantially the same form attached hereto as Exhibit A, and subject to such additions, deletions, modifications or amendments deemed necessary by the Mayor in her discretion in consultation with counsel, which additions, deletions, modifications or amendments do not alter the substantive rights and obligations of the parties thereto.
4. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
5. The City Clerk is hereby directed to publish this Ordinance as required by applicable law and make the same available for public inspection.
6. This Ordinance shall take effect after twenty (20) days of its final passage by the Municipal Council, upon approval by the Mayor and publication as required by law.

FIRST READING AND INTRODUCTION: November 18, 2021

SECOND READING AND PUBLIC HEARING: December 16, 2021

IX. ORDINANCE SECOND READING AND PUBLIC HEARING

ORDINANCE NUMBER 22-2021: An Ordinance to Amend the Lambertville City Code, 2014, Chapter 19-2, to Definitions, Establishing a Definition for “Repetitive Loss Property, and Section 19-5, Provisions for Flood Hazard Reduction, Within the City’s Flood Damage Prevention Ordinance

ORDINANCE NUMBER 22-2021

An Ordinance to Amend the Lambertville City Code, 2014, Chapter 19, Flood Damage Prevention, Section 19-2, Definitions, Establishing a Definition for “Repetitive Loss Property, and Section 19-5, Provisions for Flood Hazard Reduction, Within the City’s Flood Damage Prevention Ordinance

WHEREAS, the Governing Body recognizes that flood hazard areas of City of Lambertville (the “City”) are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare; and

WHEREAS, these flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities and, when inadequately anchored, cause damage in other areas; and

WHEREAS, the City participates as a Community in the FEMA National Flood Insurance Program and the Community Rating System; and

WHEREAS, to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas, the City adopted a Flood Damage Prevention ordinance; and

WHEREAS, the Governing Body desires to amend the Flood Damage Prevention ordinance, specifically, Chapter 19-2, “Definitions,” to formally define “Repetitive Loss Property,” and Chapter 19-5, Provisions for Flood Hazard Reduction, within the ordinance; and

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Lambertville, in the County of Hunterdon, in the State of New Jersey that Chapter 19, Flood Damage Prevention, Section 19-2, Definitions, and Chapter 19-5, Provisions for Flood Hazard Reduction, to include the following language (additions underlined, deletions in **[brackets]**):

Section 19-2 DEFINITIONS

...

REPETITIVE LOSS PROPERTY

Shall mean any insurable building for which two or more claims of more than \$1,000.00 were paid by the National Flood Insurance Program (NFIP) within any rolling ten-year period, since 1978. A repetitive loss property may or may not be currently insured by the NFIP.

...

Section 19-5 PROVISIONS FOR FLOOD HAZARD REDUCTION

Section 19-5.1 General Standards.

In all areas of special flood hazards the following standards are required:

a. Anchoring.

1. All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.

2. All manufactured homes to be placed or substantially improved shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.

b. Construction Materials and Methods.

1. All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.

2. All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

c. Utilities.

1. All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters in the system;

2. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharge from the systems into floodwaters;

3. On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and

4. For all new construction, substantial improvement and repetitive loss properties (where technically feasible), the electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be **[designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding] elevated to two (2) feet above the Base Flood Elevation.**

d. Subdivision Proposals.

1. All subdivision proposals shall be consistent with the need to minimize flood damage;

2. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;

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3. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood damage; and

4. Base flood elevation data shall be provided for subdivision proposals and other proposed development which contain at least 50 lots or five acres (whichever is less).

e. Enclosure Openings. All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

INTRODUCTION AND FIRST READING: October 21, 2021

PUBLIC HEARING AND SECOND READING: November 18, 2021

ORDINANCE NUMBER 23-2021: *An Ordinance to Amend the City of Lambertville's Land use Ordinance to Include Section 903, Designation of Historic Landmarks and Historic Districts.*

City of Lambertville

Ordinance Number 23-2021

An Ordinance to Amend the City of Lambertville's Land Use Ordinance to Include Section 903, Designation of Historic Landmarks and Historic Districts.

§ LDR-903 Designation of historic landmarks and historic districts.

A. The Historic Preservation Commission ("the Commission") shall consider for landmark designation and historic district designation any building(s), structure(s), objects, sites and districts within the City of Lambertville which merit individual landmark and historic district designation and protection, possessing integrity of location, design, setting, materials, workmanship or association; and being:

1. Of particular historic significance to the City of Lambertville by reflecting or exemplifying the broad cultural, political, economic, agricultural or social history of the nation, state, or community; or

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2. Associated with historic personages important in national, state, or local history; or
3. The site of a historic event which had a significant effect on the development of the nation, state, or community; or
4. An embodiment of the distinctive characteristics of a type, period, or method of architecture or engineering; or
5. Representative of the work of an important builder, designer, artist or architect; or
6. Significant for containing elements of design, detail, materials, or craftsmanship which represent a significant innovation; or
7. Able or likely to yield information important in prehistory or history.

B. Based on its review or upon the recommendation of other municipal bodies or of concerned citizens, the Commission may make a list of additional individual buildings and structures and collections of buildings and structures recognized as a district recommended for designation as landmarks and historic districts. For each landmark and historic district, there shall be a brief description of the landmark and district, of the landmarks and district's significance pursuant to the criteria in §XXX-XX A. The Commission shall, by certified mail:

1. Notify each owner that his/her/its property is being considered for historic landmark designation or inclusion in an historic district and the reasons therefor;
2. Advise each owner of the significance and consequences of such designation, and advise him/her of their opportunities and rights to challenge or contest such designation;
3. Notify each owner of the public meeting to be held in accordance with §XXX-XX C.

C. The list of potential additional landmarks and historic districts as well as the description, significance, location, boundaries, and map siting of each shall be subject to review at a Commission public hearing. At least 10 days before such a hearing, a preliminary list and a map showing proposed additional landmarks and district boundaries shall be published, together with notice of the hearing in an official newspaper of the municipality. At the hearing, interested persons shall be entitled to present their opinions, suggestions and objections on the proposed recommendations for landmark and historic district designation. The Commission shall then prepare a concise report, including a list and a map of its recommendations for sites to be designed as local landmarks. Copies of the report shall be delivered to the City of Lambertville City Council, the Planning Board and the City Clerk, and a notice of the action published by the Commission secretary in an official newspaper of the municipality. The published notice shall state the Commission's recommendations and also that final designation shall be made by the City Council at a public hearing specified on a date not less than 15 nor more than 45 days from the date of publication. The City Council shall then consider the designation list and map and may approve, reject, or modify same by ordinance, but in no case shall the City Council approve without consent of owner. Once adopted, the designation list and map shall also be incorporated

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by reference into the City's Master Plan and Zoning Ordinance, as required by the Municipal Land Use Law.

D. Copies of the designation list and Historic District map as adopted shall be made public and distributed to all City agencies reviewing development applications and construction permits. A certificate of designation shall be served by certified and regular mail upon each owner included on the list, and a true copy thereof shall be filed with the County Clerk for recording in the same manner as a certificate of lien upon real property.

E. Definitions: As used in this section, the following terms shall have the meaning indicated.

1. Historic Landmark: A property, structure or natural object designated as a landmark by ordinance of the City Council, pursuant to procedures prescribed in this title, that is worthy of rehabilitation, restoration and preservation because of its historic or architectural significance to the City of Lambertville.

2. Historic District: An area designated as a historic district by ordinance of the City Council, and which may contain within definable geographic boundaries, one or more landmarks and which may have within its boundaries other or structures that, while not of such historic or architectural significance to be designated as landmarks, nevertheless contribute to the overall historic or architectural characteristics of the historic district.

INTRODUCTION AND FIRST READING: October 21, 2021

PUBLIC HEARING AND SECOND READING: November 18-2021

X. NEW BUSINESS

XI. ANNOUNCEMENTS

THANKSGIVING SCHEDULE:

GARBAGE AND RECYCLING:

Thursday's pick-up will take place on Friday, November 26.

Friday's pick-up will take place on Monday, November 29.

ALL CITY OFFICES WILL BE CLOSED:

Wednesday, November 24 through November 26

CONVENIENCE CENTER HOURS:

Saturday, December 4, 2021, 9 am to noon

Wednesday, December 15, 2021, 3 – 5 pm

Saturday, December 18, 2021, 9 am to noon

City of Lambertville
Regularly Scheduled Voting Session
NOVEMBER 18, 2021
All Purpose Room of the Lambertville Public School
200 North Main Street in the City
AGENDA
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ANNUAL TREE LIGHTING: The Annual Tree Lighting will be held on Saturday, December 11, with a rain date of December 12, 2021. The tree will be lit at 5 pm. Stay tuned for the list of activities!

MENORAH LIGHTING: The Annual Menorah Lighting will be held on the following dates:

December 1, 2021 with the Chabbad of Hunterdon County.

and

December 2, 2021 at 5:30 p.m. with Rabbi Miller.

- XII. PUBLIC PARTICIPATION
- XIII. ADJOURNMENT