

City Clerk File No. Ord. 08-145

Agenda No. 3.A 1st Reading

Agenda No. 4.A 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 08-145

TITLE:

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY AMENDING THE LIBERTY HARBOR REDEVELOPMENT PLAN TO PROHIBIT MONOPOLE TOWERS

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. permits municipalities to adopt and amend regulations dealing with areas declared to be in need of redevelopment; and

WHEREAS, the Municipal Council of the City of Jersey City adopted a redevelopment plan for the Liberty Harbor Redevelopment Plan Area in March, 1973; and

WHEREAS, the Jersey City Master Plan recommends the protection of scenic corridors and view of the Statue of Liberty and Ellis Island; and

WHEREAS, this amendment will prohibit cellular phone monopole towers in the redevelopment plan area; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-1 et seq., the Planning Board has reviewed these proposed amendments and recommended their adoption by the Municipal Council at their meeting of October 7, 2008; and

WHEREAS, said amendments are attached and are available for public inspection at the Office of the City Clerk in City Hall, 280 Grove Street, Jersey City, NJ;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that the attached amendment to the Liberty Harbor Redevelopment Plan be, and hereby is, adopted.

BE IT FURTHER ORDAINED THAT:

- A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and set forth fully herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- C. This ordinance shall take effect at the time and in the manner as provided by law.
- D. The City Clerk and the Corporation Council be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible repealers of existing provisions.

Robert D. Cotter, PP, Director
Division of City Planning

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED:
APPROVED:
Business Administrator

Certification Required
Not Required

ORDINANCE FACT SHEET

1. Full Title of Ordinance:

**ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AMENDING THE LIBERTY HARBOR REDEVELOPMENT PLAN TO
PROHIBIT MONOPOLE TOWERS**

2. Name and Title of Person Initiating the Ordinance, etc.:

Carl Czaplicki, Director, Department of Housing, Economic Development and Commerce

3. Concise Description of the Program, Project or Plan Proposed in the Ordinance:

This ordinance amends the Liberty Harbor Redevelopment to prohibit monopole towers.

4. Reasons for the Proposed Project:

This amendment is to protect scenic corridors and general views of the Statue of Liberty, Ellis Island, and the New York Bay.

5. Anticipated Benefits to the Community:

Preservation of scenic corridors and views within the redevelopment plan area.

6. Cost of Proposed Program, Project, etc.: \$0.00, all work was done in house

7. Date Proposed Program or Project will commence: Upon Adoption

8. Anticipated Completion Date: N/A

9. Person Responsible for Coordinating Proposed Program, Project, etc.:

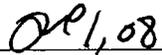
Robert D. Cotter, Director, City Planning 547-5050
Jeffrey Wenger, City Planning 547-5453

10. Additional Comments: None

I Certify that all the Facts Presented Herein are Accurate.



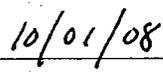
Division Director



Date



Department Director Signature



Date

Summary

**ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
AMENDING THE LIBERTY HARBOR REDEVELOPMENT PLAN TO PROHIBIT
MONOPOLE TOWERS**

This ordinance amends the Liberty Harbor Redevelopment to prohibit monopole towers within the redevelopment plan area, so as to protect scenic corridors and general views of the Statue of Liberty, Ellis Island, and the New York Bay.

PROPOSED AMENDMENTS TO THE LIBERTY HARBOR
REDEVELOPMENT PLAN

PRESENTED TO THE JERSEY CITY PLANNING BOARD ON
OCTOBER 7, 2008

Text that is unchanged is in plain face type like this.

Text that is deleted is in strike-threw ~~like this~~.

Text that is added is in bold like this.

Page 3:

III. LAND USE REQUIREMENTS

A. PERMITTED USES

(no change)

Page 4:

B. REGULATIONS AND CONTROLS ON LAND USE

(no change)

Page 12:

C. PROHIBITED USES

a) **To protect the vista along the New Jersey Turnpike Hudson County Extension which was declared a “scenic corridor” in 1995, and other views of the Statue of Liberty, Ellis Island, and New York Bay, as recommended in the Jersey City Master Plan, monopole towers, lattice towers, or other types of communication towers are prohibited within the redevelopment plan area. Roof top antennas are permitted, however their height and deign must not interfere with the scenic corridor or general views of the bay.**

Ordinance of the City of Jersey City, N.J.

Ord. 08-145

ORDINANCE NO. _____

TITLE: 3.A. OCT 07 2008 4.A. OCT 22 2008



Ordinance of the Municipal Council of the City of Jersey City amending the Liberty Harbor Redevelopment Plan to prohibit monopole towers.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
OCT 07 2008 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
OCT 22 2008 6-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	ABSENT			FLOOD	ABSENT		
LIPSKI	ABSENT			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote YVONNE BALCER N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
SPINELLO				FULOP				FLOOD			
LIPSKI				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
OCT 22 2008 8-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 07 2008

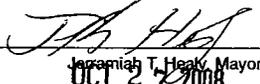
Adopted on second and final reading after hearing on OCT 22 2008

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on OCT 22 2008


Robert Byrne, City Clerk

APPROVED:

Mariano Vega, Council President
Date: OCT 22 2008

APPROVED:

Jeremiah T. Healy, Mayor
Date OCT 27 2008
Date to Mayor OCT 23 2008

*Amendment(s):

City Clerk File No. Ord. 08-146

Agenda No. 3.B 1st Reading

Agenda No. 4.B. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 08-146
TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 26(VEHICLES AND TRAFFIC) ARTICLE X(SCHEDULES) SCHEDULE 23(TRAFFIC CONTROL SIGNALS) OF THE JERSEY CITY CODE AND PROVIDING FOR THE INSTALLATION AND OPERATION OF A TRAFFIC CONTROL SIGNAL AT THE INTERSECTIONS OF MARIN BOULEVARD AND MORGAN STREET AND MONTGOMERY STREET AND CENTER STREET/MERSELES STREET

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 26 (Vehicles and Traffic) Article X (Schedules) of the Jersey City Code is hereby supplemented as follows:

Section 26-95

**SCHEDULE 23
TRAFFIC CONTROL SIGNALS**

1. That the following intersections shall be controlled by a Traffic Control Signal in accordance with the plan bearing the date indicated

INTERSECTION

DATE OF TRAFFIC SIGNAL PLAN

Marin Boulevard and Morgan Street

June 6, 2008

Montgomery Street and Center Street/Merseles Street

September 26, 2008

2. That the Traffic Control Signal installed shall be in accordance with the provisions of the Manual on Uniform Traffic Control Devices, Title 39 of the Revised Statutes and the New Jersey Administrative Code; shall conform to the design and shall be maintained in operation, as authorized by the New Jersey Department of Transportation.

3. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

4. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

5. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.

6. This ordinance shall become effective upon adoption and publication as required by law and upon the approval of the Commissioner of the Department of Transportation.

7. That if any clause, section or provision of this ordinance is declared invalid by a Court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and shall not affect the validity of the remaining portion hereof.

8. When the ordinance is finally adopted, the City Clerk is to send a certified copy to Douglas R. Bartlett, Manager, Bureau of Traffic Engineering and Investigations, NJ Department of Transportation, P.O. Box 613, Trenton, New Jersey 08625-0613

NOTE: All the material to be inserted is new and underscored.

JDS:pcl
(09/30/08)

APPROVED:
Director of Traffic & Transportation

APPROVED AS TO LEGAL FORM

Corporation Counsel

APPROVED:
City Engineer 10-1-08

APPROVED:
Business Administrator

Certification Required

Not Required

This summary sheet is to be attached to the front of any ordinance, resolution, cooperation agreement or contract that is submitted for Council consideration. Incomplete or sketchy summary sheets will be returned with the resolution or ordinance. The Department, Division or Agency responsible for the overall implementation of the proposed project or program should provide a concise and accurate statement of facts.

1. Full title of ordinance/ resolution/cooperation agreement:

An ordinance supplementing Chapter 26(Vehicles and Traffic) Article X(Schedules) Schedule 23(Traffic Control Signals) of the Jersey City Code and providing for the installation and operation of a traffic control signal at the intersections of Marin Boulevard and Morgan Street and Montgomery Street and Center Street/Merseles Street

2. Name and title of person initiating ordinance/resolution, etc.:

Joao D'Souza, Director of Traffic and Transportation

3. Concise description of program, project or plan proposed in the ordinance/resolution:

Legalize intersections with traffic control signals

4. Reasons (need) for the proposed program, project, etc.:

Obtain final approval from the DOT for the signalized intersection at Marin Boulevard and Morgan Street and at the signalized intersection of Montgomery Street and Center/Merseles Street

5. Anticipated benefits to the community:

Legalize signalized intersections at Marin Boulevard and Morgan Street and Montgomery Street and Center Street/Merseles Street

6. Cost of proposed program, project, etc. (Indicate the dollar amount of City, State and Federal funds to be used, as well as match and in-kind contribution:

The intersection is complete. No Cost To The City.

7. Date proposed program, or project will commence:

Pending adoption and publication as required by law by the Jersey City Municipal Council

8. Anticipated completion date:

Upon the approval of the Commissioner of the Department of Transportation

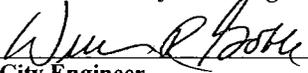
9. Person responsible for coordinating proposed program, project, etc.:

Joao D'Souza, Director of Traffic and Transportation

10. Additional comments:

Ordinance proposed at the recommendation of David J. Martin, Supervising Engineer, Bureau of Traffic Engineering & Investigations, Department of Transportation.

Based on the information provided to me, I certify that all the facts presented herein are accurate, to the best of my knowledge.



City Engineer

10.1.08

Date

Signature of Department Director

Date

I N T E R

MEMO

RECEIVED
OCT -1 PM 2:56

Department of Administration

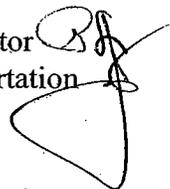
Division of Engineering

Traffic and Transportation

201-547-4492

O F F I C E

To: Brian O'Reilly, Business Administrator
From: Patricia Logan, Supervising Traffic Investigator
Joao D'Souza, Director of Traffic & Transportation
Subject: PROPOSED TRAFFIC ORDINANCE
TRAFFIC CONTROL SIGNALS
Date: September 30, 2008



Attached for your review and signature is an Ordinance proposed by this Division, at the recommendation of David J. Martin, Supervising Engineer, Bureau of Traffic Engineering & Investigations for the Department of Transportation. This Ordinance legalizes the traffic control signals at the following intersections:

<u>INTERSECTION:</u>	<u>DATE OF TRAFFIC SIGNAL PLAN</u>
Marin Boulevard and Morgan Street	June 6, 2008
Montgomery Street and Center Street/Merseys Street	September 26, 2008

Feel free to contact Joao D'Souza at ex. 4468 if you have any questions.

Thank you.



William R. Goble, P.E., City Engineer

ENCL.: (1)

c: Chuck F. Lee, P.E., Asst. City Engineer
Robert Byrne, City Clerk
file

Ordinance of the City of Jersey City, N.J.

Ord. 08-146

ORDINANCE NO. _____

TITLE: 3.6. OCT 07 2008 4.8. OCT 22 2008



An ordinance supplementing Chapter 26 (Vehicles and Traffic) Article X (Schedules) Schedule 23 (Traffic Control Signals) of the Jersey City Code and providing for the installation and operation of a traffic control signal at the intersections of Marin Boulevard and Morgan Street and Montgomery Street and Center Street/Merseles Street.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
OCT 07 2008 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
OCT 22 2008 6-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	ABSENT			FLOOD	ABSENT		
LIPSKI	ABSENT			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
SPINELLO				FULOP				FLOOD			
LIPSKI				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
OCT 22 2008 8-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 07 2008

Adopted on second and final reading after hearing on OCT 22 2008

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on OCT 22 2008

Robert Byrne
 Robert Byrne, City Clerk

APPROVED: _____
Mariano Vega, Jr.
 Mariano Vega, Jr., Council President
 Date: OCT 22 2008

APPROVED: _____
Jefframiah T. Healy
 Jefframiah T. Healy, Mayor
 Date: OCT 27 2008
 Date to Mayor OCT 23 2008

*Amendment(s): _____

City Clerk File No. Ord. 08-147

Agenda No. 3.C 1st Reading

Agenda No. 4.C 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

TITLE: **CITY ORDINANCE 08-147
ORDINANCE HONORING THE MEMORY OF MICHAEL PANE
BY DEDICATING THAT THE NORTHEAST CORNER OF WALLIS AVENUE
AND BROADWAY ALSO BE KNOWN AS MICHAEL PANE WAY**

COUNCIL AS A WHOLE, offered and moved adoption of the following ordinance:

WHEREAS, Michael Pane was born on July 29, 1966, to Rita (Pisacane) and Giuseppe Pane and along with his two brothers Salvatore and Joseph was raised in Jersey City in the Marion Section; and

WHEREAS, Michael attended Dickinson High School and upon completion joined the family business, Rita and Joe's Restaurant located on Broadway in Jersey City; and

WHEREAS, Michael was the smiling face of Rita and Joe's for twenty years. You could not go to the restaurant without encountering Michael and enjoying his unique sense of humor; and

WHEREAS, Michael was often seen walking along Broadway with his beloved dog Goofy or riding his Segway PT around the neighborhood; and

WHEREAS, Michael was an active member of the Jersey City community, supporting various organizations including Mount Carmel Church, Rebuilding Together Jersey City, The Jerramiah T. Healy Charitable Foundation, to name just a few; and

WHEREAS, Michael often assisted many homeless and less fortunate members of our community. His generosity, charitable work, acts of kindness and sense of humor enriched the lives of so many people in Jersey City; and

WHEREAS, Michael was suddenly called from this life on July 13, 2007; and

WHEREAS, Michael is missed by his many friends and family members, especially his mother, wife and children. His love and devotion to his beloved wife Isabel and their children, Joseph and Jerry, was obvious to all who knew Michael; and

WHEREAS, Michael's innate sense of humor, quirky ways, generosity and love will be remembered for years to come by all those who were fortunate enough to have met or spent time with this "gentle-man." It is proper to forever memorialize his service to the community.

NOW THEREFORE BE IT ORDAINED, that the Municipal Council of the City of Jersey City deems it fitting and proper to honor the memory of Michael Pane by dedicating that the Northeast corner of Wallis Avenue and Broadway also be known as **MICHAEL PANE WAY**.

APPROVED AS TO LEGAL FORM

APPROVED: _____

Corporation Counsel

APPROVED: _____

Business Administrator

Certification Required

Not Required

Ordinance of the City of Jersey City, N.J.

Ord. 08-147

ORDINANCE NO. _____

3.C. OCT 07 2008 4.C. OCT 22 2008

TITLE: _____

Ordinance honoring the memory of Michael Pane by dedicating that the Northeast Corner of Wallis Avenue and Broadway also be known as Michael Pane Way.



RECORD OF COUNCIL VOTE ON INTRODUCTION											
OCT 07 2008 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	✓		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
OCT 22 2008 6-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	ABSENT			FLOOD	ABSENT		
LIPSKI	ABSENT			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO				GAUGHAN				BRENNAN			
SPINELLO				FULOP				FLOOD			
LIPSKI				RICHARDSON				VEGA, PRES.			

✓ Indicates Vote

N.V.-Not Voting (Abstain)

RECORD OF FINAL COUNCIL VOTE											
OCT 22 2008 8-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
SOTTOLANO	✓			GAUGHAN	✓			BRENNAN	✓		
SPINELLO	✓			FULOP	✓			FLOOD	ABSENT		
LIPSKI	✓			RICHARDSON	✓			VEGA, PRES.	✓		

✓ Indicates Vote

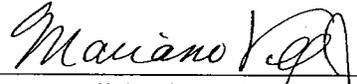
N.V.-Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on OCT 07 2008

Adopted on second and final reading after hearing on OCT 22 2008

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on OCT 22 2008


 Robert Byrne, City Clerk

APPROVED: _____

 Mariano Vega, Jr., Council President
 Date: OCT 22 2008

APPROVED: _____

 Jerramiah T. Healy, Mayor
 Date: OCT 27 2008
 Date to Mayor OCT 23 2008

*Amendment(s): _____