

Mayor and Common Council Borough of Flemington

October 24, 2022

Council Meeting Room and Online

I. Call to Order

1. Statement regarding OPMA

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of October 24, 2022 was included in a list-of-meetings notice sent to the Hunterdon County Democrat and Courier-News on Jan. 5, 2022, posted on the bulletin board at Borough Hall on that date, and has remained continuously posted as required. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Borough Clerk.

II. Work Session (7:00 PM)

III. Regular Meeting (7:30 PM)

Flag Salute

Roll Call:

Betsy Driver Mayor

Jessica Hand Council Vice President

Malik Johnston

Jeremy Long

Tony Parker

Elizabeth Rosetti

Kimberly Tilly

Council Member

Council Member

Council Member

Council Member

- 1. Mayor's Report
- 2. Council Members' Reports

Council Vice President Hand

Council Member Johnston

Council President Long

Council Member Parker

Council Member Rosetti

Council Member Tilly

- 3. Public Comments Session I (up to 3 minutes each, for a maximum of 30 minutes)
- 4. Approval of Minutes

Motion To: Approve Minutes: October 11, 2022 Regular Council Meeting

APPROVE EXECUTIVE SESSION MINUTES: OCTOBER 11, 2022 COUNCIL MEETING

- 5. Consent Agenda
- 1. RESOLUTION 2022-210: REFUNDING OVERPAYMENT FOR FIRE INSPECTION FEE
- 2. RESOLUTION 2022-211: AUTHORIZING TURKEY TROT STREET CLOSURES NOVEMBER 24, 2022

Regular Agenda (Start)

This meeting is being held in conformance with the Open Public Meetings Act.

- ORDINANCE 2022-20: 2022-20: 2ND READING & PUBLIC HEARING: ESTABLISHING HANDICAP PARKING SPACES ON THE 200 MAIN STREET PROPERTY
- 2. ORDINANCE 2022-21: 2022-21: 2ND READING & PUBLIC HEARING: ADDING SECTION 1-5 TO THE BOROUGH CODE, ENTITLED "VIOLATIONS AND PENALTIES"
- 3. ORDINANCE 2022-22: 2022-22: 2ND READING & PUBLIC HEARING: ADDING AND AMENDING LEAD PAINT AND FIRE PREVENTION CODE REQUIREMENTS
- 4. ORDINANCE 2022-23: 2022-23: 2ND READING & PUBLIC HEARING: BOND ORDINANCE FOR VARIOUS CAPITAL IMPROVEMENTS
- 5. ORDINANCE 2022-24: 2022-24: 2ND READING & PUBLIC HEARING: ADDING TWO CROSSWALKS ON STANGL ROAD
- 6. ORDINANCE 2022-25: 2022-25: 2ND READING & PUBLIC HEARING: IMPLEMENTING ONE-WAY LIMITS ON CORCORAN STREET AND NORTH PLACE
- 7. ORDINANCE 2022-26: 2022-26: 1ST READING: ESTABLISHING A MID-BLOCK CROSSWALK AT SPRING STREET
- 8. ORDINANCE 2022-27: 2022-27: 1ST READING: EMERGENCY EASEMENT FOR POLICE DEPARTMENT ACCESS
- 9. RESOLUTION 2022-212: AUTHORIZING THE RARITAN TOWNSHIP ENGINEER TO SUBMIT A JOINT APPLICATION WITH THE BOROUGH OF FLEMINGTON FOR A STORMWATER TECHNICAL ASSISTANCE GRANT TO CONDUCT A STORMWATER UTILITY FEASIBILITY STUDY
- 7. Public Comments Session II (up to 3 minutes each, for a maximum of 30 minutes)
- 8. Attorney's Report
- 9. Payment of the Bills

Motion To: Pay the Bills in the Amount of \$2,274,590.14

Executive Session for Any Other Applicable Matter Identified During the Regular Meeting (Action May Be Taken)

1. RESOLUTION 2022-213: 2022-213 : EXECUTIVE SESSION TO DISCUSS NEGOTIATION OF POTENTIAL AMENDMENT OF RDA FOR LIBERTY VILLAGE

Adjournment

Motion To: Adjourn

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Contract
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

DOC ID: 3927

AGENDA ITEM (ID # 3927)

Execitve Minutes

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Financial Approval
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey

RESOLUTION 2022-210

DOC ID: 3922

Refunding Overpayment for Fire Inspection Fee

WHEREAS, the Flemington Community Partnership, a non-profit organization, is holding the Harvest Festival event on October 22, 2022 on Stangl Road; and

WHEREAS, Diane Murray, owner of Grandma Emma's Corp., is a vendor for the Harvest Festival; and

WHEREAS, the owner has paid the \$100 fee for a Fire Inspection from the Borough of Flemington; and

WHEREAS, the Borough of Flemington's fee is \$54 for Fire Inspection, resulting in an overpayment of \$46 by the owner.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that a refund in the amount of \$46.00 be issued to Diane Murray, owner of Grandma Emma's Corp., for the Fire Inspection fee.

Adopted: October 24, 2022 Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

DOC ID: 3921

RESOLUTION 2022-211

Authorizing Turkey Trot Street Closures November 24, 2022

WHEREAS, the Center for Educational Advancement's annual Turkey Trot will be held on Thanksgiving Day, Nov. 24, 2022; and

WHEREAS, the need to close the following streets in stages between the hours of 6:00 a.m. and 11 a.m. is essential to the event:

Main Street from Church Street to North Main Street

North Main Street to Hopewell Avenue

Hopewell Avenue to East Main Street

East Main Street to New Jersey Avenue

New Jersey Avenue to Elwood Avenue

Elwood Avenue to Pennsylvania Avenue

Pennsylvania Avenue to Broad Street

Broad Street to New York Avenue

New York Avenue to Elwood Avenue

Elwood Avenue to Emery Avenue

Emery Avenue to Broad Street

Broad Street to Church Street

Church Street to Central Avenue

Central Avenue to Mine Street

Mine Street to Shields Avenue

Shields Avenue to Bonnell Street

Bonnell Street to Park Avenue

Park Avenue to Mine Street

Mine Street to Main Street

and

WHEREAS, the need to ban parked cars from 8:00 a.m. to 10:30 a.m. in the following locations is necessary to conduct the race safely:

South side of Bonnell Street:

South side of New York Avenue between Broad Street and Elwood Avenue;

East side of Elwood Avenue between New York Avenue and Emery Avenue;

South side of Emery Avenue between Elwood Avenue and Broad Street; and

WHEREAS, the Flemington Borough Police Department has reviewed and approved this request;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, that the above streets are closed between the hours of 6:00 a.m. and 11 a.m., and that parking is banned on the south side of Bonnell Street from 8:00 a.m. to 10:30 a.m. on November 24, 2022, for the annual Turkey Trot.

Adopted: October 24, 2022	
Attest:	
	Betsy Driver, Mayor
Michael Humphrev. Actina Borough Clerk	

BOROUGH OF FLEMINGTON

PARADE PERMIT APPLICATION

(Or similar displays & events in public places)

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Purpose of Event: CEA/ Johanna Foods Annual Turkey Trot (Non Profit- Human Services)

Locations or Roadways to be used (Show on Map):

Portion of Street, Sidewalk, Public Place to be used: Shown on Map

Contact / Applicant name, address & telephone numbers: Michael Skoczek, (c) 908-310-2612, (w) 908-782-1480 ext 246

Organization represented address & telephone numbers: CEA- Center for Educational Advancement; 11 Minneakoning Road, Flemington NJ 08822; 908-782-1480

Chairperson, authorized person in charge, names of committee members: Michael Skoczek, 908-310-2612, 908-782-1480 ext 246

Date of Event: November 24, 2022

Start Time: 9:30am

End Time: 11:30am

Total Hours (including setup & Cleanup): 6am-1pm

Number of Persons Participating in Event: 3,500

Numbers of units, groups, displays or vehicles:

Estimated attendance: 5,000

Number of Vehicles:

Types of Vehicles:

Interval between units, groups, displays or vehicles (time and distance):

Are animals to be used: YES NO

If so, specify type: N/A

If the event is designed to be held, on or behalf of, or for any person other than the applicant communication from said person or organization must accompany this application.

If the event will use or traverse any State or County road within the Borough of Flemington written authorization from said Agency must accompany this application.

Additional information:

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Signature of applicant:		Date: September 7, 2022	
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Approved:	Denied:	Date:	
Chief of Police Signature:			

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Capner St

Prospect Hill Cemetery

Prospect Hill

na Therapy Services

Hunterdon Land Trust

Information Board

N Main St North P

Corcoran'St

Tarantino's Shoe Repair

Grace Covenant Baptist Church

12 min 3 miles

HMC Federal Credit Union

Flemington Precast & Supply

Prospect Hill Apartments

Reading Fleming

intermediate School

Bush Rd Steve's Food Store Little Pantry Q26-10 Elwood Avenue Real Estate and **Aerial Photography** New York Ave Matt's Red Rooster Grill **FLEMINGTON SHELL** 54-46 Broad Street Hardy's Coffee Bar Flemington Baseball Spring St and Softball Academy Maple A **Bloody Good Va** and Smoke Sh Cilantro Garder William St Chimney Rock Inn Flemington Wright & Ford Family (Funeral Home and... Rosita Wells Farna f

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

ORDINANCE 2022-20

DOC ID: 3903

Establishing Handicap Parking Spaces on the 200 Main Street Property

WHEREAS, N.J.S.A. 39:4 - 197 confers upon the Borough a right to establish resident handicapped off-street parking in order to preserve and safeguard the public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 39:4-197.5, any municipality may, by ordinance establish restricted parking spaces in front of residences, schools, hospitals and other public buildings and in shopping and business districts for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles pursuant to the provisions of section 2 of P.L.1949, c. 280 (C. 39:4-205), when using a motor vehicle on which is displayed a certificate, for which a special vehicle identification card has been issued, pursuant to section 3 of said law (C. 39:4-206).; and

WHEREAS, the Borough of Flemington Council does deem it necessary to and in the best interest of its residents to provide for three (3) parking spaces restricted to use by handicapped persons on the property designated as Block 42, Lot 9 on the Tax Maps of the Borough of Flemington and known as 200 Main Street (the "Property");

WHEREAS, two (2) parking spaces in the parking lot servicing the Property are already restricted to use by handicapped persons, but such is not noted in the Borough Code; and

WHEREAS, the Borough has entered into a contract to purchase the Property and anticipates the closing will occur on or about October 4, 2022.

NOW, THEREFORE BE IT ORDAINED by the Borough of Flemington Council as follows:

SECTION 1. Section 7A-13, Schedule XIII, entitled "Parking Restricted in Certain Parking Lots for Use by Handicapped Persons," is amended to reflect the following:

Location of Parking Lot	Parking Spaces Restricted
Parking lot servicing property known	Three parking spaces appropriately
as 200 Main Street	marked, one located on the driveway
	entrance and two located in the rear
	of the parking lot.

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION 3. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION 5. This Ordinance shall take effect after passage and publication in the manner provided by law.

Introduced: September 27, 2022 Adopted: October 24, 2022

Attest:

Betsy Driver, Mayor

Michael Humphrey, Acting Borough Clerk

HISTORY:

09/27/22 Governing Body INTRODUCED Next: 10/24/22

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey

ORDINANCE 2022-21

DOC ID: 3905

Adding Section 1-5 to the Code of the Borough of Flemington, Entitled "Violations and Penalties"

WHEREAS, Mayor and Council wish to amend the Borough Code to provide for a "catch-all" provision setting forth maximum penalties for violations of the Borough Code where a penalty is not specifically set forth.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Flemington, in the County of Hunterdon and State of New Jersey, as follows:

SECTION 1. Chapter 1 of the Borough Code, entitled "General", shall be and hereby is amended by adding a new section, 1-5, "Violations and Penalties" as follows:

- A. Whenever no specific penalty is provided in the Code of the Borough of Flemington or in any other ordinance of the Borough for the punishment of an act which is prohibited or which is declared to be unlawful or an offense or for the nonperformance of an act which is required to be done, the violation of any such provision shall be punished by a fine not exceeding \$1,250, by a period of community service not to exceed 90 days, or by imprisonment for a term not exceeding 90 days; provided, however, that when the maximum penalty fixed by an applicable state statute is less, by force of said statute or by judicial construction, than any penalty fixed in the Code, then the limitation of such state statute shall be applicable.
- B. A separate offense shall be deemed committed on each day during or on which a violation of the Code or of any other ordinance of the Borough, punishable by fine or imprisonment, or both, occurs or continues.
- C. The imposition of a fine or imprisonment as punishment for a violation of the Code or of any other ordinances of the Borough shall not be deemed to be in lieu of any other provision therein providing for revocation or suspension of any license or permit issued thereunder.
- D. The provisions of this section shall be applicable to the violation of any ordinance adopted as an amendment of or addition to the Code of the Borough of Flemington and in which no other penalty provision is included.
- **SECTION 2.** All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.
- **SECTION 3.** If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

 $\underline{\textbf{SECTION 4.}}$ This Ordinance shall take effect after passage and publication in the manner provided by law.

Introduced: September 27, 2022 Adopted: October 24, 2022

Attest:

Betsy Driver, Mayor

Michael Humphrey, Acting Borough Clerk

HISTORY:

09/27/22 Governing Body INTRODUCED Next: 10/24/22

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

ORDINANCE 2022-22

DOC ID: 3907

Amending and Supplementing Chapter 9 of the Flemington Borough Code Regarding Requirements for Inspection for Lead-Based Paint and Fire Prevention in Residential Dwellings

WHEREAS, the Borough of Flemington regulates residential units, including rental units, through Chapter 9 of the Borough Code, entitled "Buildings and Housing;"

WHEREAS, pursuant to P.L. 2021, c.182, all municipalities are required to inspect single-family, two-family, and multiple rental dwelling units located within the municipality at tenant turnover for lead-based paint hazards; and

WHEREAS, the requirements for certain fire inspections for rental and for sale units are inconsistent with Chapter 8 of the Borough Code, entitled ire Prevention Code;" and

WHEREAS, it is in the best interests of the residents of the Borough of Flemington to amend the Borough Code at this time to require inspections for lead-based paint in residential rental dwellings to conform with this State law and to amend provisions to be consistent with the Borough's Fire Prevention Code.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, as follows:

Section 1. Section 9-2.3, entitled "Inspections," is hereby amended and supplemented as follows (additions noted in bold italic **thus** and deletions noted in strikethrough thus):

The Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint Inspector or his any or their designees of the Borough of Flemington are hereby authorized and directed to make inspections to determine the condition of dwellings, dwelling units, rooming units, and premises located within the Borough of Flemington in order that they may perform their duties of safeguarding the health and safety of the occupants of dwellings and of the general public. For the purpose of making such inspections the Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint **Inspector** or his any or their designees of the Borough are hereby authorized to enter, examine and survey at all reasonable times all dwellings, dwelling units, rooming units, and premises. The owner or occupant of every dwelling, dwelling unit, and rooming unit, or the person in charge thereof, shall give the Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint Inspector or his any or their designees of the Borough free access to such dwelling, dwelling unit or rooming unit and its premises at all reasonable times for the purpose of such inspection,

examination and survey. Every occupant of a dwelling or dwelling unit shall give the owner thereof, or his agent or employee, access to any part of such dwelling or dwelling unit, or its premises, at all reasonable times for the purpose of making such repairs or alterations as are necessary to effect compliance with the provisions of this section or with any lawful rule or regulation adopted or any lawful order issued pursuant to the provisions of this section.

Section 2. Section 9-2.4, entitled "Violations," is hereby amended and supplemented as follows (additions noted in bold italic **thus** and deletions noted in strikethrough thus):

Whenever the Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint Inspector or his any or their designees of the Borough determines that there are reasonable grounds to believe that there has been a violation of any provision of this-section Chapter, or of any rule or regulation adopted pursuant thereto, they shall give notice of such alleged violation to the person or persons responsible therefor as hereinafter provided. Such notice shall:

- a. Be put in writing;
- b. Include a statement of the reasons why it is being issued;
- c. Allow a reasonable time for the performance of any act it requires; and
- d. Be served upon the owner or his agent, or the occupant, as the case may require; provided that such notice shall be deemed to be properly served upon such owner or agent, or upon such occupant, if a copy thereof is served upon him personally; or if a copy thereof is sent by registered mail to his last known address; or if a copy thereof is posted in a conspicuous place in or about the dwelling affected by the notice; or if he is served with such notice by any other method authorized or required under the laws of this State. Such notice may contain an outline of remedial action which, if taken, will effect compliance with the provisions of this section and with rules and regulations adopted pursuant thereto.

Section 3. Section 9-2.5, entitled "Hearing Provisions," is hereby amended and supplemented as follows (additions noted in bold italic **thus** and deletions noted in strikethrough thus):

a. Any person affected by any notice or order of the Building Inspector which has been issued in connection with the enforcement of Section 9-2 any provision of this section, or of any rule or regulation adopted pursuant thereto, may request

and shall be granted a hearing on the matter before the Building Inspector and/or the Health Officer and/or the sanitary inspector and/or the Fire Marshal/Fire Official or his any or their designees of the Borough provided such person shall file in the office of the Borough Clerk a written petition requesting such hearing and setting forth a brief statement of the grounds therefor within 10 days after the day the notice was served. Upon receipt of such petition the borough clerk shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing the petitioner shall be given an opportunity to be heard and to show why such notice should be modified or withdrawn. The hearing shall be commenced not later than 10 days after the day on which the petition was filed; provided that upon application of the petitioner the Borough Clerk may postpone the date of the hearing for a reasonable time beyond such ten-day period, if in his judgment the petitioner has submitted a good and sufficient reason for such postponement. After such hearing the Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official or his their designees shall sustain, modify, or withdraw the notice, depending upon their findings as to whether the provisions of this section and of the rules and regulations adopted pursuant thereto have been complied with. If the Building Inspector and/or Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official or their designees sustains or modifies such notice, it shall be deemed to be an order. Any notice served pursuant to this section shall automatically become an order if a written petition for a hearing is not filed in the office of the Borough Clerk within 10 days after such notice is served. The proceedings at such hearing, including the findings and decision of the Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official or his their designees shall be summarized, reduced to writing, and entered as a matter of public record in the office of the Borough Clerk. Such record shall also include a copy of every notice or order issued in connection with the matter. Any person aggrieved by the decision of the Building Inspector and/or Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official or their designees may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of the state.

b. Pursuant to the Uniform Fire Safety Act, any person aggrieved by any order of the Fire Marshal / Fire Official issued in connection with enforcement of Section 9-3 shall have the right to appeal to the construction board of appeals of Hunterdon County.

- c. Any person aggrieved by any order of the Housing Enforcement Officer issued in connection with enforcement of Section 9-4, shall have the right to appeal to a court of competent jurisdiction.
- d. Any person aggrieved by any order of the Construction Code Official, Lead Paint Inspector or his/ her designee issued in connection with enforcement of Section 9-5, shall have the right to appeal to a court of competent jurisdiction.
- e. Whenever the building inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint Inspector or his any or their designees finds that an emergency exists which requires immediate action to protect the public health, or safety, they may, without notice or hearing, issue an order reciting the existence of such an emergency and requiring that such action be taken as he deems necessary to meet the emergency. Notwithstanding the other provisions of this section, such order shall be effective immediately. Any person to whom such order is directed shall comply therewith immediately, but upon petition to the Borough Clerk shall be afforded a hearing as soon as possible. After such hearing, depending upon their findings as to whether the provisions of this section and all the rules and regulations adopted pursuant thereto have been complied with, the Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint Inspector or his any or their designees shall continue such order in effect, or modify it, or revoke it.

Section 4. Section 9-2.6, entitled "Power and Authority of Building Inspector, Health Officer, and / or Sanitary Inspector and / or the Fire Marshall / Fire Official or his designee," is hereby amended and supplemented as follows (additions noted in bold italic **thus** and deletions noted in strikethrough thus):

Power and Authority of Building Inspector, Health Officer, and / or Sanitary Inspector and / or the Fire Marshall / Fire Official **and / or Lead-Based Paint Inspector** or his **any or their** designees

The Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official and / or Lead-Based Paint Inspector or his any or their designees are hereby authorized and empowered to make and adopt such written rules and regulations as he they may deem necessary for the proper enforcement of the provisions of this chapter section; provided, however, that such rules and regulations shall not be in conflict with the provisions of this chapter section, nor in anywise alter, amend or supersede any of the provisions

thereof. The Building Inspector and/or the Health Officer and/or the Sanitary Inspector and/or the Fire Marshal/Fire Official **and / or Lead-Based Paint Inspector** or his **any or their** designees shall file a certified copy of all rules and regulations which they may adopt in their office and in the office of the Clerk of the Borough.

Section 5. Section 9-3 of the Borough Code, entitled "Smoke Detectors," is renamed "Fire Prevention Inspections for Sale and Rental Properties" and amended as follows (additions noted in bold italic **thus** and deletions noted in strikethrough thus):

9-3.1. Definitions No change.

§ 9-3.2. Approved **Smoke** Detectors, **Carbon Monoxide Detectors, and Portable Fire Extinguishers** Required.

Each dwelling unit shall have a minimum of one electric or battery operated smoke detector device for each sleeping area. Any such detector shall bear a seal, tested and listed by an approved rating organization and shall comply in design to all applicable State, Federal or industrial requirements.

The following requirements shall be applicable to and satisfied by applicants for a certificate of smoke alarm, carbon monoxide alarm, and portable fire extinguisher compliance (CSACMAPFEC) prior to the issuance of a certificate of compliance:

- a. Smoke alarms. Smoke alarms shall be maintained in accordance with NFPA 72, their listing, and manufacturer specifications. Smoke alarms shall be located as specified in N.J.A.C. 5:70-4.19. Smoke alarms located and maintained in accordance with approvals contingent with a certificate of occupancy issued in accordance with the State Uniform Construction Code Act that concurrently satisfy the requirements of N.J.A.C. 5:70-4.19 shall also satisfy this section.
- b. Carbon monoxide alarms. Carbon monoxide alarms shall be maintained in accordance with NFPA 720, their listing, and manufacturer specifications. Carbon monoxide alarms shall be located as specified in N.J.A.C. 5:70-4.19. Carbon monoxide alarms located and maintained in accordance with approvals contingent with a certificate of occupancy issued in accordance with the State Uniform Construction

Code Act that concurrently satisfy the requirements of N.J.A.C. 5:70-4.19 shall also satisfy this section.

- c. Portable fire extinguishers. A portable fire extinguisher shall be installed and maintained in accordance with N.J.A.C. 5:70-4.19(e).
- d. Fire alarm systems. Residential premises that contain installed fire alarm systems as defined in the Uniform Construction Code may be required to submit documentation of testing and maintenance evidencing that the system is maintained in good working order prior to the issuance of a CSACMAPFEC. The Fire Official and his/her designee shall assure such documentation meets or exceeds the criteria contained within NFPA 72. Fire alarm systems may only be substituted for requirements of N.J.A.C. 5:70-4.19 when installed in accordance with the State Uniform Construction Code Act and when received a proper certificate of approval or been installed prior to the receipt of a certificate of occupancy.

§ 9-3.3.Compliance With Section. https://ecode360.com/34748237

The owner of each dwelling unit that is sold, leased, or otherwise made subject to a change of occupancy for residential purposes shall have a CSACMAPFEC obtained by the owner prior to said change of occupancy in accordance with N.J.A.C. 5:70-2.3 which evidences compliance with N.J.A.C. 5:70-4.19. shall cause the same to be brought into compliance with terms and provisions of this section by January 1, 1980, provided, however, after the effective date of this section:

- a. No dwelling unit shall be sold or the occupancy thereof changed unless and until the dwelling unit has been brought into compliance with the terms and provisions of this section;
- b. No structural change or repair **requiring a permit under the Uniform Construction Code or the Uniform Fire Code** of a value in excess of \$500.00 shall be made to a dwelling unit unless and until the dwelling unit is brought into compliance with the terms and provisions of this section; and
- c. No **continued certificate of occupancy or** certificate of occupancy shall be issued by the construction official for a dwelling unit unless and until the applicant therefore shall have first complied with all the terms and conditions of this section.

§ 9-3.4. Intentionally left blank Installation and Maintenance.

Smoke detectors shall be capable of being installed and maintained by the person or persons entitled to occupy the dwelling unit. Smoke detectors shall consist of an assembly incorporating the detector, control equipment and the alarm sounding device in one unit. They shall have a power supply consisting of a monitored battery or a cord connection to an electrical receptacle which is fitted with a plug restrainer device. The plug in receptacle shall not be controlled by any switch other than that of the main power supply. Two or more single station smoke detectors assemblies may be interconnected so that actuation of one causes all integral or separate audible alarms to operate.

§ 9-3.5. Intentionally left blank. Activation of Smoke Detectors.

Upon activation, the smoke detector shall provide an audible alarm which is to be so distributed and have such character so that it can be heard in all rooms of the dwelling unit with its doors closed. The audible signals shall be distinctive from other audible signaling devices which may be used for other purposes in the dwelling unit. The smoke detector shall be designed for and capable of either self-restoration or manual restoration to normal conditions for operation. No provisions shall be made for deactivation of the audible alarm other than by reactivation of the system.

§ 9-3.6. Modification of Provisions. No change.

§ 9-3.7Certification by Owner Prior to Sale. https://ecode360.com/34748237> No change.

§ 9-3.8Tax.Collector to Issue Statement to Persons Requesting Tax Search. https://ecode360.com/34748237> No change.

§ 9-3.9.Certificate of Continued Use. https://ecode360.com/34748237> No change.

§ 9-3.10.Inspections. https://ecode360.com/34748237
During the month of March, 1980, the fire official or agents designated by him shall inspect each dwelling unit to determine compliance with this section. Thereafter, Each dwelling unit shall be inspected upon a change in residential occupancy (i.e. upon sale)

or tenant turnover. However, the fire official shall inspect each dwelling unit at least

once every three years. The fire official or agents designated by him shall inspect dwelling units on a schedule to be determined by the fire official provided, however, that an inspection shall be made by the fire official at least once every three years.

§9-3.11. Fees. Fees for the issuance of a CSACMAPFEC shall be charged in accordance with Borough Code Section 8-15.

Section 6. Section 9-4.3 of the Borough Code entitled "Application for Landlord's Registration Statement," shall be amended by adding additional application requirements by adding subsections (i) and (j):

- (i) Owners / landlords of dwelling units subject to the lead-based paint inspection requirements of Borough Code Section 9-5 shall provide up-to-date information on any anticipated tenant turnover dates and results of previously conducted lead-based paint inspections.
- (j) copies of any lead-free certifications issued pursuant to N.J.A.C. 5:17.
- (k) information regarding the most recent inspection for a certificate of smoke alarm, carbon monoxide alarm, and portable fire extinguisher compliance (CSACMAPFEC).

Section 7. Section 9-5 of the Borough Code entitled, "Lead-Based Paint Inspections," shall be added as follows:

§9-5.1. Required Inspections.

- a. Required Initial Inspection. The owner, landlord, and / or agent of every single-family, two-family, and / or multiple dwelling unit offered for rental shall be required to obtain an inspection of the unit for leadbased paint hazards within two years of the effective date of P.L. 2021, c. 182 (i.e. by July 22, 2024), or upon tenant turnover, whichever is earlier.
- b. Required Recurring Inspection. After the initial inspection required by Section 9-5.1(a) of the Borough Code, the owner, landlord, and/or agent of such dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards every three years, or at tenant turnover, whichever is earlier.
- 9-5.2. Standards. Inspections for lead-based paint in rental dwelling units shall be governed by the standards set forth in N.J.S.A. 52:27D-437.1 et seq., and N.J.S.A. 55:13A-1 et seq., as may be amended from time to time.

- 9-5.3. Exceptions. A dwelling unit in a single-family, two-family, or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards if the unit:
 - (i) has been certified to be free of lead-based paint;
 - (ii) was constructed during or after 1978; (
 - (iii) is in a multiple dwelling that has been registered with the Department of Community Affairs as a multiple dwelling for at least 10 years, either under the current or a previous owner, and has no outstanding lead violations from the most recent cyclical inspection performed on the multiple dwelling under the "Hotel and Multiple Dwelling Law," P.L.1967, c.76 (C.55:13A-1 et seq.);
 - (iv) is a single-family or two-family seasonal rental dwelling which is rented for less than six months duration each year by tenants that do not have consecutive lease renewals; or
 - (v) has a valid lead-safe certification in accordance with N.J.S.A. 52:27D-437.16(d)(2). Lead-safe certificates are valid for two years. If the lead-safe certificate has expired, and there will be a tenant turnover, an inspection will be necessary before the three-year inspection cycle deadline.
 - 9-5.4. Lead-Based Paint Inspector.
 - a. Creation of Office. The Office of Flemington Lead-Based Paint Inspector is hereby established.
 - b. Appointment. The Mayor shall nominate, with the advice and consent of the Borough Council, appoint a Lead-Based Paint Inspector.
 - c. Term of Office. The term of office of the Lead-Based Paint Inspector shall run from the date of the appointment to the 31st day of December immediately following such appointment.
- 9-5.4. Application and Notice. Whenever any rental dwelling unit subject to this Section 9-5 is scheduled for a change in occupancy, the then current owner shall provide written notice to the Borough Clerk that an inspection is needed at least 20 days prior to the scheduled change. Such notice shall be made with a completed application on a form to be provided by the Borough Clerk.
- 9-5.5. Time for inspections. The Borough shall designate 6 days per year, approximately every two months, where the Borough's Lead-Based Paint Inspector shall be available to conduct inspections of dwelling units. If the owner or landlord of a dwelling unit requires inspections outside of such time period, they shall hire a private

lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of this section

Inspection fees shall be paid prior to the inspection. No inspections or reinspections shall take place unless all fees are paid. Scheduled inspections or reinspections may be canceled by the Borough unless the completed application and required fees have been received by the Borough at least 24 hours prior to the scheduled inspection or on the last working day prior to the scheduled inspection.

9-5.6. Failure to show for an inspection.

A no-show for a scheduled lead paint inspection shall be subject to a \$50 reinspection fee in addition to all other inspection fees. A no-show inspection means:

- 1. The owner/agent fails to meet inspector within 10 minutes of the appointed time for inspection or reinspection;
- 2. The owner/agent does not have a key or is unable to give the Lead Paint Inspector or designee access to the premises for the scheduled inspection or reinspection; or
 - 3. Electrical power to a premises is disconnected.
- 9-5.7. Production of Lead-Safe Certifications. In accordance with N.J.S.A. 52:27D-437.16(e), property owners shall:
 - a. Provide evidence of a valid lead-safe certification and the most recent tenant turnover to the Borough Clerk at the time of the cyclical inspection required pursuant to the Hotel and Multiple Dwelling Law (N.J.S.A. 55:13A-1 et seq.).
 - b. Provide evidence of a valid lead-safe certification to new tenants of the property at the time of tenant turnover and shall affix a copy of such certification as an exhibit to the tenant's or tenants' lease.
 - c. Maintain a record of the lead-safe certification which shall include the name or names of the unit's tenant or tenants if the inspection was conducted during a period of tenancy.
- 9-5.8. If lead-based paint hazards are identified, then the owner of the dwelling shall remediate the hazards through abatement or lead-based paint hazard control mechanisms in accordance with N.J.S.A. 52:27D-437.16(d). Upon the remediation of the lead-based paint hazard, the Borough Lead-Based Paint Inspector or designee, as may be applicable, or the owner's private lead inspector, shall conduct an additional inspection of the unit to certify that the hazard no longer exists.
- 9-5.9. If no lead-based paint hazards are identified, then the Borough Lead-Based Paint Inspector or designee or the owner's private lead inspector shall certify the

dwelling as lead safe on a form prescribed by the Department of Community Affairs, which shall be valid for two years and shall be filed with the Borough Clerk and Lead-Based Paint Inspector.

- 9-5.10. Records. The Borough Lead-Based Paint Inspector shall maintain up-to-date information on inspection schedules, inspection results, tenant turnover and a record of all lead-free certifications issued pursuant to N.J.A.C. 5:17. § 171-29.
 - 9-5.11. Fees for lead-based paint inspections.
- a. In addition to all other fees due under this Chapter 9, additional fees in the following amounts shall be paid for each lead-based paint inspection. Said fee shall be dedicated to meeting the costs of implementing and enforcing this section and shall not be used for any other purpose.
- (i) Fees for a New Jersey Certified Lead Paint Inspector / Rick Assessor Inspection and Lead Wipe Sample Analysis shall be set by resolution each year by the Borough Mayor and Council to reflect actual charges for such services by the appointed Lead-Based Paint Inspector.
- (ii) New Jersey Department of Community Affairs Inspection Fee \$20 per unit. This fee shall be waived in the property owner or landlord can provide proof that the Department of Community Affairs has already assessed such fee pursuant to N.J.S.A. 52:27D-437.10.
- b. Alternatively, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of this section, in which case only a fee for filing a lead-safe certification in the amount of \$25 shall be due.
- c. In a common interest community, any inspection fee charged shall be the responsibility of the unit owner and not the homeowners' association, unless the association is the owner of the unit.
 - 9-5.12. Violations and Penalties.

The Borough and the Construction Code Official shall be authorized to conduct investigations and issue penalties to enforce a property owner's failure to comply with N.J.S.A. 52:27D-437.16 or this Section.

In accordance with <u>N.J.S.A.</u> 52:27D-437.19, the penalties for a violation of this section shall be as follows:

a. If a property owner has failed to conduct the required inspection or initiate any remediation efforts, the owner shall be given 30 days to cure the violation.

b. If the property owner has not cured the violation after 30 days, the property owner shall be subject to a penalty not to exceed \$1,000 per week until the required inspection has been conducted or remediation efforts have been initiated.

Introduced: September 27, 2022 Adopted: October 24, 2022

Attest:

Betsy Driver, Mayor

Michael Humphrey, Acting Borough Clerk

HISTORY:

09/27/22 Governing Body INTRODUCED Next: 10/24/22

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Bond Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

ORDINANCE 2022-23

DOC ID: 3910

Bond Ordinance Providing for Various 2022 Capital Improvements, in and for the Borough of Flemington, in the County of Hunterdon, State of New Jersey; Appropriating \$2,108,000 Therefor and Authorizing the Issuance of \$2,002,600 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FLEMINGTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Borough of Flemington, in the County of Hunterdon, State of New Jersey (the "Borough"). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$2,108,000, said sum being inclusive of \$105,400 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"). The down payment is now available therefor by virtue of either provisions or a provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes or from moneys actually held by the Borough.

SECTION 2. For the financing of said improvement or purpose

described in Section 3 hereof, and to meet the part of the \$2,108,000 appropriation not provided for by application hereunder of the down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,002,600 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Borough in the principal amount not exceeding \$2,002,600 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, the following:

<u>Description</u>			Down	Useful
	<u>Appropriatio</u>	<u>Authorizatio</u>	<u>Payme</u>	<u>Life</u>
	<u>n</u>	<u>n</u>	<u>nt</u>	
(i) Fire Department - Acquisition	\$128,000	\$121,600	\$6,400	5 years
And Installation, As Applicable,				
Of Various Equipment Including,				
But Not Limited To, A Non-				
Passenger Sport Utility Vehicle				
And Self-Contained Breathing				
Apparatus;				
(ii) Fire Department - Acquisition	\$1,630,000	\$1,548,500	\$81,500	10 years
Of A Fire Ladder Truck And				
Related Apparatus;				
(iii) Police Department -	\$150,000	\$142,500	\$7,500	5 years
Acquisition And Installation, As				
Applicable, Of Various				
Equipment Including, But Not				
Limited To, A Non-Passenger				

Sport Utility Vehicle, Alcotest,				
Computer Hardware And				
Software And Phone System;				
(iv) Department Of Public Works	\$50,000	\$47,500	\$2,500	5 years
- Acquisition And Installation, As				
Applicable, Of Various				
Equipment Including, But Not				
Limited To, An Asphalt Hot Patch				
Trailer And Mowers;				
(v) Office Of Emergency	\$50,000	\$47,500	\$2,500	5 years
Management - Acquisition And				
Installation, As Applicable, Of				
Various Equipment Including, But				
Not Limited To, A Message Board				
Trailer And Computer Hardware,				
Software and Laptops; and				
(vi) Building Improvements -	\$100,000	\$95,000	\$5,000	10 years
Various Improvements To				
Borough Buildings And Grounds				
Including, But Not Limited To, The				
Repair And/Or Replacement Of				
Windows, Roofing And Heating				
Ventilation And Air Conditioning				
Systems.				
TOTAL	<u>\$2,108,000</u>	<u>\$2,002,600</u>	<u>\$105,40</u>	
			<u>0</u>	

(b) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, as applicable, all engineering, architectural and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto and all in

accordance with the plans and specifications therefor on file in the Office of the Clerk of the Borough and available for public inspection and hereby approved.

- **(c)** The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$2,002,600.
- (d) The estimated cost of said improvement or purpose is \$2,108,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the down payment available for said improvement or purpose in the amount of \$105,400.

New Jersey, the County of Hunterdon and/or a private entity make a contribution or grant in aid to the Borough, for the improvement and purpose authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Hunterdon and/or a private entity. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Hunterdon and/or a private entity, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Borough shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8(a). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Borough is hereby amended

to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense and is an improvement or purpose which the Borough may lawfully undertake as a general improvement or purpose, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- **(b)** The average period of usefulness of said improvement or purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 9.10 years.
- (c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of

Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,002,600 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$35,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury

Regulations §1.100-2 or any successor provisions of federal income tax law.

authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 10c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Property and to negotiate an agreement of sale or any other document for the aforesaid acquisition of the Property. The Mayor, Chief Financial Officer, Borough Attorney, Borough Administrator, and the Borough Clerk are each hereby authorized, as applicable, to negotiate, approve, execute, attest, deliver and perform said agreement of sale and any and all documents necessary to

acquire said Property.

HISTORY: 10/11/22

Governing Body

SECTION 12. The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

INTRODUCED ON FIRST READING		
DATED: October 11, 2022		
MICHAEL HUMPHREY,		
Acting Borough Clerk		
ADOPTED ON SECOND READING		
DATED: October 24, 2022		
MICHAEL HUMPHREY, Acting Borough Clerk		
APPROVAL BY THE MAYOR ON THIS _	DAY OF	, 2022.
	BETSY DRIVER Mayor	
	,	

INTRODUCED

Updated: 10/19/2022 5:23 PM by Michael J. Humphrey

Next: 10/24/22

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

ORDINANCE 2022-24

DOC ID: 3912

Adding Two Crosswalks on Stangl Road

WHEREAS, N.J.S.A. 39:4-8, provides that a municipality may establish by ordinance, the installation or placement of mid-block or intersection cross walks; and

WHEREAS, the Borough of Flemington Police Department (the "Police Department") has recommended the installation of two crosswalks on Stangl Road to manage pedestrian traffic and provide a safe crossing for pedestrians patronizing the businesses and restaurants on Stangl Road; and

WHEREAS, the Borough Engineer conducted a traffic study for the Stangl Road Pedestrian Midblock Crossings in Flemington Borough; and

WHEREAS, the Borough Engineer has recommended the following locations for the crosswalks:

- Midblock crosswalk being approximately 175 feet to the south of Mine Street along Stangl Road connecting to the left and right curb island extensions;
- Intersection crosswalk approximately near the unsignalized intersection of Reasoner Lane and Stangl Road by the Lone Eagle Brewing Company;

NOW THEREFORE BE IT ORDAINED, by the Mayor and Common Council by the Borough of Flemington, County of Hunterdon, State of New Jersey as follows:

- 1. The Borough Police Department is authorized to install the two crosswalks as set forth above.
- 2. Section 7A-18, Schedule XVIII of the Code of the Borough of Flemington entitled, "Mid-Block Crosswalks," is amended to add the following:

Name of Street	Location
Stangl Road	Beginning at a point 175 feet south of Mine Street along Stangl Road connecting to the left and right curb island extensions

3. In the event any section, part or provision of this Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the

- validity of this Ordinance or any remaining part of this Ordinance other than the part held unconstitutional or invalid.
- 4. All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of their inconsistencies.
- 5. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

	ed: October 11, 2 d: October 24, 202			
			Betsy Driver, Mayor	
Michael	Humphrey, Acting	g Borough Clerk		
HISTORY:	Governing Body	INTRODUCED		Next: 10/24/22



TRAFFIC STUDY REPORT

FOR THE

STANGL ROAD PEDESTRIAN MIDBLOCK CROSSINGS

LOCATED IN THE BOROUGH OF FLEMINGTON HUNTERDON COUNTY, NEW JERSEY

September 2022

Prepared By:

James C. Watson, P.E., PTOE N.J. LIC. NO. 24GE04452800

Kevin E. Chen, P.E., PTOE N.J. LIC. NO. 24GE04870000



CONSULTING AND MUNICIPAL ENGINEERS

3141 BORDENTOWN AVENUE, PARLIN, NEW JERSEY 08859 (732) 727-8000 1460 ROUTE 9 SOUTH, HOWELL, NEW JERSEY 07731 (732) 462-7400



JOHN H. ALLGAIR, PE, PP, LS (1983-2001)

DAVID J. SAMUEL, PE, PP, CME

JOHN J. STEFANI, PE, LS, PP, CME

JAY B. CORNELL, PE, PP, CME

MICHAEL J. McCLELLAND, PE, PP, CME

GREGORY R. VALESI, PE, PP, CME

BRUCE M. KOCH, PE, PP, CME LOUIS J. PLOSKONKA, PE, CME TREVOR J. TAYLOR, PE, PP, CME BEHRAM TURAN, PE, LSRP LAURA J. NEUMANN, PE, PP DOUGLAS ROHMEYER, PE, CFM, CME ROBERT J. RUSSO, PE, PP, CME

TIMOTHY W. GILLEN, PE, PP, CME

JOHN J. HESS, PE, PP, CME

September 14, 2022

Mr. Michael Campion Director of Public Works Borough of Flemington 38 Park Avenue Flemington, NJ 08822

Re: Traffic Study Report

Stangl Road Pedestrian Midblock Crossings

Borough of Flemington, Hunterdon County, New Jersey

Our File No. PFM00501.01

Dear Mr. Campion:

Introduction

it is our understanding that the Borough of Flemington is considering the installation of one or more pedestrian midblock crosswalks adjacent to local businesses on Stangl Road. The first crosswalk location is approximately 175 feet to the south of Mine Street along Stangl Road connecting to the left and right curb island extensions, and the second crosswalk location is approximately near the unsignalized intersection of Reasoner Lane and Stangl Road by the Lone Eagle Brewing Co. At your request, CME Associates has prepared this Traffic Study Report for the proposed midblock pedestrian crossing locations along Stangl Road between Reasoner Lane and Mine Street located in the Borough Flemington. It is our understanding that the Borough is considering the construction of one or more midblock crosswalk locations including the necessary signing, striping, and advanced warning devices associated with such installations. The purpose of this study is to review the existing traffic, pedestrian, speed, collision, and sight distance data to develop the appropriate midblock crosswalk treatments that should be implemented.

Evaluation of Existing Conditions

Stangl Road is a local road that is approximately 2,160 feet +/- in length under the jurisdiction of the Borough of Flemington, which services local businesses, retail stores, restaurants, and an outlet shopping mall. Along Stangl Road, there are existing 90° parking spaces that provide parking for patrons shopping at the various businesses. This roadway is approximately 32 feet wide with one lane of travel in each direction between the parking spaces for the majority of its length. Under the Borough of Flemington's 7A-11 ordinance, Stangl Road has a posted and visible speed limit of 15 mph. There is double yellow centerline striping throughout the entire length of Stangl Road, but no striping other than crosswalk and intersection approach striping between the intersections of NJ Route 12 and Mine Street with Stangl Road currently exist. It should be noted that there are two (2) horizontal curves to the north of Reasoner Lane and six



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Re: Stangl Road Midblock Pedestrian Crossings

Traffic Study Report

(6) horizontal curves to the south of Reasoner Lane along with railroad tracks just to the east of Stangl Road. The current speed limit list under the Borough of Flemington's municipal code has been included in the appendix.

Traffic Counts

Our subconsultant TechniQuest installed an automatic traffic counter between June 8, 2022 and June 14, 2022 along Stangl Road and performed a 12-hour pedestrian count on June 11, 2022. The AADT on this roadway is 1,982 vehicles and the highest peak hour for pedestrian crossings occurred between 3PM and 4PM on June 11, 2022 with 172 pedestrians. The MUTCD states that new marked crosswalks alone should not be installed across uncontrolled roadways where the speed limit exceeds 40 miles per hour; the roadway has four or more lanes of travel without a raised median or pedestrian refuge island, and an AADT of 12,000 vehicles per day or greater. Since the site-specific data falls below these thresholds, this site is a candidate for installing a midblock crosswalk. The full traffic count data can be found in the Appendix.

Collision Data Collection and Analyses

We have reviewed the accident data collected by the Borough of Flemington Police Department over the last three (3) years. Of the sixteen (16) accidents that occurred along Stangl Road over the last three (3) years, one (1) collision involved a pedestrian. This pedestrian involved collision occurred where a large box truck was parked in the northbound lane of Stangl Road, which blocked any visibility of pedestrians attempting to cross the road from the eastern part of Stangl Road to the western side. As the motorist was travelling in the northbound direction, a pedestrian ran in to the roadway before the motorist was able to stop in time, causing the collision with the pedestrian. Additionally, there were one (1) rear-end collision, one (1) right-angle collision, eight (8) collisions where a parked vehicle was struck, one (1) left-turn / U-turn collision, two (2) backing collisions, and two (2) fixed object collisions.

It should be noted that a majority of the collisions within the last three (3) years consisted of motorists being struck while backing out of the parking spaces along Stangl Road. Furthermore, driver inattention was a common contributing factor in the collisions reported. It stands to reason that a marked midblock crossing alone will not be sufficient to bring attention to pedestrians attempting to cross Stangl Road, especially for a midblock crossing considering the presence of horizontal curves. Therefore, additional supplemental signing, striping, and advanced warning equipment will be necessary in order to increase visibility of the proposed midblock crossings, especially with the high number of 172 pedestrians using the crosswalk in the peak hour. The full collision report history can be found in the Appendix.



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Re: Stangl Road Midblock Pedestrian Crossings

Traffic Study Report

Review of Sight Distances and AASHTO Standards

It should be noted that based on the posted speed limit of 15 miles per hour, the design speed of Stangl Road would be 20 miles per hour for an existing roadway (as per the NJDOT Design Manual's stipulation of adding 5 mph to the posted speed to establish the design speed of existing roadways). The minimum stopping sight distance according to AASHTO is 115 feet. Based on our visual observations, the existing stopping sight distance along Stangl Road near the first location of the proposed midblock crosswalk, which is approximately 175 feet to the south of Mine Street along Stangl Road on the left and right curb islands, is 470 feet in the southbound direction and 200 feet in the northbound direction. The stopping sight distance at the second location of the proposed midblock crosswalk location near the unsignalized intersection of Reasoner Lane by Lone Brewing Eagle Co. in the southbound direction appears to be 140 feet and 170 feet in the northbound direction. It should be noted that since there are existing 90° parking spaces along Stangl Road, (visibility of pedestrians for motorists travelling along Stangl Road to recognize and stop for pedestrians attempting to cross Stangl Road if there are vehicles parked in the spaces near the proposed midblock crosswalk locations is limited). For this reason, consideration should be given to the placement of advance crosswalk warning signs to alert motorists of pedestrians that may be crossing at both proposed midblock crosswalk locations at the unsignalized intersection of Reasoner Lane and Mine Street.

Review of Speed Data

Based on our review of the speed data provided by the Borough of Flemington Police Department between the dates of June 15, 2022 and July 15, 2022, the northbound 85th percentile speed was recorded as 16.15 miles per hour and the southbound 85th percentile speed was recorded as 19.16 miles per hour along Stangl Road. It should be noted that, Stangl Road between NJ Route 12 and Mine Street has posted 15 mph speed limit signs throughout the roadway. As previously noted, there were 16 collisions along Stangl Road between NJ Route 12 and Mine Street. Of the collisions reported within the past 3 years, speeding did not present a factor in any of the collisions reported. However, since the proposed midblock crosswalk locations are in the vicinity of parking spaces which could limit the view of pedestrians attempting to cross Stangl Road, additional crosswalk improvements to enhance the visibility of these locations will be necessary. The speed data received from the Borough of Flemington Police Department can be found in the Appendix.



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Re: Stangl Road Midblock Pedestrian Crossings

Traffic Study Report

Recommendations and Considerations

Based on our review of the data collected and the existing conditions, a midblock crosswalk can be installed at the two (2) locations being considered by the Borough of Flemington. The first location of the proposed midblock crosswalk being approximately 175 feet to the south of Mine Street along Stangl Road connecting to the left and right curb island extensions, and the second crosswalk location which is approximately near the unsignalized intersection of Reasoner Lane and Stangl Road by the Lone Eagle Brewing Company. For the second location, we recommend that the Borough construct curb island extensions. This will allow for pedestrians to cross at a point closer to the travel-way and not immediately next to a parking stall, where a vehicle might obstruct the view of pedestrians. It should also be noted that installing a midblock crosswalk at the second location will call for parking spaces to be eliminated. Should the Borough decide to install the midblock crosswalks, we recommend that the proposed midblock crosswalks be installed with the following items:

- Rectangular Rapid Flashing Beacons (RRFB) with push button operation;
- Advance crosswalk warning signs before a horizontal curve where the midblock crosswalk would not readily be visible;
- A crosswalk illuminator, which is a light installed on top of each RRFB assembly on each side to light up the marked crosswalk;
- Additional crosswalk enhancements to increase visibility of the midblock crossing to motorists

It should be noted that the Rectangular Rapid Flashing Beacons and the lighted advanced warning signs can both be solar-powered provided that the panel is allowed clear southern exposure to the sun. These features should be installed on both approaches along each proposed midblock crosswalk. The proposed midblock crosswalk will also need depressed curbs, ADA accessible ramps, detectable warning surfaces, an ordinance or resolution from the Borough of Flemington, appropriate striping in accordance with the MUTCD including but not limited to crosswalk lines with longitudinal lines a minimum of 6 feet wide, and additional edge gore striping to shorten the distance of active roadway that the pedestrians must travel to utilize the crossing.



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Re: Stangl Road Midblock Pedestrian Crossings

Traffic Study Report

Should you have any questions concerning this matter, please do not hesitate to contact our office.

> Very truly yours, **CME ASSOCIATES**

James C. Watson, P.E., PTOE

Project Manager

Kevin E. Chen, P.E., PTOE Professional Engineer



TECHNICAL APPENDIX

FOR TRAFFIC STUDY REPORT FOR

Stangl Road Pedestrian Midblock Crossings

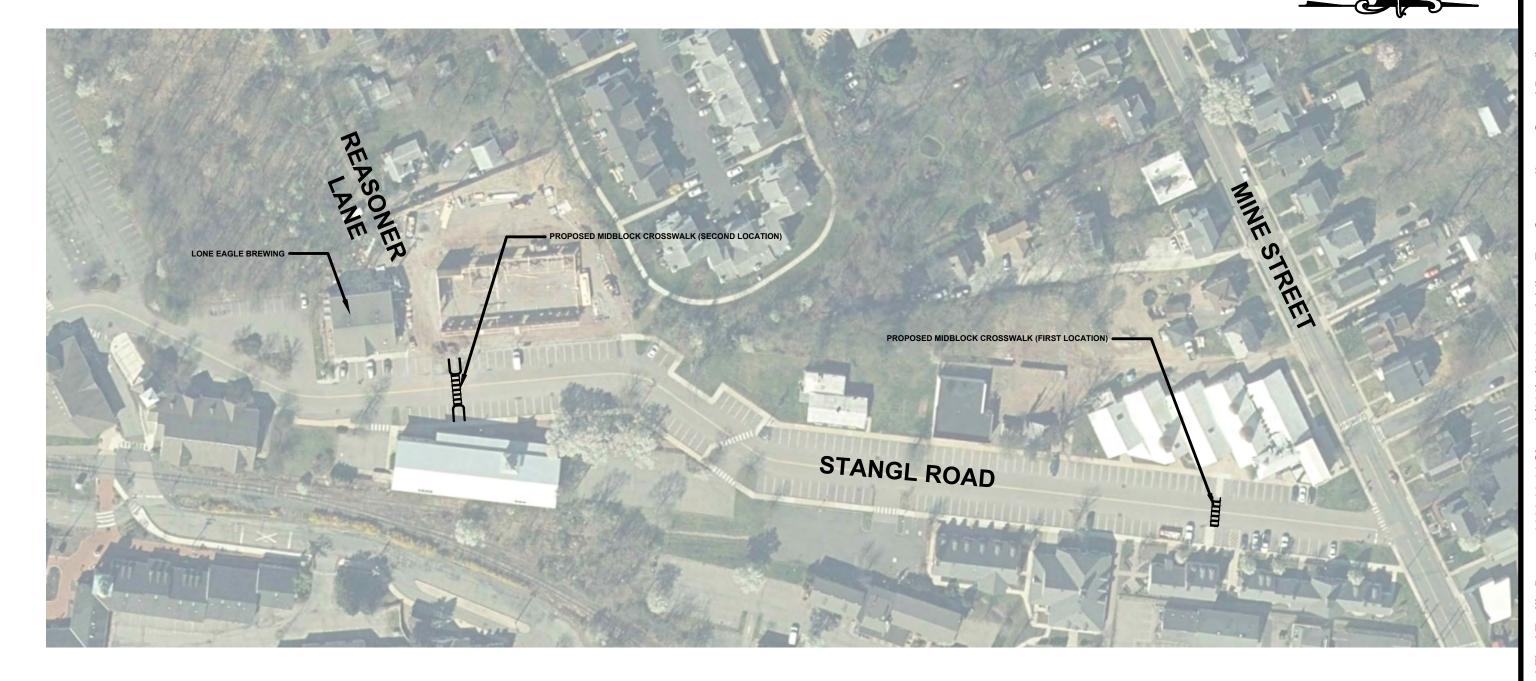
- Study Area Map
- Traffic Counts
- Crash Summary Table and Crash Reports
- Borough of Flemington Speed Limit Ordinance
- Speed Data

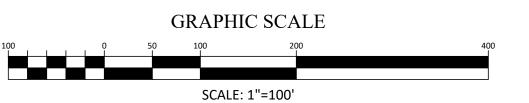


Study Area Map

For

Stangl Road Pedestrian Midblock Crossings





BOROUGH OF FLEMINGTON, NEW JERSEY
STANGL ROAD MIDBLOCK CROSSWALK STUDY AREA MAP



CONSULTING AND MUNICIPAL ENGINEERS



Traffic Counts

For

Stangl Road Pedestrian Midblock Crossings

TechniQuest Corporation 32 Jefferson Plaza

Princeton, NJ 08540

Phone: 732-274-9500 Fax: 732-274-9510 www.TechniQuestCorporation.Com

Start	08-Jun-22		SB		NB	C	ombined	09-Ju	n	SB		NB	Cor	nbined
Time	Wed	A.M	. P.N	I. A.M.	. P.M	. A.M	. P.M.	Thu	A.M	l. P.M	l. A.M	. P.M.	A.M.	P.M.
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12:15		*	12	*	25	*	37		0	6	0	11	0	17
12:30		*	15	*	7	*	22		0	9	0	15	0	24
12:45		*	6	*	14	*	20		0	7	0	20	0	27
01:00		*	20	*	13	*	33		0	9	2	19	2	28
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		*	29	*		*	50 51		0		0	23	0	35
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04:45		*	32	*	40	*	72		0	32	0	38	0	70
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06:15		3	12	0	22	3	34		1	30	0	28	1	58
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% Total	1	4.8%	32.8%	10.8%	41.6%				13.3%	31.8%	10.9%	44.0%		
Б.		40.45	04.00	40.00	04.00	40.00	04.45		40.45	00.00	40.00	04.00	40.00	0400
Peak	-	10:45	04:00	10:30	04:30	10:30	04:15	-	10:15	06:00	10:00	04:30	10:00	04:30
Vol.	-	70	90	59	119	128	207	-	66	102	49	109	109	208
P.H.F.	(0.700	0.703	0.776	0.744	0.780	0.719		0.825	0.850	0.721	0.717	0.736	0.743

TechniQuest Corporation 32 Jefferson Plaza

Princeton, NJ 08540

Phone: 732-274-9500 Fax: 732-274-9510 www.TechniQuestCorporation.Com

Start	10-Jun-22		SB		NB		ombined	11-Ju		SB		NB		mbined
Time	Fri	A.M						Sat	A.M					P.M.
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12:45		0	17	0	14	0	31		0	37	0	36	0	73
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			_		2						31			
11:15		14	0	10		24	2		35	0		0	66	0
11:30		16 19	0	13	0	29	0		35	0	38	0	73 71	0
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Peak	-	11:00	06:15	09:30	06:30	09:30	06:15	-	11:00	12:00	11:00	02:45	11:00	12:00
Vol.	-	61	134	57	106	111	229	-	142	158	125	153	267	285
P.H.F.		0.803	0.838	0.950	0.855	0.957	0.867		0.888	0.823	0.822	0.933	0.914	0.819

TechniQuest Corporation 32 Jefferson Plaza

Princeton, NJ 08540

Phone: 732-274-9500 Fax: 732-274-9510 www.TechniQuestCorporation.Com

Start	12-Jun-22		SB		NB	Co	ombined	13-Jun		SB		NB	Co	mbined
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12:45		0	23	1	26	1	49		0	27	0	11	0	38
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01:15		Ő	18	0	16	0	34		0	32	0	11	0	43
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03:00		0	20	0	17	0	37		0	30	0	11	0	41
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03:30		0	10	0	19	0	29		0	40	0	29	0	69
03:45		0	7	0	27	0	34		0	47	0	23	0	70
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05:00		0		0	11	0	16		0	6	0	16	0	22
05:15		0	5	0	15		22		0	10	0	16		26
		2	7	0	15	0	21		6	16	0	20	0 6	
05:45			6	-							-			36
06:00		0	4	0 1	20	0	24 18		4	2 11	0	14 11	4	16
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11:30		16	0	21	0	37	0		30	0	15	0	45	0
11:45		23	0	16	0	39	0		11	0	7_	0	18	0
Total		185	427	152	561	337	988		384	828	211	590	595	1418
Day Tota			612		713	1	325			212		301	20	13
% Total	1	14.0%	32.2%	11.5%	42.3%			19	9.1%	41.1%	10.5%	29.3%		
Peak	-	11:00	12:00	11:00	01:45	11:00	12:00	- 0	7:30	03:15	08:30	03:15	07:30	03:15
Vol.	-	69	90	69	97	138	173	-	98	185	56	97	139	282
P.H.F.		0.750	0.833	0.821	0.758	0.885	0.883	0	.628	0.925	0.737	0.836	0.724	0.966

TechniQuest Corporation
32 Jefferson Plaza
Princeton, NJ 08540
Phone: 732-274-9500 Fax: 732-274-9510 www.TechniQuestCorporation.Com

Start	14-Jun-22	,	SB		NB	Co	ombined	15-Jun		SB		NB	Com	bined
Time	Tue	A.M.		. A.M				Wed	A.M		. A.M.		A.M.	P.M.
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12:15		0	32	0	16	0	48		2	*	1	*	3	*
12:30		0	29	1	30	1	59		0	*	0	*	0	*
12:45		Ö	37	0	19	0	56		Ö	*	0	*	Ö	*
01:00		Ö	40	0	28	0	68		Ö	*	0	*	0	*
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01:30		Ö	19	0	20	0	39		Ő	*	0	*	0	*
01:45		0	35	0	16	0	51		0	*	0	*	0	*
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02:15		0	35	0	15	0	50		0	*	0	*	0	*
02:30		0	28	0	20	0	48		0	*	0	*	0	*
02:45		0	26	0	16	0	42		0	*	0	*	0	*
03:00		0	28	0	12	0	40		0	*	0	*	0	*
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04:45		0	17	0	27	0	44		0	*	0	*	0	*
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05:30		0	19	1	19	1	38		1	*	2	*	3	*
05:45		2	36	0	29	2	65		10	*	0	*	10	*
06:00		3	27	0	32	3	59		3	*	0	*	3	*
06:15		4	18	1	26	5	44		2	*	0	*	2	*
06:30		3	15	2	23	5	38		4	*	4	*	8	*
06:45		3	18	5	19	8	37		1	*	9	*	10	*
07:00		5	15	7	18	12	33		3	*	6	*	9	*
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ADT	ADT 1	1,982	AAD	T 1,982										

TechniQuest Corporation 32 Jefferson Plaza

Princeton, NJ 08540

Phone: 732.274.9500, Fax: 732.274.9510 www.techniquestcorporation.com

File Name : 034-01 Site: 034-01

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Crash Table Summary and Crash Reports For Stangl Road Pedestrian Midblock Crossings

Collision Report Summary - Page 1

Date Range Reported: 01/01/2019 - 06/04/2022 Total Number of Collisions: 16

*Not represented in collision diagram

Report #	Date	Time	Location	Direction of Travel	Distance	Location 2	Type of Collision	KII.	lnj.	Road Conditions
19026852	2/23/2019	9:53	Stangl Road	-	-	12 Stangl Road	Fixed Object	-	-	Dry
19036178	3/13/2019	10:31	Stangl Road	-	-	50 Stangl Road	Fixed Object	-	-	Dry
19038497	3/17/2019	18:29	Stangl Road	-	500 ft.	N of NJSH Route 12	Struck Parked Vehicle	-	-	Dry
19055681	4/17/2019	18:06	Stangl Road	Southbound	-	2 Stangl Road	Pedestrian	-	1	Dry
19125379	8/24/2019	20:45	Stangl Road	Southbound	-	44 Stangl Road	Struck Parked Vehicle	-	-	Dry
19176659	11/28/2019	9:16	Stangl Road	-	100 ft.	S of Mine Street	Struck Parked Vehicle	-	-	Dry
20035235	3/3/2020	18:33	Stangl Road	Northbound	-	44 Stangl Road	Left Turn / U-Turn	-	-	Wet
20117454	7/24/2020	13:48	Stangl Road	Westbound	-	Stangl Road	Struck Parked Vehicle	-	-	Dry
20133086	8/16/2020	17:15	Stangl Road	-	0.25 Mi	S of Chruch Street	Struck Parked Vehicle	-	-	Dry
20203675	12/9/2020	12:48	Stangl Road	Northbound	100 ft.	N of Reasoner Lane	Right-Angle	-	-	Wet
21179497	10/3/2021	11:37	Stangl Road	-	75 ft.	S of Mine Street	Struck Parked Vehicle	-	-	Dry
21220202	12/8/2021	17:34	Stangl Road	-	-	13 Stangl Road	Backing	-	-	Dry
22046411	3/10/2022	18:59	Stangl Road	Southbound	Intersection	NJSH Route 12	Same Direction - Rear End	-	-	Dry
22050272	3/16/2022	15:15	Stangl Road	-	-	Stangl Road	Struck Parked Vehicle	-	-	Dry
22064436	4/6/2022	14:01	Stangl Road	-	500 ft.	S of Mine Street	Backing	-	-	Wet
22104783	6/4/2022	15:46	Stangl Road	Westbound	-	Stangl Road	Struck Parked Vehicle	-	-	Dry

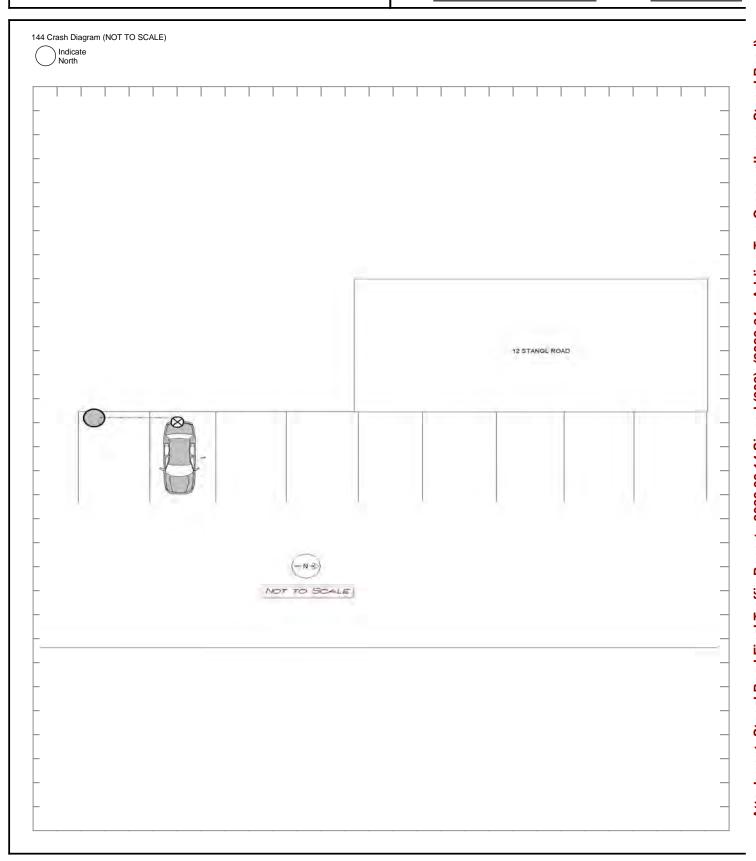
96 05	Page _	<u>1</u> of	<u>3</u> [Fatal	1	New Je	rsey P	olice	Cras	h Inv	<i>r</i> estiga	tion Re	port		Reportable	e X No	on-Reportab	ole	Change R	ер 3	.6.5.a
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Attachment: Stangl Ro																				
oad Final Traffic Report - 202	ot.	e parking sp the vehicle.	parki e veh	in the p	at was yr cove	Driver #1 stated that she did not see the guide wire for the utility pole that was in the parking spot. There was no damage to the guide wire just marks on the plastic bumper cover on the vehicle.	utility plastic	the I	re for	de wir mark	e guic	e the wire	juide	did r the (she ge to	that amag	hated no di	Driver #1 stated that There was no dama	river	ᅻ 모 [‡]
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Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 19026852



KYDD, D

49626

Officer's Signature

Badge Number

96 05	Page	<u>1</u> of :	3 [Fatal	1	New Je	ersey P	olice	Cras	h Inv	<i>r</i> estiga	tion Re	port		Reporta	able	Non-R	eportable	Cha	ange Rep	3.	6.5.a
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NJTR-1B (Rev. 01/17)

Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 19036178

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Officer's Signature

Packet Pg. 60

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Attachment: Stangl Road Final Traffic Report - 2022	VEHICLE #2 WAS PARKED IN A PARKING SPOT AT APPROXIMATELY 1:00 PM. AT VEHICLE #2 WAS PARKED IN A PARKING SPOT AT APPROXIMATELY 1:00 PM. AT APPROXIMATELY 6:30 PM THE OWNER CAME OUTSIDE TO FIND DAMAGE TO HIS PARKED VEHICLE. THE DAMAGE WAS NOTED FROM THE REAR PASSENGERS SIDE DOOR EXTENDING TO THE FRONT PASSENGERS SIDE DOOR. THE DAMAGE WAS MOST LIKELY CAUSED BY A VEHICLE STRIKING VEHICLE #2 AS IT BACKED OUT OF THE PARKING SPOT NEXT TO VEHICLE #2.	M. AT TO HIS S MOS PARK	Y 1:00 P AMAGE RS SIDE GE WAS OF THE	VEHICLE #2 WAS PARKED IN A PARKING SPOT AT APPROXIMATELY 1:00 PM. AT APPROXIMATELY 6:30 PM THE OWNER CAME OUTSIDE TO FIND DAMAGE TO HIS VEHICLE. THE DAMAGE WAS NOTED FROM THE REAR PASSENGERS SIDE DOOR EXTENDING TO THE FRONT PASSENGERS SIDE DOOR. THE DAMAGE WAS MOST CAUSED BY A VEHICLE STRIKING VEHICLE #2 AS IT BACKED OUT OF THE PARKIN NEXT TO VEHICLE #2.	PPR(IDE 1 AR P. BAC	AT A OTS	OT THE O	IG SF ROM ERS	WNER CELL	HE OV S NOT PASS	STR	ARK 1:30 F 1AGE E FR 1CLE	Trative AS P. ILY 6 DAM DAM VEHI	ion/Nar 1ATE 1HE G TC Y A V	VEHICLE #2 WAS PAR APPROXIMATELY 6:30 VEHICLE. THE DAMAGE EXTENDING TO THE FCAUSED BY A VEHICLE #2. NEXT TO VEHICLE #2.	EHIC EXTEN	$\mathbf{Z} \bigcirc \mathbf{U} \leq \mathbf{Z} \leq \mathbf{Z}$
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NJTR-1B (Rev. 01/17)

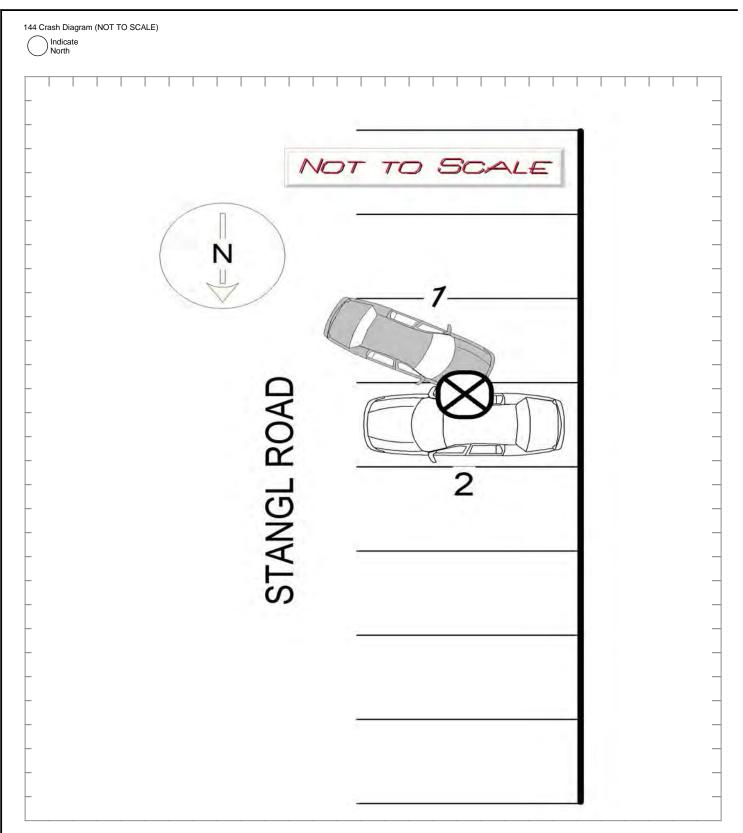
Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report

Motor Vehicle Crash Diagram

Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 19038497



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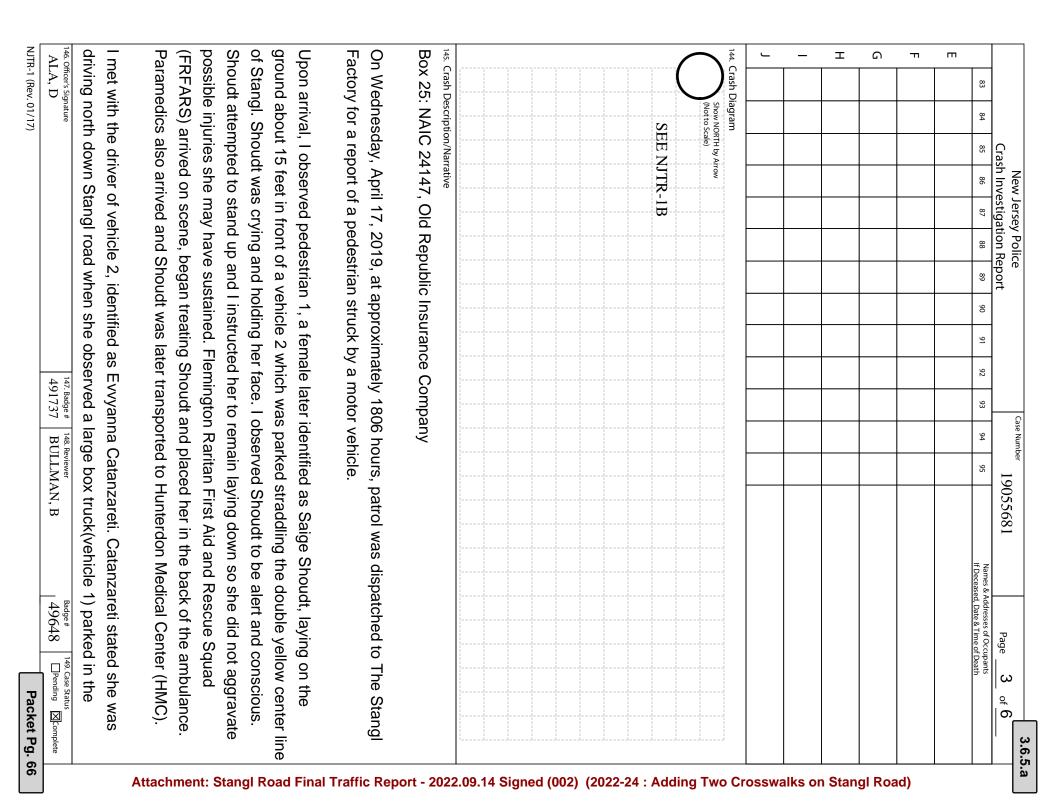
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Officer's Signature

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96 05	Page 1 of 6 Fatal N	New Jersey Police Crash Investigat	tion Report Reportable Non-Reportable Change Rep 3.0.	.5.a
97 01	1.Case Num ber 19055681	10.Crash 0 ccurred On: 2 STANGL RD		13 118b
98	2.Police Dept.of Code FLEMINGTON BORO PD 01	Road Nam e At Intersection with		119a
99 07	3.Station/Precinct	_	W 19. □To: 17.CrossRoad Name/Route No. □NB □EB 1	119b
07		6.Tin e (use 2400 hrs.) 7.Municipality Code Killed		120a
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11403	Owner Driver 48.A boholDrug Test	Police 49. Hazardous Material	Owner	127b 4
115	Given: □No □Yes □Refused Type: □Breath □Blood □Urine	None □ On Board □ Spill	Given: No Yes Refused None On Board Spill Type: Breath Blood Uvine	- 127c 505
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96 05	Page $\underline{2}$ of $\underline{6}$ Fatal New	Jersey Police Crash Investigat	ion Report Reportable Non-Reportable Change Rep	6.5.a
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98 01	2.Police Dept.of FLEMINGTON BORO PD 01	Road Nam e At Intersection with Feet N E	Dir 12.RouteNo. Suffix 13.M jepost. 18.Speed Lin it.	8 <u>°</u>
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108	37.City	State Z.jp	- 67.City State Zip	
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117 -]10,001 -26,000 bs.]≥ 26,001 bs.	USDOT None	127e
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Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24 : Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report Motor Vehicle Crash Description

Police Dept:	FLEMINGTON BORO PI	D	_ Code:	01
Station:		Case No: _	1905568	31

145 Crash Description

roadway of the north bound lane. Catanzareti attempted to pass the truck, at approximately 20-25 mph, on the opposite side of the roadway. When she was passing the front of the box truck, a female (Shoudt) ran out from the front of the truck and in front of Catanzareti's vehicle. This left Catanzareti with little reaction time to apply her brakes and Shoudt was struck with the front end of vehicle 2. Catanzareti advised she stopped her vehicle and had not moved it since. She was advised to leave the vehicle where it was at this time. Catanzareti advised she was not injured and denied any medical attention. The truck(vehicle 1) Catanzareti advised she was driving around had since moved and she did not observe it to be in the area.

Dawn M. Em (908-303-7338), mother of Shoudt arrived on scene asking what happened. Patrol advised Em, that Shoudt was struck by a vehicle while attempting to cross the street. Patrol directed Em to Shoudt's location with FRFARS.

A witness to the accident, Addy Raich (08/07/2007), came to me during my investigation. She advised that she is friends with Shoudt and was with her at the time of the accident. Raich told me at the time of the accident Shoudt and her were making a video through an application on Raich's cell phone of Shoudt running across the street towards her. Raich had only filmed Shoudt before she crossed the roadway. The video was viewed and showed the exact location of Shoudt and vehicle 1. In the video, Shoudt walks into the roadway in front of vehicle 1 and appears to look for any traffic in the roadway before she walked back towards the nearby sidewalk. Raich provided a copy of the video to patrol. Judy Raich (845-323-3556) the mother to A. Raich, was on scene during questioning. Raich also pointed to a box truck that was parked about 200 feet down Stangl and advised that the truck was the one parked in the roadway at the time of the accident.

I then met with another witness to the accident, identified as Ken Silverman, who advised he was working on the pump systems when he observed a car drive around the box truck as a small girl ran into the roadway and was struck by the car. Silverman advised Shoudt was conscious after the accident.

Cpl. Bullman made contact with the driver of vehicle 1, identified as Anthony M. Delgrosso (03/15/1956, ph: 610-217-3368, 1102 Center St, Bethlehem, Pa 18018, PA DL #: 17992028), and gathered his credentials for the accident report. Delgrosso advised he had been parked at the accident location and that he tried to park as far out of the roadway as possible but do to the size

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Page	5 _{of}	6

New Jersey Police Crash Investigation Report
Motor Vehicle Crash Description

Police Dept:	FLEMINGTON BORO PD	Code: 01
Station:	Case No	o: 19055681

145 Crash Descriptio

of the truck he is unable to remove it completely from the roadway.

I instructed Hunterdon County Communications to have the on call detective from the Hunterdon County Prosecutors Office (HCPO) contact me. I received a call from HCPO Detective Phil Striker at 1824 hours and advised him of the accident. Striker advised the prosecutors office would not be responding at this time.

Detective Godown of the Flemington Borough Police Dept. was notified and responded to the scene. Detective Godown photographed the scene. Detective Godown spoke with Catanzareti and gathered a statement from her.

Once the scene was photographed, Detective Godown and I then responded to HMC to speak with Shoudt and her mother.

When at HMC we spoke with Shoudt. She advised she was crossing Stangl Road to put her bags down and then her and her friend were going to do something. Shoudt then stated she remembers crossing the street, looking right and then being struck by the car and passing out. Shoudt advised the accident was her fault and she wished the driver of the vehicle who struck her would not be charged. Shoudt was still waiting to hear the results of Shoudt's MRI and X-rays when we cleared HMC.

At approximately 0030 hours, I contacted HMC to follow up on Shoudt's status and the nurses advised she had been discharged with a concussion.

Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24 : Adding Two Crosswalks on Stangl Road)

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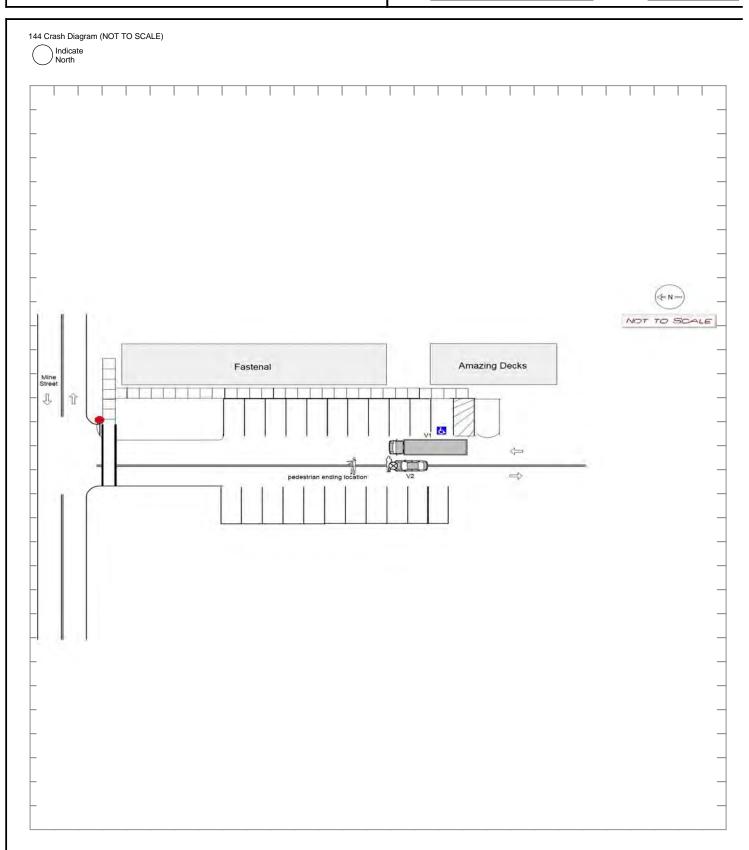
Officer's Signature

NJTR-1B (Rev. 01/17)

Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 19055681



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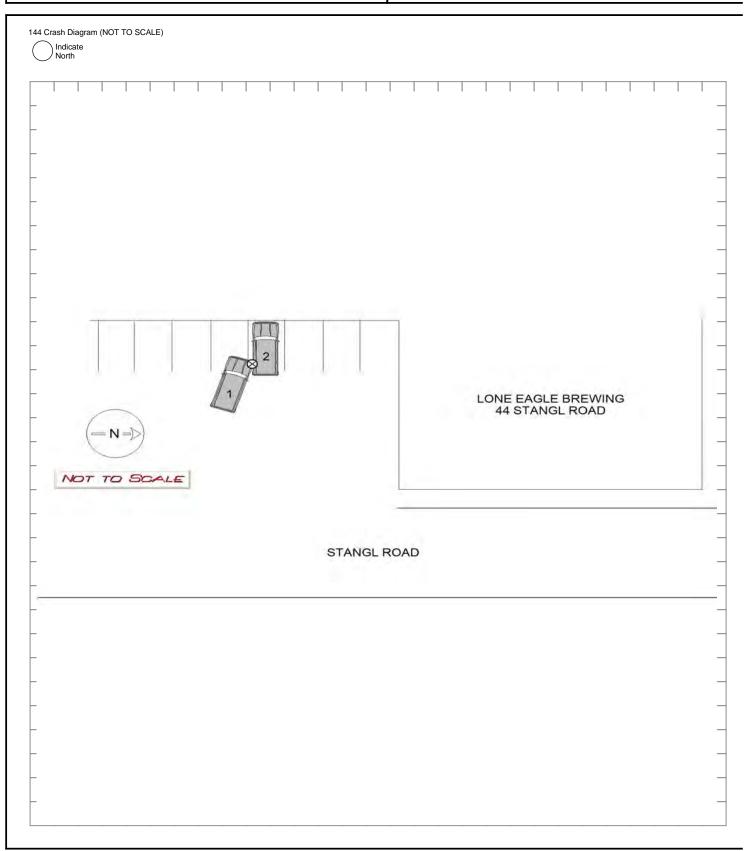
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Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report

Motor Vehicle Crash Diagram

Police Dept: FLEMINGTON BORO PD Code: 01
Station: - Case No: 19125379



CANALE, P

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Officer's Signature

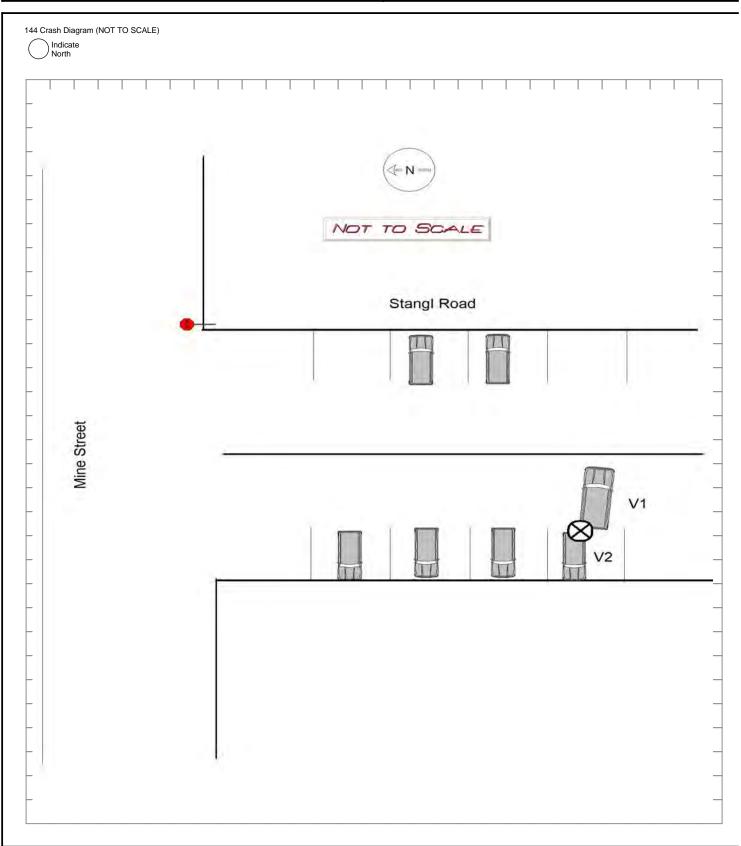
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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 19176659



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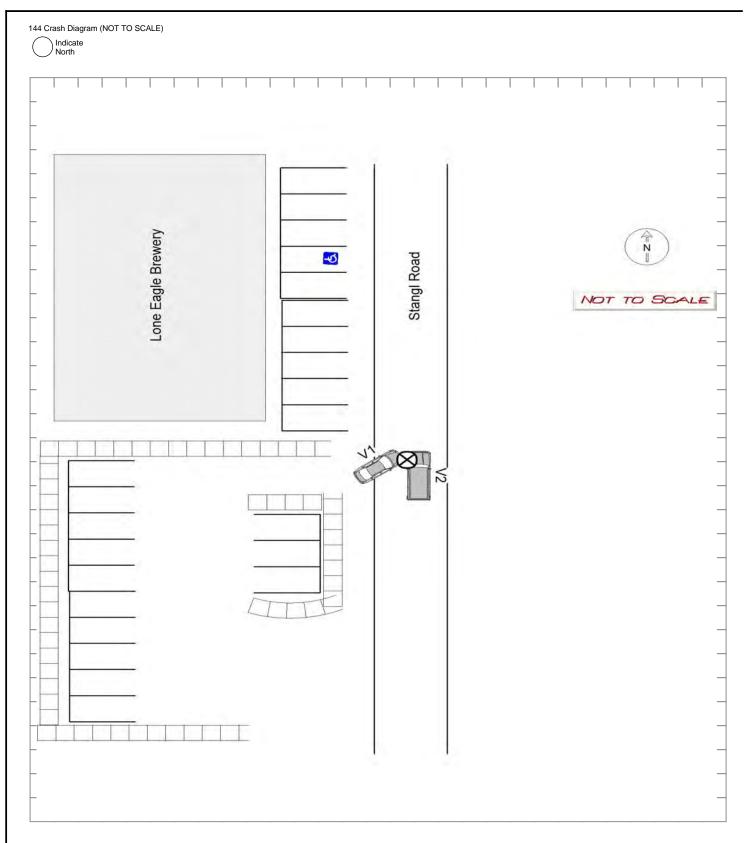
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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 20035235

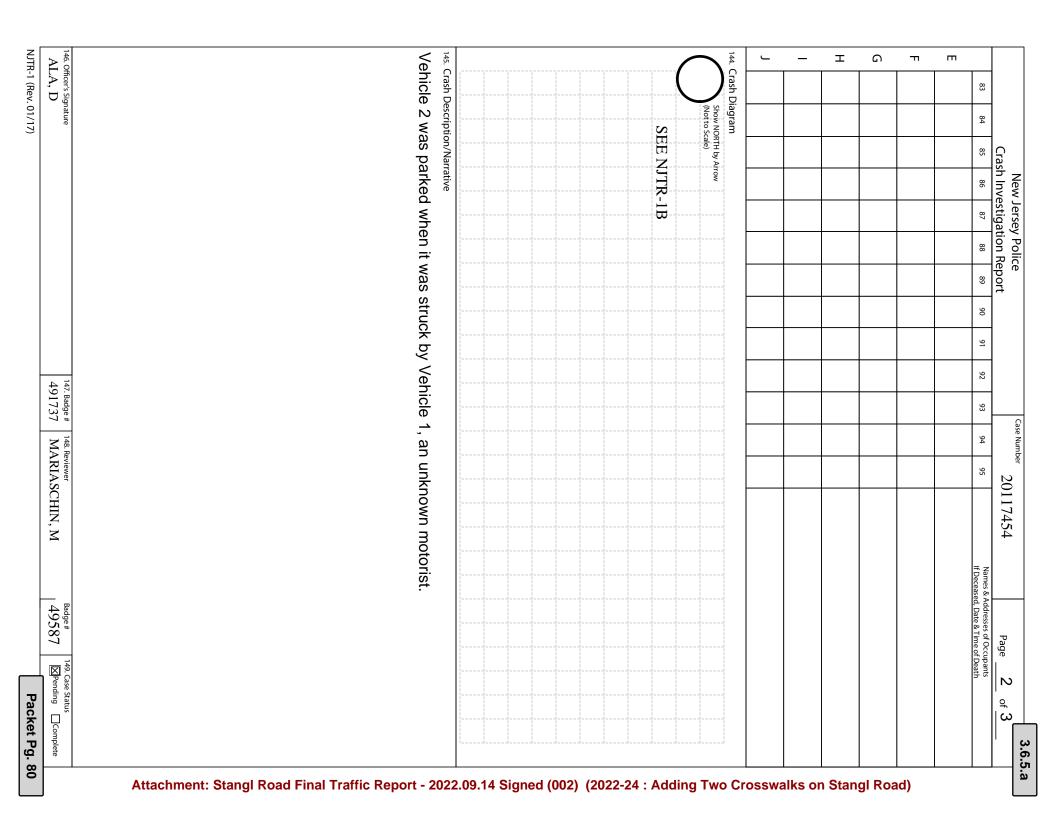


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Officer's Signature

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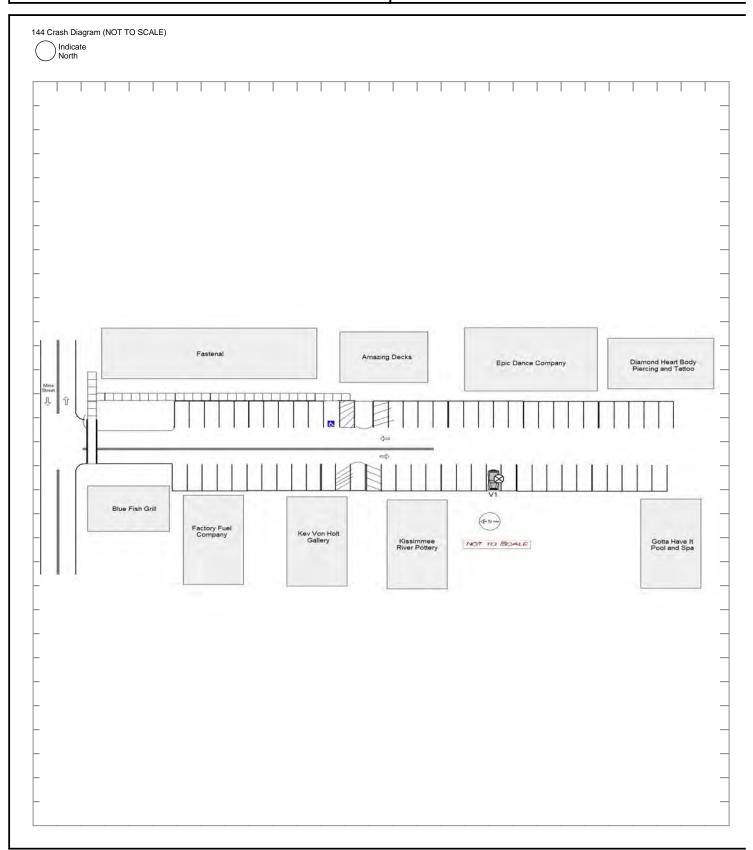


New Jersey Police Crash Investigation Report

Motor Vehicle Crash Diagram

Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 20117454



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Officer's Signature

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Attachment: Stangl Road Final Traffic Report - 2022.	in front of the timately one ehicle. V2 had	n fror	oad in proxin is veh	g into h	The owner of V2, Louis Triandafilou, advised he parked his vehicle on Stangl Road in front Stangl Factory and observed the damage on his vehicle after being gone for approximately hour. Triandafilou further stated he did not observe any vehicles colliding into his vehicle. \damage to the rear driver's side door.	s veh fter bu	ny v	parkı vehi ve a	obser	dvise oli not	yu, ac dama e did oor.	The owner of V2, Louis Triandafilou, a Stangl Factory and observed the dam hour. Triandafilou further stated he didamage to the rear driver's side door.	red retail	ouis 7 base Jrive	ear o	tion/Na of V: lory a the r	The owner of V2, Lc Stangl Factory and hour. Triandafilou fidamage to the rear	The ov Stangl hour. damag	da ho
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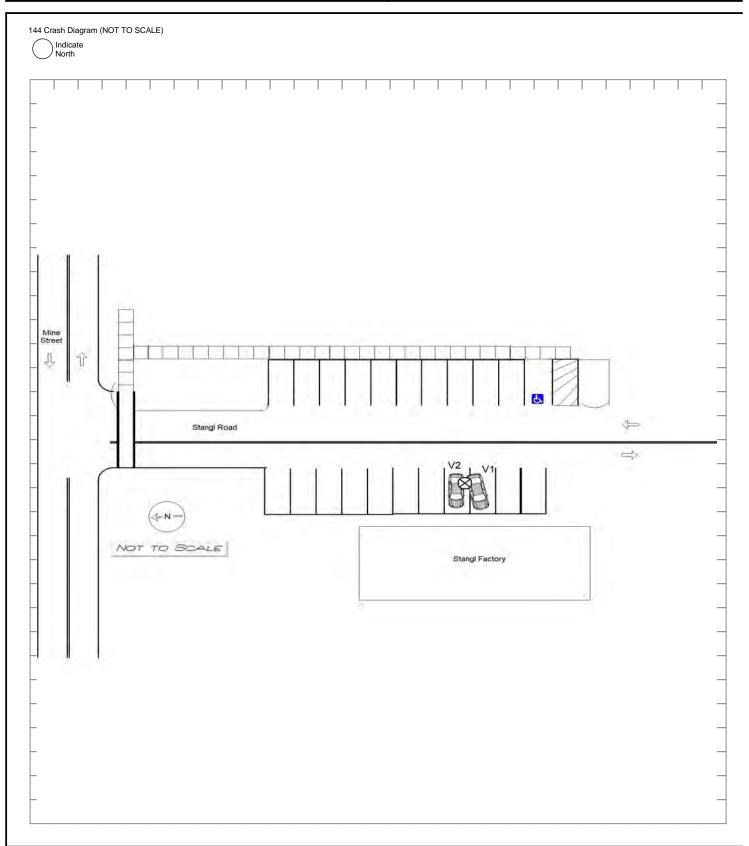
Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report

Motor Vehicle Crash Diagram

Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 20133086



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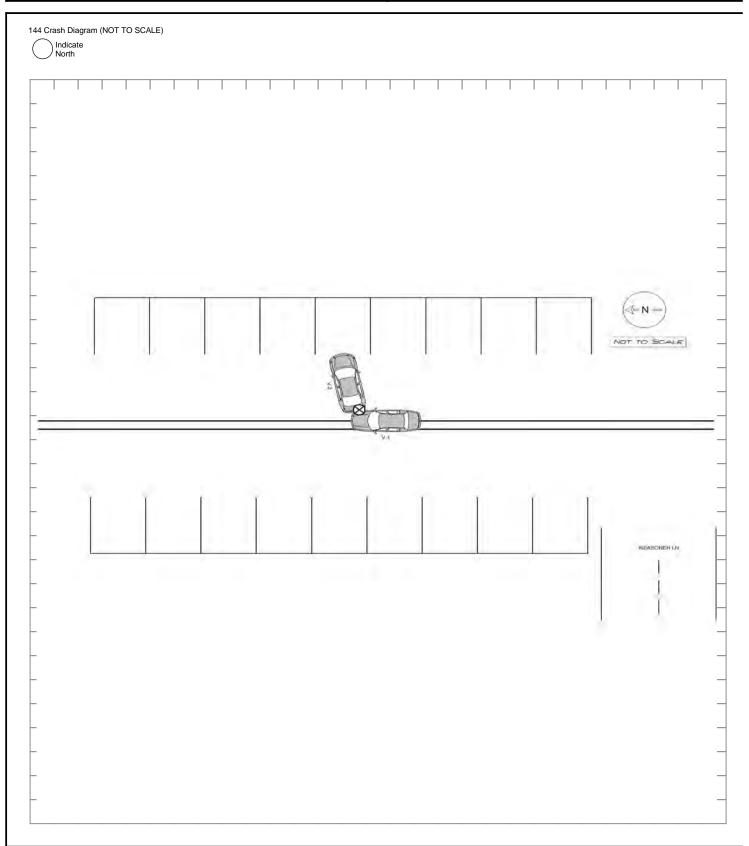
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Officer's Signature

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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: Station: - Case No: 20203675



LOOKNER, D

491331

Officer's Signature

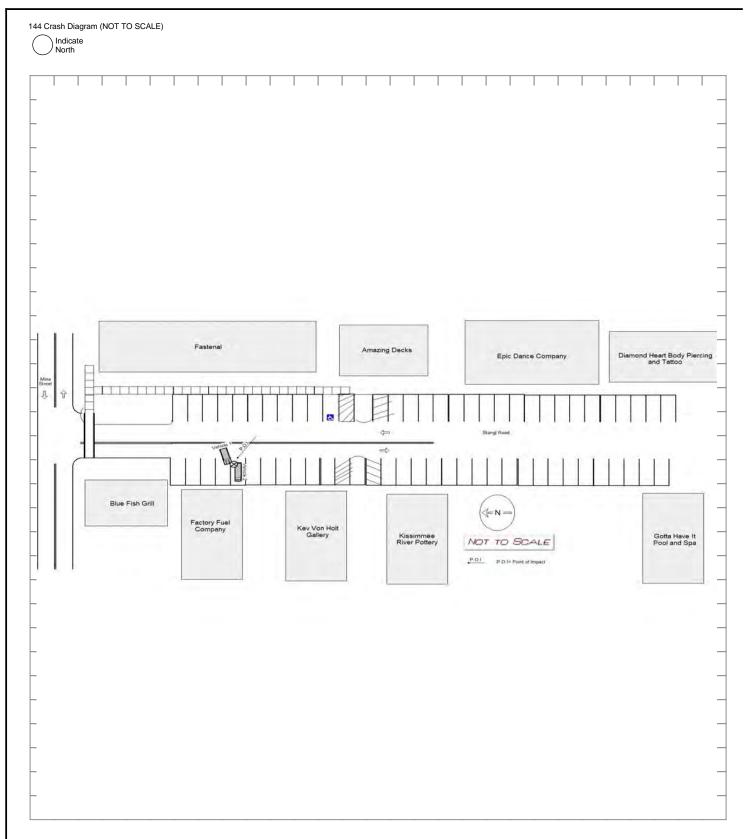
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NJTR-1B (Rev. 01/17)

Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24: Adding Two Crosswalks on Stangl Road)

New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01
Station: - Case No: 21179497



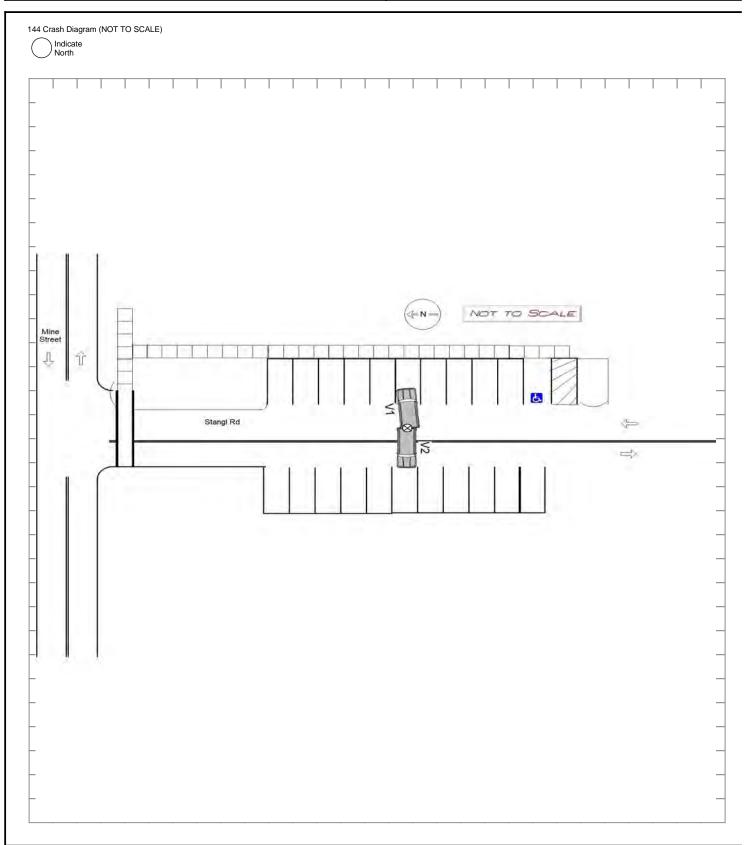
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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

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NJTR-1B (Rev. 01/17)

Officer's Signature

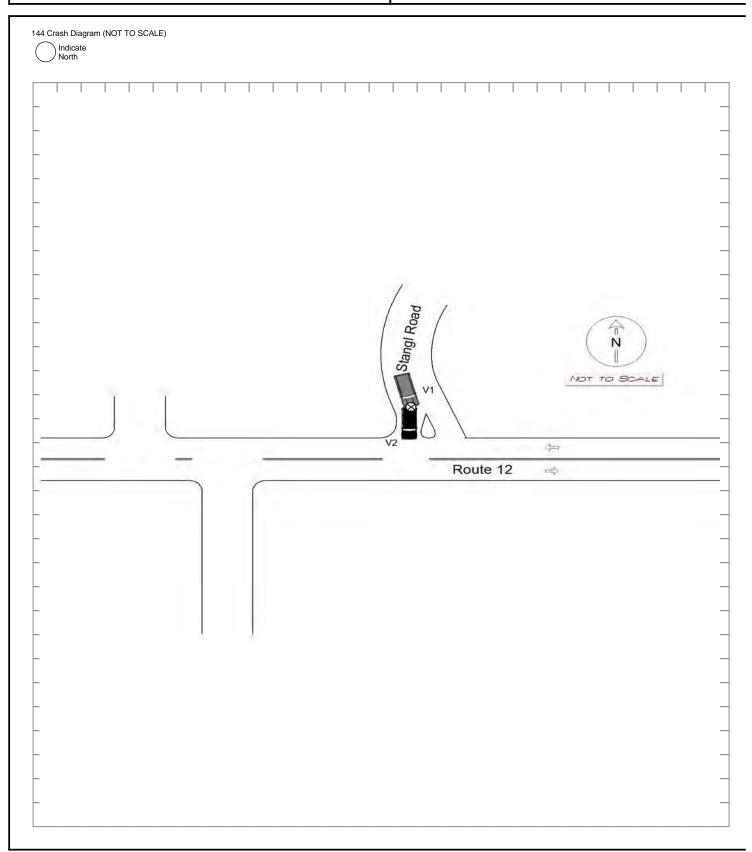
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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 22046411



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Officer's Signature

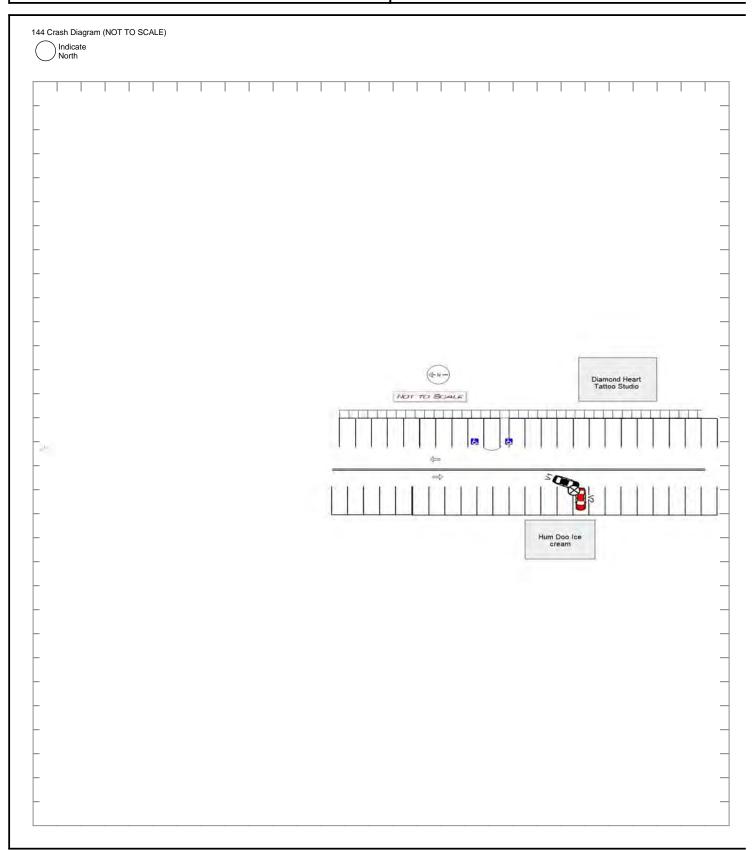
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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

Station: - Case No: 22050272



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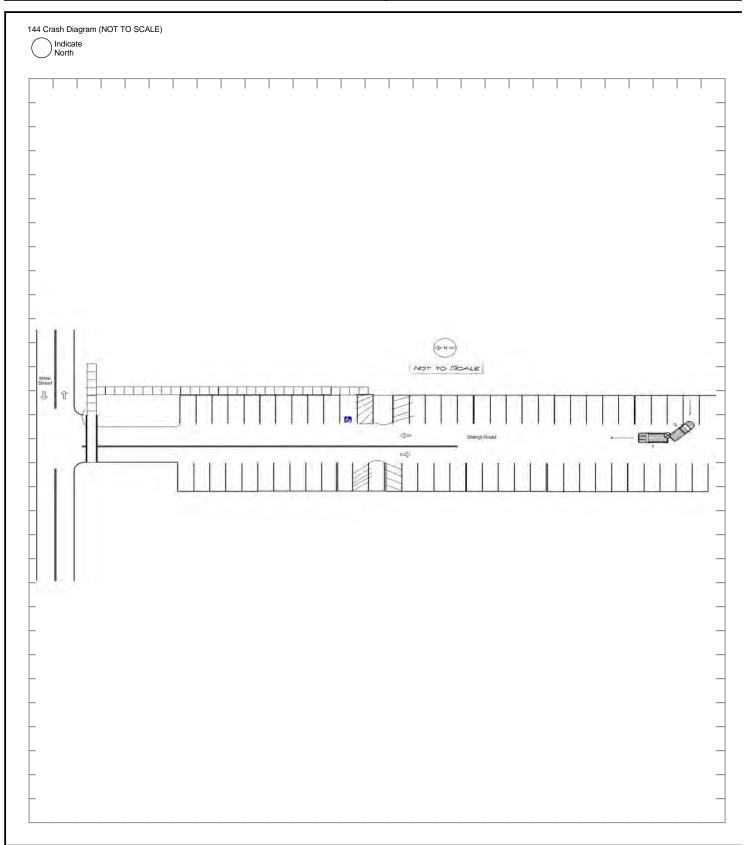
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New Jersey Police Crash Investigation Report Motor Vehicle Crash Diagram Police Dept: FLEMINGTON BORO PD Code: 01

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Officer's Signature

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New Jersey Police Crash Investigation Report

Motor Vehicle Crash Diagram

 Police Dept:
 FLEMINGTON BORO PD
 Code:
 01

 Station:
 Case No:
 22104783

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Officer's Signature



Borough of Flemington Speed Limit Ordinance For

Stangl Road Pedestrian Midblock Crossings

Borough of Flemington, NJ Wednesday, August 3, 2022

Chapter 7A. Traffic Schedules

§ 7A-11. SCHEDULE XI: SPEED LIMITS.

[Ord. No. 2014-24]

In accordance with the provisions of § **7-11**, the following speed limits shall be revised on the following streets or parts of the streets and all other streets at 25 m.p.h. shall remain.

	SCHEDULE	XI: SPEED LIMI	TS
Name of Street	Direction	Speed	Location
Pennsylvania Avenue	Both	25 m.p.h.	Pennsylvania Avenue
North Main Street	Both	25, m.p.h.	a. Between the East Main Street inter-section and the North Main Street-Park Avenue intersection.
			b. Between the North Main Stree Park Avenue intersection and the northerly Flemington Borough line on North Main Street.
Main Street	Both	25 m.p.h.	a. Between the inter-section of Main Street and New Jersey Route 12 and the intersection of Main Street and William Street.
			b. Between the inter-section of Main Street and William Street and the inter-section of Main Street and East Main-North Main Street.
East Main Street	Both	25 m.p.h.	Between the inter-section of East Main and Main Street-North Main Street and the Borough of Flemington line.
Broad Street	Both	25 m.p.h.	a. Between the inter-section of Broad Street and Route 12 and the intersection of Broad Street and Church Street.
			b. Between the inter-section of Broad Street and Church Street and the inter-section of Broad Street and New Jersey Avenue.
Church Street	Both	25 m.p.h.	a. Between the inter-section of Church Street and Central Avenue and the intersection of Church Street and Main Street.

	SCHEDULE X	II: SPEED LIMIT	rs
Name of Street	Direction	Speed	Location
	Both	25 m.p.h.	b. Between the inter-section of Church Street and Main Street and the easterly border of the Borough of Flemington.
Mine Street	Both	25 m.p.h.	a. Between the inter-section of Mine Street and Main Street and the intersection of Mine Street and the Flemington branch of the Pennsylvania Railroad.
	Both	25 m.p.h.	b. Between the inter-section of Mine Street and the Flemington branch of the Pennsylvania Railroad and the westerly Flemington Borough Line.
Capner Street	Both	25 m.p.h.	From the Borough line to Park Avenue.
Reaville Avenue	Both	25 m.p.h.	a. Between the Reaville Avenue —NJ Route 12 intersection and the Reaville Avenue—NJ Route 31—US Route 202 intersection.
			b. Between the Reaville Avenue —NJ Route 31—US Route 202 intersection and the Borough line lying to the east thereof.
Stangl Road	Both	15 m.p.h.	Between the Mine Street intersection and the intersection of State Highway Route 12.
Walter E. Foran	Both	25 m.p.h.	Between North Street and the Flemington/ Raritan Township corporate line.



Speed Data

For

Stangl Road Pedestrian Midblock Crossings



Start: 2022-06-15 End: 2022-07-15 Times: 0:00-23:59

Speed Limit

Violation Threshold: Speed Limit +

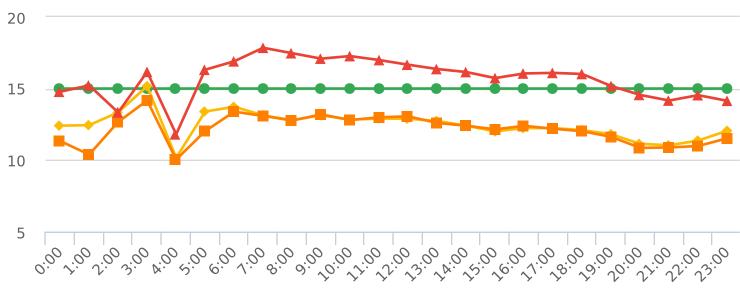
Speed Range: 1 to 1

Overall Summary

Total Days of Data: 31 Speed Limit: 15 Average Speed: 12.34 50th Percentile Speed: 12.32 85th Percentile Speed: 16.15 Pace Speed Range: 7-17 Minimum Speed: 5 Maximum Speed: 35 Display Mode: Unknown Average Volume per Day: 720.4

Total Volume: 22331





Average Speed

85% Speed

50% Speed

Attachment: Stangl Road Final Traffic Report - 2022.09.14 Signed (002) (2022-24 : Adding Two Crosswalks on Stangl Road)



Extended Speed Summary Stangl Road NB, N



Start: 2022-06-15 End: 2022-07-15 Times: 0:00-23:59

			nd: 2022- mes: 0:00						V	′iolation ¯		-	eed Limit + ange: 1 to 1	Road)
Time	Sign Mode	Speed Limit	Total # Vehicles	Total # Violator	% Violator	Avg # Vehicles	Avg # Violators	Min Speed	Max Speed	Avg Speed	50% Speed	85% Speed	Sign Effectivenes	Stangl
0:00	Unknown	15	27	0	0.0%	0.9	0.0	5	19	12.4	11.3	14.8	63.1%	on
1:00	Unknown	15	18	0	0.0%	0.6	0.0	6	21	12.4	10.4	15.2	55.6%	alks
2:00	Unknown	15	3	0	0.0%	0.1	0.0	12	14	13.3	12.7	13.3	66.7%	SSW
3:00	Unknown	15	6	0	0.0%	0.2	0.0	9	21	15.2	14.2	16.2	66.7%	: Adding Two Crosswalks on
4:00	Unknown	15	25	2	8.0%	0.8	0.1	5	30	10.2	10.0	11.8	24.0%	TW
5:00	Unknown	15	38	0	0.0%	1.2	0.0	5	23	13.4	12.0	16.3	34.2%	ding
6:00	Unknown	15	146	2	1.4%	4.7	0.1	5	30	13.7	13.4	16.9	70.0%	: Ad
7:00	Unknown	15	413	5	1.2%	13.3	0.2	5	30	13.1	13.1	17.8	66.4%	2-24
8:00	Unknown	15	671	8	1.2%	21.6	0.3	5	34	12.8	12.8	17.5	65.8%	Traffic Report - 2022.09.14 Signed (002) (2022-24
9:00	Unknown	15	770	6	0.8%	24.8	0.2	5	30	13.1	13.2	17.1	62.4%)2) (
10:00	Unknown	15	1167	8	0.7%	37.6	0.3	5	33	12.8	12.8	17.3	66.0%	0) p
11:00	Unknown	15	1485	9	0.6%	47.9	0.3	5	32	12.9	13.0	17.0	61.7%	igne
12:00	Unknown	15	1870	8	0.4%	60.3	0.3	5	32	12.9	13.1	16.7	61.1%	14 S
13:00	Unknown	15	2009	7	0.3%	64.8	0.2	5	27	12.7	12.6	16.4	62.5%	.00
14:00	Unknown	15	2079	6	0.3%	67.1	0.2	5	29	12.4	12.4	16.2	60.2%	2022
15:00	Unknown	15	2088	5	0.2%	67.4	0.2	5	29	12.0	12.1	15.7	58.1%	ort-
16:00	Unknown	15	1904	8	0.4%	61.4	0.3	5	27	12.2	12.4	16.1	57.1%	Repo
17:00	Unknown	15	2153	9	0.4%	69.5	0.3	5	35	12.2	12.2	16.1	57.8%	ffic
18:00	Unknown	15	2111	3	0.1%	68.1	0.1	5	28	12.1	12.0	16.0	55.5%	I Tra
19:00	Unknown	15	1204	1	0.1%	38.8	0.0	5	28	11.8	11.6	15.2	54.8%	Final
20:00	Unknown	15	1026	1	0.1%	33.1	0.0	5	26	11.1	10.9	14.6	55.9%	oad
21:00	Unknown	15	633	0	0.0%	20.4	0.0	5	24	11.0	10.9	14.2	40.6%	gl R
22:00	Unknown	15	403	0	0.0%	13.0	0.0	5	24	11.4	11.0	14.5	33.1%	Stan
23:00	Unknown	15	82	0	0.0%	2.6	0.0	5	23	12.0	11.5	14.1	40.1%	int: S
Total Volumes/ Avg			22331	88	0.4%	720.4	3.1	5	35	12.5	12.1	15.7	55.8%	Attachment: Stangl Road
Total/Avg w/o Feedback			0	0	0	0.0	0.0	n/a	n/a	n/a	n/a	n/a	n/a	Aţ
Total/Avg w/ Feedback			22331	88	0.4%	720.4	3.1	5	35	12.5	12.1	15.7	55.8%	

Extended Speed Summary Stangl Road, ST



Start: 2022-06-15 End: 2022-07-15 Times: 0:00-23:59

Speed Limit

Violation Threshold: Speed Limit +

Speed Range: 1 to 1

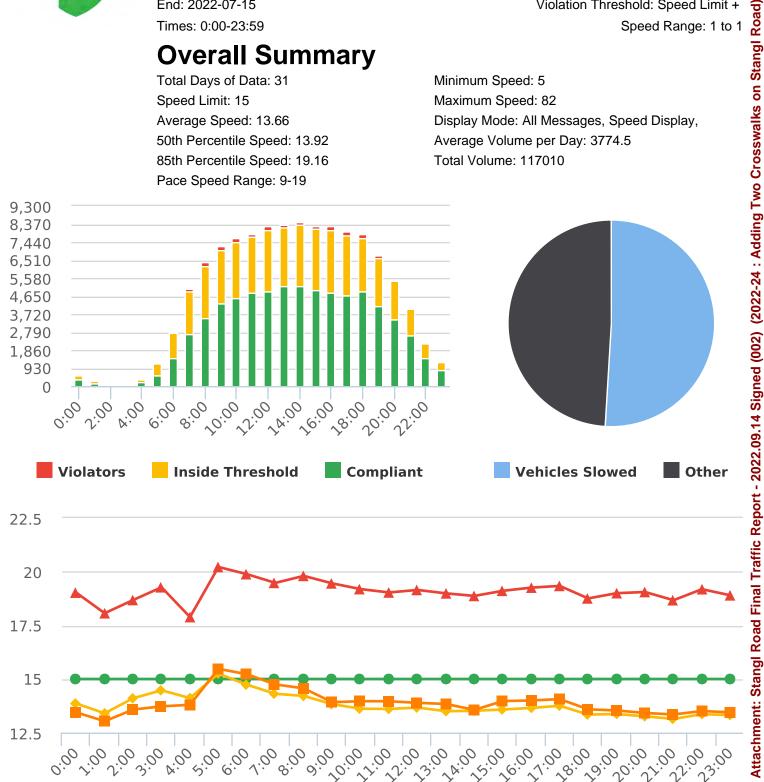
Overall Summary

Total Days of Data: 31 Speed Limit: 15 Average Speed: 13.66 50th Percentile Speed: 13.92 85th Percentile Speed: 19.16 Minimum Speed: 5 Maximum Speed: 82

Display Mode: All Messages, Speed Display,

Average Volume per Day: 3774.5

Total Volume: 117010



Average Speed

🛨 85% Speed

50% Speed



Extended Speed Summary Stangl Road , S



Start: 2022-06-15 End: 2022-07-15 Times: 0:00-23:59

			nd: 2022- mes: 0:0						V	iolation ⁻		-	eed Limit + ange: 1 to 1	Road)
Time	Sign Mode	Speed Limit	Total # Vehicles	Total # Violator	% Violator	Avg # Vehicles	Avg # Violators	Min Speed	Max Speed	Avg Speed	50% Speed	85% Speed	Sign Effectivenes	ngl
0:00	All Messages, Speed Display, Single Message	15	578	18	3.1%	18.6	0.6	5	33	13.9	13.4	19.0	55.1%	o
1:00	Speed Display, All Messages, Single Message	15	266	7	2.6%	8.6	0.2	5	32	13.4	13.0	18.1	62.5%	ng Two Cros
2:00	All Messages, Single Message, Speed Display	15	165	9	5.5%	5.3	0.3	5	35	14.1	13.6	18.7	68.0%	(2022-24 : Adding Two Crosswalks
3:00	Speed Display, All Messages, Single Message	15	150	5	3.3%	4.8	0.2	5	32	14.5	13.7	19.3	59.9%	
4:00	All Messages, Speed Display, Single Message	15	366	7	1.9%	11.8	0.2	5	36	14.1	13.8	17.9	60.4%	Traffic Report - 2022.09.14 Signed (002)
5:00	Speed Display, All Messages, Single Message	15	1188	46	3.9%	38.3	1.5	5	38	15.3	15.5	20.2	55.5%	port - 2022.
6:00	All Messages, Speed Display, Single Message	15	2837	79	2.8%	91.5	2.5	5	38	14.7	15.2	19.9	53.2%	al Traffic Re
7:00	Speed Display, All Messages, Single Message	15	5008	116	2.3%	161.5	3.7	5	37	14.3	14.7	19.5	52.8%	gl Road Fina
8:00	All Messages, Single Message, Speed Display	15	6394	178	2.8%	206.3	5.7	5	41	14.2	14.6	19.8	52.2%	Attachment: Stangl Road Final
9:00	Speed Display, All Messages, Single Message	15	7232	171	2.4%	233.3	5.5	5	36	13.8	13.9	19.5	50.7%	Attach



Extended Speed Summary Stangl Road , S



Start: 2022-06-15 End: 2022-07-15 Times: 0:00-23:59

			nd: 2022- mes: 0:0						٧	/iolation ⁻		-	eed Limit + ange: 1 to 1	Road)
Time	Sign Mode	Speed Limit	Total # Vehicles	Total # Violator	% Violator	Avg # Vehicles	Avg # Violators	Min Speed	Max Speed	Avg Speed	50% Speed	85% Speed	Sign Effectivenes	ngl
10:00	All Messages, Speed Display, Single Message	15	7623	163	2.1%	245.9	5.3	5	35	13.6	14.0	19.2	51.5%	sswalks on S
11:00	Speed Display, All Messages, Single Message	15	7866	132	1.7%	253.7	4.3	5	37	13.6	14.0	19.0	49.0%	ng Two Cros
12:00	All Messages, Speed Display, Single Message	15	8237	164	2.0%	274.6	5.5	5	82	13.7	13.9	19.1	48.5%	(2022-24: Adding Two Crosswalks on
13:00	Speed Display, All Messages, Single Message	15	8370	178	2.1%	279.0	5.9	5	35	13.5	13.8	19.0	48.6%	
14:00	All Messages, Single Message, Speed Display	15	8479	157	1.9%	282.6	5.2	5	41	13.5	13.6	18.9	49.2%	Traffic Report - 2022.09.14 Signed (002)
15:00	Speed Display, All Messages, Single Message	15	8268	173	2.1%	275.6	5.8	5	39	13.6	14.0	19.1	47.6%	port - 2022.
16:00	All Messages, Speed Display, Single Message	15	8251	161	2.0%	275.0	5.4	5	37	13.7	14.0	19.3	48.7%	al Traffic Re
17:00	Speed Display, All Messages, Single Message	15	7959	153	1.9%	265.3	5.1	5	35	13.8	14.1	19.3	49.8%	gl Road Fina
18:00	All Messages, Speed Display, Single Message	15	7845	170	2.2%	261.5	5.7	5	35	13.3	13.6	18.8	50.2%	Attachment: Stangl Road Final
19:00	Speed Display, All Messages, Single Message	15	6738	154	2.3%	224.6	5.1	5	37	13.4	13.5	19.0	53.4%	Attach



Extended Speed Summary Stangl Road, ST



Start: 2022-06-15 End: 2022-07-15 Times: 0:00-23:59

Violation Threshold: Speed Limit +

Time	Sign Mode	Speed Limit	Total # Vehicles	Total # Violator	% Violator	Avg # Vehicles	Avg # Violators	Min Speed	Max Speed	Avg Speed	50% Speed	85% Speed	Sign Effectivenes
20:00	All Messages, Single Message, Speed Display	15	5532	117	2.1%	184.4	3.9	5	42	13.3	13.4	19.1	54.7%
21:00	Speed Display, All Messages, Single Message	15	4092	81	2.0%	136.4	2.7	5	54	13.1	13.3	18.7	56.7%
22:00	All Messages, Speed Display, Single Message	15	2304	67	2.9%	76.8	2.2	5	38	13.4	13.5	19.2	58.1%
23:00	Speed Display, All Messages, Single Message	15	1262	27	2.1%	42.1	0.9	5	37	13.3	13.4	18.9	59.6%
Total Volumes/ Avg			117010	2533	2.2%	3857.7	83.4	5	82	13.8	13.9	19.1	54.0%
Total/Avg w/o Feedback			0	0	0	0.0	0.0	n/a	n/a	n/a	n/a	n/a	n/a
Total/Avg w/ Feedback			117010	2533	2.2%	3857.7	83.4	5	82	13.8	13.9	19.1	54.0%

Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

TABLED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey

ORDINANCE 2022-25

DOC ID: 3913

First Reading: Implementing One-Way Limits on Corcoran Street and North Place

WHEREAS, the Borough Engineer conducted a traffic study for the Corcoran Street and North Place One-Way Street Conversion; and

WHEREAS, the Borough Engineer has determined that one-way limits be implemented on the following streets:

- Corcoran Street One-Way westbound from Park Avenue to Allen Street;
- North Place One Way northbound from Corcoran Street to North Main Street;

NOW THEREFORE BE IT ORDAINED, by the Mayor and Common Council by the Borough of Flemington, County of Hunterdon, State of New Jersey that the Borough Police Department as follows:

NOW THEREFORE BE IT ORDAINED, by the Mayor and Common Council by the Borough of Flemington, County of Hunterdon, State of New Jersey as follows:

1. Section 7A-5, Schedule V of the Code of the Borough of Flemington entitled, "One-Way Streets," is amended to add the following:

Name of Street	Direction	Location
Corcoran Street	Westbound	From Park Avenue to Allen Street
North Place	Northbound	From Corcoran Street to North Main Street

- 2. The Borough Police Department is authorized to install the appropriate signage consistent with this ordinance.
- 3. In the event any section, part or provision of this Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the validity of this Ordinance or any remaining part of this Ordinance other than the part held unconstitutional or invalid.
- 4. All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of their inconsistencies.

Updated: 10/19/2022 5:25 PM by Michael J. Humphrey

5. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

Introduced: October 11, 2022 Adopted: October 24, 2022

Attest:

Betsy Driver, Mayor

Michael Humphrey, Acting Borough Clerk

HISTORY:

10/11/22 Governing Body INTRODUCED Next: 10/24/22



TRAFFIC STUDY REPORT

FOR THE

CORCORAN STREET AND NORTH PLACE ONE-WAY STREET CONVERSION

LOCATED IN THE BOROUGH OF FLEMINGTON HUNTERDON COUNTY, NEW JERSEY

September 2022

Prepared By:

James C. Watson, P.E., PTOE N.J. LIC. NO. 24GE04452800

Kevin E. Chen, P.E., PTOE N.J. LIC. NO. 24GE04870000



CONSULTING AND MUNICIPAL ENGINEERS

3141 BORDENTOWN AVENUE, PARLIN, NEW JERSEY 08859 (732) 727-8000 1460 ROUTE 9 SOUTH, HOWELL, NEW JERSEY 07731 (732) 462-7400



JOHN H. ALLGAIR, PE, PP, LS (1983-2001)

DAVID J. SAMUEL, PE, PP, CME

JOHN J. STEFANI, PE, LS, PP, CME

JAY B. CORNELL, PE, PP, CME

MICHAEL J. McCLELLAND, PE, PP, CME

GREGORY R. VALESI, PE, PP, CME

September 14, 2022 DOUGLAS ROHM

TIM W. GILLEN, PE, PP, CME (1991-2019)
BRUCE M. KOCH, PE, PP, CME
LOUIS J. PLOSKONKA, PE, CME
TREVOR J. TAYLOR, PE, PP, CME
BEHRAM TURAN, PE, LSRP
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME
JOHN J. HESS, PE, PP, CME

Mr. Michael Campion Director of Public Works Borough of Flemington 38 Park Avenue Flemington, NJ 08822

Re: Traffic Study Report
Corcoran Street and Nor

Corcoran Street and North Place One-Way Traffic Conversion Borough of Flemington, Hunterdon County, New Jersey Our File No. PFM00501.01

Introduction

It is our understanding that, in conjunction with road improvements, consideration is being given to implementing one-way westbound vehicular traffic on Corcoran Street from Park Avenue to Allen Street, and implementing one-way northbound vehicular traffic on North Place from Corcoran Street to North Main Street. In accordance with our authorization for this traffic study, we have reviewed current roadway operations to evaluate and develop recommendations for the following potential roadway modifications:

- Conversion of Corcoran Street from a two-way roadway operation to a one-way operation in the westbound direction from Park Avenue to Allen Street:
- Conversion of North Place from a two-way operation roadway to a one-way operation in the northbound direction from Corcoran Street to North Main Street

Further, these analyses have evaluated the proposed traffic modifications under consideration during a recent field visit, in conjunction with the Manual on Uniform Traffic Control Devices the following tasks have been performed:

- A site visit was conducted on July 8, 2022 and an existing conditions inventory was performed;
- Traffic counts were performed to assess the existing traffic volumes on the intersections
 of Corcoran Street and Allen Street; Corcoran Street and Park Avenue; North Main Street
 and Garden Lane / North Place; and North Main Street and Allen Street during the AM
 and PM peak hours. These intersections were counted on Wednesday, June 8, 2022 from
 6:00AM to 6:00PM;



September 14, 2022 Our File No. PFM00501.01 Page 2

Re: Corcoran Street and North Place One-Way Traffic Conversion Traffic Study Report

- The operational characteristics of the intersections and adjacent roadways were evaluated:
- Alternate routes with respect to motorists displaced by the proposed operational modifications and potential impacts to adjacent roadways and Municipalities were evaluated;
- Development of recommendations for the study roadways relative to traffic and conversions from two-way roadway operations to one-way.

Existing Conditions

A field visit to the Borough of Flemington was conducted on Friday, July 8, 2022 in order to inventory the existing roadway conditions and to evaluate the potential modifications of current roadway operations on Corcoran Street, Allen Street, North Place, North Main Street, and Park Avenue.

Corcoran Street between Park Avenue and Allen Street is a local residential roadway under Municipal jurisdiction. On June 8, 2022, Manual Turning Movement counts were performed between the times of 6:00 AM and 6:00 PM. From these counts we were able to calculate that Corcoran Street has an Annual Average Daily Traffic (AADT) volume of 222 vehicles per day. Corcoran Street is approximately 24 feet wide with parking allowed only on the south side of the roadway and currently operates as a two-way roadway.

Allen Street between Corcoran Street and North Main Street is a local residential roadway under Municipal jurisdiction. On June 8, 2022, Manual Turning Movement counts were performed between the times of 6:00 AM and 6:00 PM. From these counts we were able to calculate that Allen Street has an existing Annual Average Daily Traffic (AADT) volume of 1,333 vehicles per day. Allen Street is approximately 30 feet wide with parking allowed on both sides of the roadway and currently operates as a two-way roadway.

North Place between Corcoran Street and North Main Street is a local residential roadway under Municipal jurisdiction. On June 8, 2022, Manual Turning Movement counts were performed between the times of 6:00 AM and 6:00 PM. From these counts, we were able to calculate that North Place has an existing Annual Average Daily Traffic (AADT) volume of 67 vehicles per day. North Place is approximately 18 feet wide with parking being restricted on the east side of the roadway.



September 14, 2022 Our File No. PFM00501.01 Page 3

Re: Corcoran Street and North Place One-Way Traffic Conversion Traffic Study Report

Park Avenue between Corcoran Street and North Main Street is a local residential roadway under Municipal jurisdiction. On June 8, 2022, Manual Turning Movement counts were performed between the times of 6AM and 6PM. From these counts, we were able to calculate that Park Avenue has an existing Annual Average Daily Traffic (AADT) volume of 322 vehicles per day. Park Avenue is approximately 30 feet wide with parking only allowed on the west side of the roadway and currently operates as a one-way roadway.

North Main Street between Allen Street and Park Avenue is an urban minor arterial under Municipal jurisdiction. On June 8, 2022, Manual Turning Movement counts were performed between the times of 6AM and 6PM. From these counts we were able to calculate that Corcoran Street has an existing Annual Average Daily Traffic (AADT) volume of 7,511 vehicles per day. North Main Street is approximately 34 feet wide with parking only allowed on the west side of the roadway and currently operates as a two-way roadway.

Evaluation of Potential Impacts to Adjacent Roadways and Municipalities

The potential for impacts to adjacent municipalities including the Township of Raritan were evaluated based on the limits of the two-way to one-way street conversion along Corcoran Street between Park Avenue and Allen Street in the westbound direction, and North Place between Corcoran and North Main Street in the northbound direction. Based on the latest Highway Capacity Manual, for unsignalized intersections, Level of Service A corresponds to little or no delay (less than 10 seconds), and Level of Service F corresponds to excessive delays over 50 seconds. Level of Service C is considered a desired level of operation and Level of Service D is considered the maximum acceptable delay for most drivers in a congested urban setting. Using this methodology, a capacity analysis was performed at the intersection of Allen Street and Corcoran Street. This capacity analysis compared the level of service, as it currently operates (depicted in table 1-1), to how the intersection would operate with the redistributed trips as a result of the implementation of a one-way conversion on Corcoran Street in the westbound direction and on North Place in the northbound direction (depicted in table 1-2).

EXISTING INT	ERSECTION ANALYSIS AT AL	LEN STREET											
AND CORCORAN STREET													
PEAK HOUR	DELAY	L.O.S.											
2022 AM	9.3 (s)	Α											
2022 PM	9.1 (s)	Α											

Table 1-1



September 14, 2022 Our File No. PFM00501.01 Page 4

Re: Corcoran Street and North Place One-Way Traffic Conversion

Traffic Study	Report
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INTERSECTION ANALY	SIS AT ALLEN STREET AND CORCORA	AN STREET WITH THE
IMPLEMENTATION	OF THE TWO-WAY TO ONE-WAY STRE	ET CONVERSION
PEAK HOUR	<u>DELAY</u>	<u>L.O.S.</u>
2022 AM	9.3 (s)	Α
2022 PM	9.1 (s)	Α

Table 1-2

The NJDOT State Highway Access Management Code defines a significant increase in traffic as: "an increase of 100 or more trips in any peak hour". The redistributed trips when considering the implementation of a two-way to one-way street conversion of Corcoran Street and North Place fall below this threshold within the peak hour with 14 vehicles redistributed in the AM Peak Hour and 11 vehicles redistributed in the PM Peak Hour. Furthermore, in table 1-1 and 1-2 the level of service and delay for each scenario revealed that the implementation of the one-way street conversion of Corcoran Street between Park Avenue and Allen Street in the westbound direction, and North Place between Corcoran Street and North Main Street in the northbound direction will not cause significant capacity issues at the intersection of Allen Street and Corcoran Street. It should be noted that the redistributed traffic is expected to be contained within the Borough of Flemington where it currently exists and without impacts to adjacent municipalities. Furthermore, we believe that the displaced vehicle traffic would be primarily diverted to adjacent Municipal roadways including Allen Street, North Main Street, and Park Avenue.

It should also be noted that Park Avenue currently operates as a one-way street in the northbound direction between Corcoran Street and North Main Street. However, Park Avenue between Corcoran Street and Park Avenue to the south operates as a two-way roadway for approximately 60 ft. Consequently, should the Borough of Flemington implement the two-way street to one-way street conversion of Corcoran Street in the westbound direction between Park Avenue and Allen Street, then the 60 ft. portion of Park Avenue that operates as a two-way street shall be revised to a one-way street in the northbound direction between Park Avenue and North Main Street. The capacity HCS Capacity analysis has been included in the Appendix.

Recommendations and Considerations

Based on our review of the existing roadway network, alternative available routes for traffic redistribution, existing traffic data, intersection operational characteristics, and potential impacts to adjacent municipalities, we recommend that the limits of the proposed two-way street to one-way street conversion for Corcoran Street and North Place be implemented in the Borough of



Re: Corcoran Street and North Place One-Way Traffic Conversion Traffic Study Report September 14, 2022 Our File No. PFM00501.01 Page 5

Flemington, Hunterdon County, New Jersey. Additionally, the proper placement of "One-Way" (R6-1) and "Do Not Enter" (R5-1) signs should be implemented in accordance with the MUTCD to assist motorists to follow the proposed modifications.

In accordance with MUTCD, considering all of the factors outlined above, an engineer's certification will be developed and an adopted Borough Resolution should be prepared to memorialize and codify the modifications for the recommended changes to be implemented by the Borough of Flemington.

Should you have any questions please feel free to contact this office.

Very truly yours, CME ASSOCIATES

James C. Watson, P.E., PTOE

Project Manager

Kevin E. Chen, P.E., PTOE Professional Engineer

cc: Jerome Harris



TECHNICAL APPENDIX

FOR THE STUDY OF

- Study Area Map
- Traffic Counts
- HCS Capacity Analyses



Study Area Map

For





Traffic Counts

For

TechniQuest Corporation 32 Jefferson Plaza Princeton, NJ 08540

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																		,	Site C	ame : 0 ode : 0 Date : 0 No : 1	031-0 6/8/20
			llen Stree				Cor	coran St	reet	Cars - Light	Trucks -	Α .	llen Stre					rcoran S Eastbour]
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07:15 AM	0	12	0	0	11	0	0	1	0	1	0	6	1	0	7	1	0	0	0	1	
07:45 AM	0	22	2	0	24	2	0	Ö	0	2	0	13	1	0	14	4	0	0	0	4	
Total	0	52	4	0	56	3	0	2	0	5	0	37	2	0	39	7	0	0	0	7	1
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08:45 AM	0	12	0	0	12	0	0	1	0	1	0	11	0	0	11	1	0	0	0	1	
Total	3	47	1	0	51	0	0	3	0	3	0	38	2	0	40	4	0	0	0	4	
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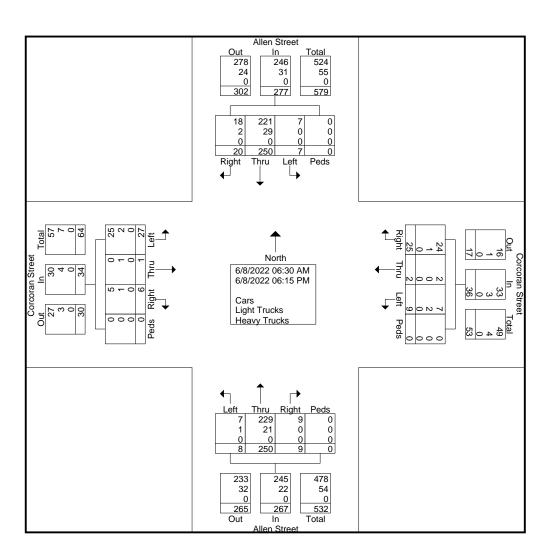
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Total %	1.1	40.7	3.3	0	45.1	1.5	0.3	4.1	0	5.9	1.3	40.7	1.5	0	43.5	4.4	0.2	1	0	5.5	
Cars	7	221	18	0	246	7	2	24	0	33	7	229	9	0	245	25	0	5	0	30	5!
% Cars	100	88.4	90	0	88.8	77.8	100	96	0	91.7	87.5	91.6	100	0	91.8	92.6	0	83.3	0	88.2	90
Light Trucks	0	29	2	0	31	2	0	1	0	3	1	21	0	0	22	2	1	1	0	4	(
% Light Trucks	0	11.6	10	0	11.2	22.2	0	4	0	8.3	12.5	8.4	0	0	8.2	7.4	100	16.7	0	11.8	9
Heavy Trucks	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
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07:30 AM	0	11	0	0	11	0	0	1	0	1	0	6	1	0	7	1	0	0	0	1	:
07:45 AM	0	22	2	0	24	2	0	0	0	2	0	13	1	0	14	4	0	0	0	4	
08:00 AM	0	11	0	0	11	0	0	1_	0	1	0	15	0	0	15	1_	0	0	0	1	:
Total Volume	0	56	3	0	59	2	0	2	0	4	0	49	2	0	51	8	0	0	0	8	1:
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03:45 PM	0	8	3	0	11	1	0	4	0	5	0	17	0	0	17	1	0	0	0	1	;
04:00 PM	0	15	0	0	15	1	0	1	0	2	1	13	0	0	14	0	0	0	0	0	;
04:15 PM	0	9	1	0	10	0	0	2	0	2	2	13	0	0	15	0	0	2	0	2	1
Total Volume	0	39	7	0	46	2	1	12	0	15	3	55	0	0	58	4	0	2	0	6	1:
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06:45 AM	0	1	0	0	1	0	0	0	0	0	0	0	0	0	0	2	0	0	0	2	
Total	0	1	1	0	2	0	0	0	0	0	0	1	0	0	1	4	0	1	0	5	
07:00 AM	0	0	0	0	0	0	0	0	0	0	2	1	0	0	3	0	0	1	0	1	1
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07:45 AM	0	0	0	0	0	0	0	0	0	0	0	2	0	0	2	0	0	1	0	1	
Total	0	2	1	0	3	0	0	0	0	0	3	6	0	0	9	1	0	9	0	10	: -
08:00 AM	0	0	0	0	0	0	0	0	0	0	1	0	0	0	1	0	0	0	0	0	8
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08:30 AM	0	0	0	0	0	0	0	0	0	0	2	0	0	0	2	1	0	3	0	4	3
08:45 AM	0	0	0	0	0	0	0	0	0	0	1	1_	0	0	2	1_	0	0	0	1	
Total	0	0	0	0	0	0	0	0	0	0	5	3	0	0	8	2	0	4	0	6	
09:00 AM	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1	0	0	1	0	1	
Total	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1	0	0	1	0	1	
03:30 PM	0	0	2	0	2	0	0	0	0	0	3	1	0	0	4	1	0	1	0	2	
03:45 PM	0	0	2	0	2	0	0	0	0	0	4	3	0	0	7	0	0	0	0	0	
Total	0	0	4	0	4	0	0	0	0	0	7	4	0	0	11	1	0	1	0	2	
04:00 PM	0	0	1	0	1	0	0	0	0	0	2	1	0	0	3	0	0	0	0	0	4
04:15 PM	0	0	1	0	1	0	0	0	0	0	3	2	0	0	5	0	0	0	0	0	
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04:45 PM	0	1	1	0	2	0	0	0	0	0	4	3	0	0	7	0	0	0	0	0	
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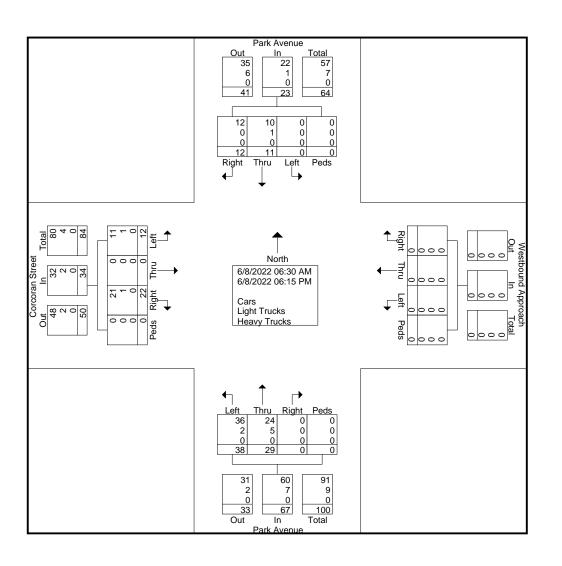
Groups Printed- Cars - Light Trucks - Heavy Trucks

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06:00 PM	0	2	1	0	3	0	0	0	0	0	3	0	0	0	3	0	0	1	0	1	1
06:15 PM	0	1	0	0	1	0	0	0	0	0	1	1	0	0	2	1	0	2	0	3	1
Grand Total	0	11	12	0	23	0	0	0	0	0	38	29	0	0	67	12	0	22	0	34	1:
Apprch %	0	47.8	52.2	0		0	0	0	0		56.7	43.3	0	0		35.3	0	64.7	0		1
Total %	0	8.9	9.7	0	18.5	0	0	0	0	0	30.6	23.4	0	0	54	9.7	0	17.7	0	27.4	1
Cars	0	10	12	0	22	0	0	0	0	0	36	24	0	0	60	11	0	21	0	32	1
% Cars	0	90.9	100	0	95.7	0	0	0	0	0	94.7	82.8	0	0	89.6	91.7	0	95.5	0	94.1	91
Light Trucks	0	1	0	0	1	0	0	0	0	0	2	5	0	0	7	1	0	1	0	2	· ·
% Light Trucks	0	9.1	0	0	4.3	0	0	0	0	0	5.3	17.2	0	0	10.4	8.3	0	4.5	0	5.9	8
Heavy Trucks	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
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Peak Hour for Ent	ire Interse	ection Be	gins at 0	6:45 AM																	
06:45 AM	0	1	0	0	1	0	0	0	0	0	0	0	0	0	0	2	0	0	0	2	
07:00 AM	0	0	0	0	0	0	0	0	0	0	2	1	0	0	3	0	0	1	0	1	
07:15 AM	0	0	0	0	0	0	0	0	0	0	1	2	0	0	3	0	0	4	0	4	
07:30 AM	0	2	1_	0	3	0	0	0	0	0	0	1	0	0	1	1_	0	3	0	4	
Total Volume	0	3	1	0	4	0	0	0	0	0	3	4	0	0	7	3	0	8	0	11	1
% App. Total	0	75	25	0		0	0	0	0		42.9	57.1	0	0		27.3	0	72.7	0		
PHF	.000	.375	.250	.000	.333	.000	.000	.000	.000	.000	.375	.500	.000	.000	.583	.375	.000	.500	.000	.688	.68
Peak Hour Analys Peak Hour for Ent																					
05:30 PM	0	1	2	0	3	0	0	0	0	0	2	3	0	0	5	0	0	2	0	2	
05:45 PM	0	1	0	0	1	0	0	0	0	0	1	0	0	0	1	3	0	1	0	4	
06:00 PM	0	2	1	0	3	0	0	0	0	0	3	0	0	0	3	0	0	1	0	1	
06:15 PM	0	1	0	0	1	0	0	0	0	0	1	1	0	0	2	1	0	2	0	3	
Total Volume	0	5	3	0	8	0	0	0	0	0	7	4	0	0	11	4	0	6	0	10	1
% App. Total	0	62.5	37.5	0		0	0	0	0		63.6	36.4	0	0		40	0	60	0		
PHF	.000	.625	.375	.000	.667	.000	.000	.000	.000	.000	.583	.333	.000	.000	.550	.333	.000	.750	.000	.625	.7:

TechniQuest Corporation 32 Jefferson Plaza Princeton, NJ 08540

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File Name: 033-0 Site Code: 033-0 Start Date: 6/8/20 Page No: 1 (200)

										ars - Light	Trucks -										Sign
			arden La Southbou					Main Str Vestbour					North Pla Northbou					Main Str Eastbour			8 4 S
Start Time	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	<u> </u>
06:30 AM	14	2	5	0	21	0	17	6	0	23	0	2	0	0	2	2	34	0	0	36	Int. Io
06:45 AM	15	0	7	Ö	22	Ö	19	8	Ö	27	1	0	1	Ö	2	0	61	Ö	Ö	61	1 ⁷ 22
Total	29	2	12	0	43	0	36	14	0	50	1	2	1	0	4	2	95	0	0	97	1 2022
07:00 AM	14	0	2	0	16	0	18	8	0	26	0	0	1	0	1	1	67	0	0	68	ا 1 يا
07:15 AM	16	0	5	0	21	0	29	7	0	36	0	0	0	0	0	5	91	0	0	96	1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1: 1
07:30 AM	11	1	9	0	21	0	41	8	0	49	0	1	1	0	2	3	46	0	0	49	1: 0
07:45 AM	10	0	9	0	19	1	28	11	0	40	0	0	0	0	0	2	82	0	0	84	
Total	51	1	25	0	77	1	116	34	0	151	0	1	2	0	3	11	286	0	0	297	5; 6
08:00 AM	9	0	2	0	11	1	25	4	0	30	0	0	1	0	1	6	84	0	0	90) 1: S
08:15 AM	9	1	2	0	12	0	37	6	0	43	0	0	1	0	1	1	51	0	0	52	10 11 11 12 12 14 14 14 14 14 14 14 14 14 14 14 14 14
08:30 AM	9	0	4	0	13	0	35	10	0	45	0	0	1	0	1	1	60	0	0	61	1: 💺
08:45 AM	6	0	3	0	9	0	27	4	0	31	0	0	1_	0	1	2	62	0	0	64	1(🖰
Total	33	1	11	0	45	1	124	24	0	149	0	0	4	0	4	10	257	0	0	267	4 5
09:00 AM	5	0	1	0	6	0	28	5	0	33	0	0	0	0	0	0	48	0	0	48	``` _{``} Final
09:15 AM	6	0	0	0	6	0	32	8	0	40	0	0	0	0	0	0	49	0	0	49	et F
Total	11	0	1	0	12	0	60	13	0	73	0	0	0	0	0	0	97	0	0	97	 Street
																					ran
03:30 PM	4	0	3	0	7	1	74	14	0	89	0	0	1	0	1	7	56	0	0	63	1(1/2 OFCO!
03:45 PM	5	0	2	0	7	1	62	8	0	71	1	0	1	0	2	2	67	0	0	69	<u> 1</u> . ්
Total	9	0	5	0	14	2	136	22	0	160	1	0	2	0	3	9	123	0	0	132	3(💍
04:00 PM	8	0	2	0	10	0	79	12	0	91	0	0	0	0	0	5	56	0	0	61	9 10 11 11 11 11 11 11 11 11 11 11 11 11
04:15 PM	13	0	3	0	16	1	61	13	0	75	0	1	0	0	1	7	61	0	0	68	1(🖺
04:30 PM	7	0	4	0	11	2	75	12	0	89	0	1	1	0	2	4	50	0	0	54	1! 롯
04:45 PM	10	0	2	0	12	0	74	15	0	89	1	2	0	1_	4	3	48	1_	0	52	<u>1</u> ; 📙
Total	38	0	11	0	49	3	289	52	0	344	1	4	1	1	7	19	215	1	0	235	9; Att
05:00 PM	17	0	0	0	17	0	91	18	0	109	0	0	0	0	0	8	55	0	0	63	1{
05:15 PM	6	0	3	0	9	0	77	16	0	93	0	0	0	0	0	5	56	0	0	61	1(

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32 Jefferson Plaza Princeton, NJ 08540

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File Name : 033-0 ;

Site Code : 033-0 Start Date : 6/8/20 Page No : 2

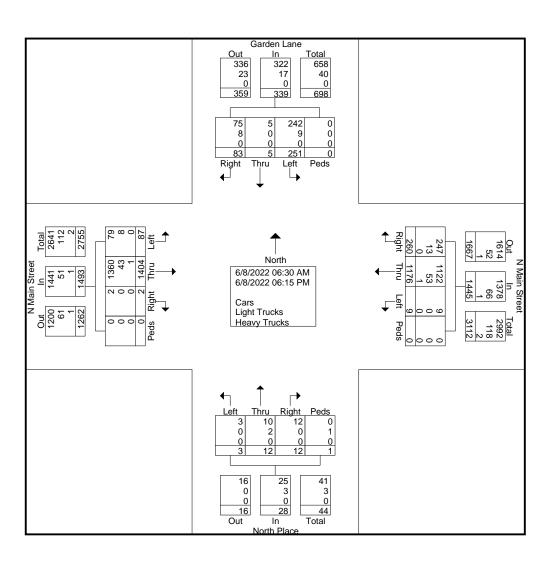
Groups Printed- Cars - Light Trucks - Heavy Trucks

										ars - Light	TTUCKS -										. ?
		_	arden La				N	Main Str	eet				Iorth Pla				N	Main Str	eet		
		Ş	outhbou	nd			\	<u> Vestbour</u>	nd			Ŋ	<u>lorthbou</u>	nd				Eastbour	nd		`
Start Time	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Int. To
05:30 PM	15	0	1	0	16	1	69	20	0	90	0	0	1	0	1	8	55	0	0	63	1
05:45 PM	19	0	3	0	22	0	61	21	0	82	0	0	0	0	0	3	46	0	0	49	1: (
Total	57	0	7	0	64	1	298	75	0	374	0	0	1	0	1	24	212	0	0	236	6
06:00 PM	11	1	4	0	16	0	64	15	0	79	0	4	1	0	5	4	62	0	0	66	1(
06:15 PM	12	0	7	0	19	1	53	11	0	65	0	1	0	0	1	8	57	1	0	66	1!
Grand Total	251	5	83	0	339	9	1176	260	0	1445	3	12	12	1	28	87	1404	2	0	1493	33(
Apprch %	74	1.5	24.5	0		0.6	81.4	18	0		10.7	42.9	42.9	3.6		5.8	94	0.1	0		
Total %	7.6	0.2	2.5	0	10.3	0.3	35.6	7.9	0	43.7	0.1	0.4	0.4	0	0.8	2.6	42.5	0.1	0	45.2	
Cars	242	5	75	0	322	9	1122	247	0	1378	3	10	12	0	25	79	1360	2	0	1441	31(
% Cars	96.4	100	90.4	0	95	100	95.4	95	0	95.4	100	83.3	100	0	89.3	90.8	96.9	100	0	96.5	95
Light Trucks	9	0	8	0	17	0	53	13	0	66	0	2	0	1	3	8	43	0	0	51	1:
% Light Trucks	3.6	0	9.6	0	5	0	4.5	5	0	4.6	0	16.7	0	100	10.7	9.2	3.1	0	0	3.4	4
Heavy Trucks	0	0	0	0	0	0	1	0	0	1	0	0	0	0	0	0	1	0	0	1	
% Heavy Trucks	0	0	0	0	0	0	0.1	0	0	0.1	0	0	0	0	0	0	0.1	0	0	0.1	0

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File Name : 033-0 ; Site Code : 033-0 Start Date : 6/8/20 Page No : 3

Attachment: Corcoran Street Final Traffic Study Report -

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File Name: 033-0

Site Code : 033-0 Start Date : 6/8/20 Page No : 4

		_	arden La					Main Stro Vestbour					lorth Pla					Main Stre			
Start Time	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Int. To
Peak Hour Analys	is From 0	6:30 AM	to 09:15	AM - Pe	eak 1 of 1		•			•						•					
Peak Hour for Enti	ire Interse	ection Be	egins at C	7:15 AM	Ι																
07:15 AM	16	0	5	0	21	0	29	7	0	36	0	0	0	0	0	5	91	0	0	96	1:
07:30 AM	11	1	9	0	21	0	41	8	0	49	0	1	1	0	2	3	46	0	0	49	1:
07:45 AM	10	0	9	0	19	1	28	11	0	40	0	0	0	0	0	2	82	0	0	84	14
08:00 AM	9	0	2	0	11	1	25	4	0	30	0	0	1	0	1	6	84	0	0	90	1;
Total Volume	46	1	25	0	72	2	123	30	0	155	0	1	2	0	3	16	303	0	0	319	54
% App. Total	63.9	1.4	34.7	0		1.3	79.4	19.4	0		0	33.3	66.7	0		5	95	0	0		
PHF	.719	.250	.694	.000	.857	.500	.750	.682	.000	.791	.000	.250	.500	.000	.375	.667	.832	.000	.000	.831	.89
Peak Hour Analys Peak Hour for Enti																					
04:45 PM	10	0	2	0	12	0	74	15	0	89	1	2	0	1	4	3	48	1	0	52	1!
05:00 PM	17	0	0	0	17	0	91	18	0	109	0	0	0	0	0	8	55	0	0	63	18
05:15 PM	6	0	3	0	9	0	77	16	0	93	0	0	0	0	0	5	56	0	0	61	1(
05:30 PM	15	0	1	0	16	1	69	20	0	90	0	0	1	0	1	8	55	0	0	63	1
Total Volume	48	0	6	0	54	1	311	69	0	381	1	2	1	1	5	24	214	1	0	239	6
% App. Total	88.9	0	11.1	0		0.3	81.6	18.1	0		20	40	20	20		10	89.5	0.4	0		
PHF	.706	.000	.500	.000	.794	.250	.854	.863	.000	.874	.250	.250	.250	.250	.313	.750	.955	.250	.000	.948	.89

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												-									
033-0	ame:0 ode:0 Date:6	Site Co	S																		
		Page N																			
								rucke	Незуу Т	Trucke -	Cars - Light	intad- (roupe Pr	G							
1		eet	Main Stre	NI			et	llen Stre		TTUCKS -	zars - Ligiti		Main Stre				proach	ound Ap	Southb		
			astboun					orthbour					Vestboun					outhbour			
Int. To	App. Total	Peds	Right	Thru	Left	App. Total	Peds	Right	Thru	Left	App. Total	Peds	Right	Thru	Left	App. Total	Peds	Right	Thru	Left	Start Time
	40	0	8	32	0	7	0	2	0	5	23	0	0	19	4	0	0	0	0	0	06:30 AM
1(65	0	4	61	0	6	0	3	0	3	29	0	0	21	8	0	0	0	0	0	06:45 AM
11	105	0	12	93	0	13	0	5	0	8	52	0	0	40	12	0	0	0	0	0	Total
	70	0	5	65	0	5	0	3	0	2	19	0	0	16	3	0	0	0	0	0	07:00 AM
1.	91	0	7	84	0	15	0	10	0	5	35	0	0	29	6	0	Ő	0	Ő	0	07:15 AM
1(52	0	9	43	0	9	0	5	0	4	48	0	0	45	3	0	0	0	0	0	07:30 AM
1!	97	0	16	81	0	16	0	10	0	6	37	0	0	29	8	0	0	0	0	0	07:45 AM
49	310	0	37	273	0	45	0	28	0	17	139	0	0	119	20	0	0	0	0	0	Total
1:	81	0	8	73	0	20	0	10	0	10	28	0	0	25	3	0	0	0	0	0	08:00 AM
1(55	0	10	45	0	7	0	6	0	1	38	0	0	37	1	0	0	0	0	0	08:15 AM
1.	67	0	9	58	0	10	0	7	0	3	39	0	0	32	7	0	0	0	0	0	08:30 AM
1(60	0	6	54	0	13	0	8	0	5	30	0	0	23	7	0	0	0	0	0	08:45 AM
4,	263	0	33	230	0	50	0	31	0	19	135	0	0	117	18	0	0	0	0	0	Total
1	42	0	3	39	0	10	0	5	0	5	29	0	0	27	2	0	0	0	0	0	09:00 AM
;	53	Ö	8	45	Ö	7	Ö	5	Ö	2	34	Ö	Ö	32	2	0	Ö	Ö	Ö	Ö	09:15 AM
l	0	0	0	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	09:30 AM
1	95	0	11	84	0	18	0	11	0	7	63	0	0	59	4	0	0	0	0	0	Total
14	56	0	5	51	0	20	0	8	0	12	71	0	0	67	4	0	0	0	0	0	03:30 PM
1! 2!	61 117	0	<u>5</u> 10	<u>56</u> 107	0	21 41	0	13 21	0	8 20	68 139	0	0	<u>57</u> 124	<u>11</u> 15	0	0	0	0	0	03:45 PM Total
Z ;	117	U	10	107	U	41	U	۷ ا	U	20	138	U	U	124	13	0	U	U	U	U	i Uldi
1!	60	0	5	55	0	16	0	8	0	8	79	0	0	71	8	0	0	0	0	0	04:00 PM
1,	70	0	8	62	0	14	0	4	0	10	63	0	0	57	6	0	0	0	0	0	04:15 PM
1.	52	0	4	48	0	17	0	6	0	11	80	0	0	77 70	3	0	0	0	0	0	04:30 PM
1 ₄	57 239	0	7 24	50 215	0	14 61	0	<u>5</u> 23	0	9 38	77 299	0	0	72 277	<u>5</u> 22	0	0	0	0	0	04:45 PM Total
5;	239	U	24	∠15	U	01	U	23	U	36	299	U	U	211	22	0	U	U	U	U	rotar
18	61	0	8	53	0	21	0	11	0	10	98	0	0	93	5	0	0	0	0	0	05:00 PM

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File Name : 033-0 ;

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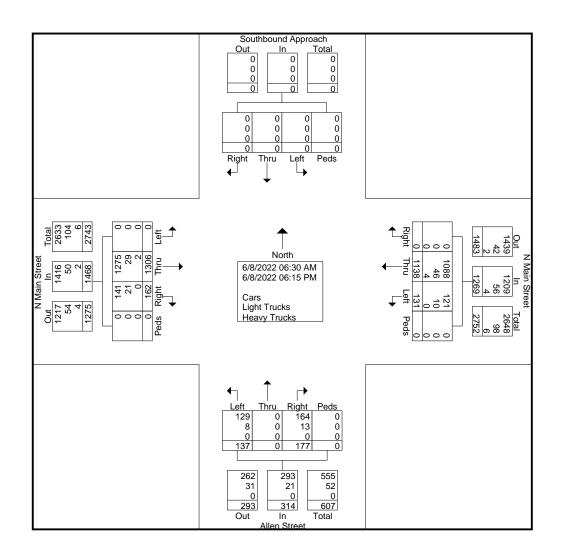
Groups Printed- Cars - Light Trucks - Heavy Trucks

										∠ars - ∟ignt	HUCKS -		rucks								,
		Southl	bound Ap	proach			N	Main Str	eet			Α	Allen Stre	eet			N	Main Str	eet		1
		S	outhbou	nd			V	Vestbour	nd			N	lorthbou	nd				Eastbour	nd		
Start Time	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Int. To
05:15 PM	0	0	0	0	0	6	74	0	0	80	9	0	8	0	17	0	48	4	0	52	1,
05:30 PM	0	0	0	0	0	8	63	0	0	71	3	0	14	0	17	0	50	4	0	54	14
05:45 PM	0	0	0	0	0	4	60	0	0	64	2	0	7	0	9	0	43	3	0	46	1.
Total	0	0	0	0	0	23	290	0	0	313	24	0	40	0	64	0	194	19	0	213	5!
1					1																
06:00 PM	0	0	0	0	0	9	59	0	0	68	3	0	5	0	8	0	57	5	0	62	1:
06:15 PM	0	0	0	0	0	8	53	0	0	61	1	0	13	0	14	0	53	11	0	64	1:
Grand Total	0	0	0	0	0	131	1138	0	0	1269	137	0	177	0	314	0	1306	162	0	1468	30!
Apprch %	0	0	0	0		10.3	89.7	0	0		43.6	0	56.4	0		0	89	11	0		
Total %	0	0	0	0	0	4.3	37.3	0	0	41.6	4.5	0	5.8	0	10.3	0	42.8	5.3	0	48.1	
Cars	0	0	0	0	0	121	1088	0	0	1209	129	0	164	0	293	0	1275	141	0	1416	29
% Cars	0	0	0	0	0	92.4	95.6	0	0	95.3	94.2	0	92.7	0	93.3	0	97.6	87	0	96.5	95
Light Trucks	0	0	0	0	0	10	46	0	0	56	8	0	13	0	21	0	29	21	0	50	1:
% Light Trucks	0	0	0	0	0	7.6	4	0	0	4.4	5.8	0	7.3	0	6.7	0	2.2	13	0	3.4	4
Heavy Trucks	0	0	0	0	0	0	4	0	0	4	0	0	0	0	0	0	2	0	0	2	
% Heavy Trucks	0	0	0	0	0	0	0.4	0	0	0.3	0	0	0	0	0	0	0.2	0	0	0.1	0

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File Name: 033-0

Site Code : 033-0 Start Date : 6/8/20 Page No : 4

			ound Ap					Main Str Vestbour					Ilen Stre					Main Str Eastbour			
Start Time	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Int. To
Peak Hour Analysi	s From 0	6:30 AM	to 09:15	AM - Pe	eak 1 of 1																
Peak Hour for Entir	e Interse	ection Be	gins at 0	7:15 AM	Ι .																
07:15 AM	0	0	0	0	0	6	29	0	0	35	5	0	10	0	15	0	84	7	0	91	14
07:30 AM	0	0	0	0	0	3	45	0	0	48	4	0	5	0	9	0	43	9	0	52	1(
07:45 AM	0	0	0	0	0	8	29	0	0	37	6	0	10	0	16	0	81	16	0	97	1:
08:00 AM	0	0	0	0	0	3	25	0	0	28	10	0	10	0	20	0	73	8	0	81	1:
Total Volume	0	0	0	0	0	20	128	0	0	148	25	0	35	0	60	0	281	40	0	321	52
% App. Total	0	0	0	0		13.5	86.5	0	0		41.7	0	58.3	0		0	87.5	12.5	0		
PHF	.000	.000	.000	.000	.000	.625	.711	.000	.000	.771	.625	.000	.875	.000	.750	.000	.836	.625	.000	.827	.88
Peak Hour Analysi Peak Hour for Enti																					
04:30 PM	0	0	0	0	0	3	77	0	0	80	11	0	6	0	17	0	48	4	0	52	14
04:45 PM	0	0	0	0	0	5	72	0	0	77	9	0	5	0	14	0	50	7	0	57	14
05:00 PM	0	0	0	0	0	5	93	0	0	98	10	0	11	0	21	0	53	8	0	61	18
05:15 PM	0	0	0	0	0	6	74	0	0	80	9	0	8	0	17	0	48	4	0	52	14
Total Volume	0	0	0	0	0	19	316	0	0	335	39	0	30	0	69	0	199	23	0	222	6;
% App. Total	0	0	0	0		5.7	94.3	0	0		56.5	0	43.5	0		0	89.6	10.4	0		
PHF	.000	.000	.000	.000	.000	.792	.849	.000	.000	.855	.886	.000	.682	.000	.821	.000	.939	.719	.000	.910	.80

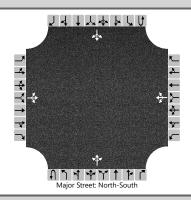


HCS Analyses

For

Street

Lanes



venicie volumes and Adjustment	[S
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Approach		Eastbound				Westl	oound		Northbound				Southbound		
Movement	U	L	Т	R	U	L	Т	R	U	L	Т	R	U	L	Т
Priority		10	11	12		7	8	9	1U	1	2	3	4U	4	5
Number of Lanes		0	1	0		0	1	0	0	0	1	0	0	0	1
Configuration			LTR				LTR				LTR				LTR
Volume (veh/h)		8	0	0		2	0	2		0	49	2		0	56
Percent Heavy Vehicles (%)		3	3	3		3	3	3		3				3	
Proportion Time Blocked															
Percent Grade (%)		(0			()								
Right Turn Channelized															
Median Type Storage	Undiv			vided											

Critical and Follow-up Headways

Base Critical Headway (sec)	7.1	6.5	6.2	7.1	6.5	6.2	4.1		4.1	
Critical Headway (sec)	7.13	6.53	6.23	7.13	6.53	6.23	4.13		4.13	
Base Follow-Up Headway (sec)	3.5	4.0	3.3	3.5	4.0	3.3	2.2		2.2	
Follow-Up Headway (sec)	3.53	4.03	3.33	3.53	4.03	3.33	2.23		2.23	

Delay, Queue Length, and Level of Service

Flow Rate, v (veh/h)	9			4		0			0	
Capacity, c (veh/h)	854			927		1532			1543	
v/c Ratio	0.01			0.00		0.00			0.00	
95% Queue Length, Q ₉₅ (veh)	0.0			0.0		0.0			0.0	
Control Delay (s/veh)	9.3			8.9		7.4			7.3	
Level of Service (LOS)	А			А		Α			А	
Approach Delay (s/veh)	9.3		8	.9		0	.0		0.	.0

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Approach LOS

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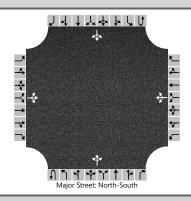
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Attachment: Corcoran Street Final Traffic Study Report - 2022.09.14 Signed (003) (2022-25: Implementing One-Way Limits on Corcoran Street

HCS7 Two	o-Way	Stop-	Control	Report
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General Information		Site Information					
Analyst	D	Intersection	Allen St and Corcoran St				
Agency/Co.	CME ASSOCIATES	Jurisdiction	Borough of Flemington				
Date Performed	8/4/2022	East/West Street	Corcoran Street				
Analysis Year	2022	North/South Street	Allen Street				
Time Analyzed	2022 AM Peak Hour	Peak Hour Factor	0.92				
Intersection Orientation	North-South	Analysis Time Period (hrs)	0.25				
Project Description	PFM501.01 Corcoran St. and North Pl. One-Way Conv.						

Lanes



venicie	voiumes	and A	Aaju	istments

Approach		Eastbound				Westl	oound		Northbound				Southbound		
Movement	U	L	Т	R	U	L	Т	R	U	L	Т	R	U	L	T
Priority		10	11	12		7	8	9	1U	1	2	3	4U	4	5
Number of Lanes		0	1	0		0	1	0	0	0	1	0	0	0	1
Configuration			LTR				LTR				LTR				LTR
Volume (veh/h)		4	0	2		2	1	12		3	55	0		0	39
Percent Heavy Vehicles (%)		3	3	3		3	3	3		3				3	
Proportion Time Blocked															
Percent Grade (%)		(0			()								
Right Turn Channelized															
Median Type Storage		Undiv			vided										

Critical and Follow-up Headways

Base Critical Headway (sec)	7.1	6.5	6.2	7.1	6.5	6.2	4.1		4.1	
Critical Headway (sec)	7.13	6.53	6.23	7.13	6.53	6.23	4.13		4.13	
Base Follow-Up Headway (sec)	3.5	4.0	3.3	3.5	4.0	3.3	2.2		2.2	
Follow-Up Headway (sec)	3.53	4.03	3.33	3.53	4.03	3.33	2.23		2.23	

Delay, Queue Length, and Level of Service

Flow Rate, v (veh/h)	7			16		3			0	
Capacity, c (veh/h)	893			962		1550			1537	
v/c Ratio	0.01			0.02		0.00			0.00	
95% Queue Length, Q ₉₅ (veh)	0.0			0.1		0.0			0.0	
Control Delay (s/veh)	9.1			8.8		7.3			7.3	
Level of Service (LOS)	А			А		Α			А	
Approach Delay (s/veh)	9.1		8	.8		0	.4		0.	0

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Approach LOS

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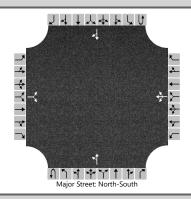
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HCS7	Two-Wa	v Stop-	Control	Report
11001	1110 110	, ocop		1 (CPC)

General Information		Site Information						
Analyst	D	Intersection	Allen St and Corcoran St					
Agency/Co.	CME ASSOCIATES	Jurisdiction	Borough of Flemington					
Date Performed	8/4/2022	East/West Street	Corcoran Street					
Analysis Year	2022	North/South Street	Allen Street					
Time Analyzed	2022 AM PH One-Way	Peak Hour Factor	0.92					
Intersection Orientation	North-South	Analysis Time Period (hrs)	0.25					
Project Description	PFM501.01 Corcoran St. and North Pl. One-Way Conv.							

Lanes



Vehicle Volum	es and	d Adjustment	S
---------------	--------	--------------	---

Approach		Eastb	ound			Westl	oound			North	bound			South	bound
Movement	U	L	Т	R	U	L	Т	R	U	L	Т	R	U	L	Т
Priority		10	11	12		7	8	9	1U	1	2	3	4U	4	5
Number of Lanes		0	1	0		0	1	0	0	0	1	0	0	0	1
Configuration			LR				LTR			LT					
Volume (veh/h)		8		0		8	0	7		0	49				56
Percent Heavy Vehicles (%)		3		3		3	3	3		3					
Proportion Time Blocked															
Percent Grade (%)		(0			()								
Right Turn Channelized															
Median Type Storage	Un				vided										

Critical and Follow-up Headways

Base Critical Headway (sec)	7.1	6.2	7.1	6.5	6.2	4.1			
Critical Headway (sec)	7.13	6.23	7.13	6.53	6.23	4.13			
Base Follow-Up Headway (sec)	3.5	3.3	3.5	4.0	3.3	2.2			
Follow-Up Headway (sec)	3.53	3.33	3.53	4.03	3.33	2.23			

Delay, Queue Length, and Level of Service

Flow Rate, v (veh/h)		9			16		0					ſ
Capacity, c (veh/h)		847			924		1532					
v/c Ratio		0.01			0.02		0.00					
95% Queue Length, Q ₉₅ (veh)		0.0			0.1		0.0					
Control Delay (s/veh)		9.3			9.0		7.4					
Level of Service (LOS)		А			Α		А					
Approach Delay (s/veh)	9	.3		9	.0		0	.0				
Approach LOS	,	Ą		A	4			Д		A	4	Ī

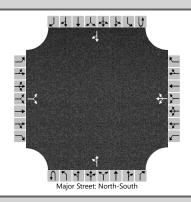
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HCS™ TWSC Version 7.6
Proposed One-Way AM Peak Hour.xtw

Attachment: Corcoran Street Final Traffic Study Report - 2022.09.14 Signed (003) (2022-25: Implementing One-Way Limits on Corcoran Street Generated: 8/4/2022 11:53:10 A..

General Information		Site Information	
Analyst	JD D	Intersection	Allen St and Corcoran St
Agency/Co.	CME ASSOCIATES	Jurisdiction	Borough of Flemington
Date Performed	8/4/2022	East/West Street	Corcoran Street
Analysis Year	2022	North/South Street	Allen Street
Time Analyzed	2022 PM PH One-Way	Peak Hour Factor	0.92
Intersection Orientation	North-South	Analysis Time Period (hrs)	0.25
Project Description	PFM501.01 Corcoran St. and North Pl. One-Wa	ay Conv.	

Lanes



Vehicle Volumes and Adj	iustme	nts														
Approach		Eastb	ound			Westl	oound			North	bound			South	bound	
Movement	U	L	Т	R	U	L	Т	R	U	L	Т	R	U	L	Т	П
Priority		10	11	12		7	8	9	1U	1	2	3	4U	4	5	Г
Number of Lanes		0	1	0		0	1	0	0	0	1	0	0	0	1	Г
Configuration			LR				LTR			LT						Г
Volume (veh/h)		4		2		7	1	17		3	55				39	Г
Percent Heavy Vehicles (%)		3		3		3	3	3		3						Г
Proportion Time Blocked																Г
Percent Grade (%)			0			(0									
Right Turn Channelized																
Median Type Storage				Undi	vided											
Critical and Follow-up H	eadwa	ys														
Base Critical Headway (sec)		7.1		6.2		7.1	6.5	6.2		4.1						Г
Critical Headway (sec)		7.13		6.23		7.13	6.53	6.23		4.13						Г
Base Follow-Up Headway (sec)		3.5		3.3		3.5	4.0	3.3		2.2						Г
Follow-Up Headway (sec)		3.53		3.33		3.53	4.03	3.33		2.23						
Delay, Queue Length, an	d Leve	l of S	ervice	•												
Flow Rate, v (veh/h)			7				27			3						Г
Capacity, c (veh/h)			887				947			1550						
v/c Ratio			0.01				0.03			0.00						
95% Queue Length, Q ₉₅ (veh)			0.0				0.1			0.0						Г
Control Delay (s/veh)			9.1				8.9			7.3						Г
Level of Service (LOS)			А				А			А						
Approach Delay (s/veh)		9).1			8	.9			0	.4					
	_	_	_	_	-	_	_	_		_	_	_	-	_		-

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Approach LOS

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mhumphrey@historicflemington.com

From: Harris, Jerome <jharris@cmeusa1.com>
Sent: Thursday, October 20, 2022 9:21 AM

To: Betsy Driver; Tilly Kimberly (ktilly@historicflemington.com); Tony Parker

Cc: mhumphrey@historicflemington.com; Campion Mike

(mcampion@historicflemington.com); Chen, Kevin; Watson, Jim

Subject: Corcoran St. One-Way

All,

The following is a more detailed response regarding the consideration of making Corcoran Street one-way.

The bottom line is the Borough has justification for choosing to make the road one-way in either direction between Park and Allen.

For clarification purposes in the following text,, "Old Park Avenue" refers to the street west of Steve's Food Store from Park Avenue to North Main Street, "Walter Foran Boulevard Extension" as the street on the east side of the Steve's Food Store property, and "Park Avenue" as the street south of Steve's Food Store.

In accordance with our authorization CME Associates reviewed current roadway operations to evaluate and develop recommendations for the following potential roadway modifications:

- Conversion of Corcoran Street from a two-way roadway operation to a one-way operation in the westbound direction from Park Avenue to Allen Street;
- Conversion of North Place from a two-way operation roadway to a one-way operation in the northbound direction from Corcoran Street to North Main Street.

The results of our analysis were contained in a report dated September 2022.

Based on our review of the existing roadway network, alternative available routes for traffic redistribution, existing traffic data, intersection operational characteristics, and potential impacts to adjacent municipalities, we concluded that the limits of the proposed two-way street to one way street conversion for Corcoran Street and North Place meet the appropriate criteria and could be implemented by the Borough through the adoption of an Ordinance.

Subsequently, we were asked to evaluate conversion of Corcoran Street from a two-way roadway operation to a one-way operation in the eastbound direction from Allen Street to Park Avenue. The amount of vehicles that will be redistributed to other roads for the conversion to one way eastbound is slightly higher compared to the conversion to one way westbound. However, in either case, there will be an insignificant amount of traffic

redistributed and it would not be expected to create a significant impact on the roadway network.

We concluded that the road meets the criteria for being made one way eastbound from Allen to Park as well. So, the Borough has justification for choosing either direction.

However, based on our analysis, we believe that the conversion of Corcoran Street from two-way traffic to one-way westbound would be more advantageous than one-way eastbound for the following reasons:

There would no longer be any conflicting turning movements at the unsignalized intersection of Corcoran Street and Old Park Avenue.

Other than creating a possible inconvenience for the homeowner at the southwest corner of Corcoran and Old Park Ave., there would no longer be a need for the short segment of Old Park Avenue to be two-way between the unsignalized intersection of Corcoran Street and Old Park Avenue and the unsignalized intersection of Walter Foran Boulevard Extension, Park Avenue, and Old Park Avenue.

Consideration can be given to converting that segment to one-way northbound traffic to be consistent with the segment of Old Park Avenue from Corcoran Street to North Main Street. That would eliminate any conflicting turning movements at the unsignalized intersection of Walter Foran Boulevard Extension, Park Avenue, and Old Park Avenue, improving that intersection.

Regarding the comments from a resident about our report content we would offer the following:

Regarding the dates of the work performed: The Traffic Counts were performed on June 8, 2022, a Wednesday. Performing Traffic Counts on a Weekday between Tuesday and Thursday is normal. The field visit was performed on Friday, July 8, 2022. Field Visits don't necessarily have to be on the same day as traffic counts, and often are done separately so as to not influence the traffic counts.

Regarding the information on pages 15-18 and pages 23-26. The data forms used are set up for a typical four-way intersection. In the first instance, there is no westbound approach to the Corcoran and Old Park Avenue intersection, so there is no westbound data to enter. (The file displays all zeros for that approach as a default since there were no volumes collected.) Likewise, in the second instance with the intersection of North Main Street and Allen Street there is no southbound approach, so no southbound data to enter.

The report should have said parking is <u>not</u> allowed on south side of Corcoran. This does not change the analysis or recommendations. Corcoran is a narrow street to start with and parking on one side makes two-way traffic very tight.

If there are any questions please let us know.

Jerry

JEROME HARRIS, PE

Project Manager



3141 Bordentown Ave., Parlin, NJ 08859 P:732.727.8000 M:732.575.9781 jharris@cmeusa1.com www.cmeusa1.com









Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey

DOC ID: 3923

ORDINANCE 2022-26

Establishing a Mid-Block Crosswalk on Spring Street, Borough of Flemington, County of Hunterdon, State of New Jersey

WHEREAS, N.J.S.A. 39:4-8 permits a municipality to establish certain regulations in the interest of public safety and the expedition of traffic along roadways; and

WHEREAS, pursuant to N.J.S.A. 39:4-8, a crosswalk installed at a location that is not a designated stop-controlled intersection must be reviewed and approved by the Borough Engineer; and

WHEREAS, N.J.S.A. 39:4-8 permits a municipality to install or place an in-street pedestrian crossing right-of-way sign at a marked crosswalk, by ordinance, pursuant to N.J.S.A. 40:49-2; and

WHEREAS, upon referral from the Borough Planning Board as part of a site plan approval for the Union Hotel Redevelopment application, the Borough Council feels it would be appropriate to establish a midblock crosswalk along Spring Street ('Crosswalk') to improve safety for pedestrians that cross Spring Street when traveling between the pedestrian plaza connecting Main Street to the parking area and neighborhood along the westerly side of Spring Street; and

WHEREAS, the Borough Engineer has reviewed the proposal of installing the Crosswalk and has concluded that the Crosswalk is appropriately located at the easterly terminus of the pedestrian plaza and is needed to provide a safe crossing for pedestrians when crossing Spring Street; and

WHEREAS, the Planning Board Engineer and Borough Engineer have proposed that the Crosswalk be installed on Spring Street at the location where the Union Hotel Redevelopment pedestrian plaza ends at Spring Street ('Location'), as identified in the redeveloper's site plan; and

WHEREAS, the Borough Engineer has concluded, based on information provided by the Redeveloper's Traffic Engineer, that this Location offers adequate sight distance pursuant to the standards established by the American Association of State Highway and Transportation Officials, which distance will permit a driver to observe and safely stop before reaching the Crosswalk; and

WHEREAS, the Borough Engineer proposes that the Crosswalk be installed by the Redeveloper with appropriate signs and striping in accordance with the latest version of the Manual on Uniform Traffic Control Devices as published by the US Department of Transportation's Federal Highway Administration and adopted by

Updated: 10/19/2022 4:59 PM by Michael J. Humphrey

the New Jersey Department of Transportation that will serve to enhance the safety of this crosswalk; and

WHEREAS, the details of the proposed signs and striping shall be submitted to the Borough Engineer for review prior to installation.

NOW THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Flemington, in the County of Hunterdon, and State of New Jersey as follows:

SECTION 1. The Redeveloper, in consultation with the Borough Engineer, is hereby authorized to install and maintain crosswalk markings and regulatory and warning signs in accordance with the Manual on Uniform Traffic Control Devices and guidelines established by the New Jersey Department of Transportation and in accordance with this Ordinance.

SECTION 2. Section 7A-18, Schedule XVIII of the Code of the Borough of Flemington entitled, "Mid-Block Crosswalks," is amended to add the following:

Name of Street	Location
Spring Street	At the location where the eastern end
	of the Union Hotel Redevelopment
	Pedestrian Plaza intersects Spring Street
	as identified in the Site Plan approved
	by the Borough Planning Board
	pursuant to Resolution No

<u>SECTION 3.</u> This Ordinance shall take effect upon final passage and publication according to law.

<u>SECTION 4.</u> All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection, paragraph, sentence or any part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance not directly involved in the controversy in which such judgment shall have been rendered.

<u>SECTION 6.</u> This Ordinance may be renumbered for codification purposes.

Introduced: October 24, 2022

Updated: 10/19/2022 4:59 PM by Michael J. Humphrey

Meetina	of.	October	24	2022
	01		∠ ¬τ,	2022

Or	air	nar	ice	2022-26	

Adopted: Attest:		
	Betsy Driver, Mayor	
Michael Humphrey, Acting Borough	 n Clerk	

Updated: 10/19/2022 4:59 PM by Michael J. Humphrey



181 WEST HIGH STREET SOMERVILLE, NJ 08876

908 927 0100 p 908 927 0181 f

September 19, 2022

Via Email: jharris@cmeusa1.com

Jerome Harris, P.E. CME Associates 3141 Bordentown Avenue Parlin, NJ 08859

Re: Flemington Courthouse Square

Spring Street – Midblock Crosswalk Block 22.24, Lots 4-7, 12-14, 1-3 and 5 Borough of Flemington, Hunterdon County

Dear Mr. Harris:

In furtherance of our recent discussions regarding the above-referenced captioned matter, our office has reviewed the project history as well as the appropriate design standards pertaining to the installation of a midblock crosswalk along Spring Street. The midblock crosswalk would connect the easterly terminus of the pedestrian plaza of the Courthouse Square project with the easterly side of Spring Street thus allowing a connection to the residential neighborhood further east and the off-site parking lot associated with Courthouse Square.

As permitted under NJSA 39:4-8: a municipality is permitted to establish certain regulations in the interest of public safety for crosswalks at locations that are not designated STOP controlled intersections. Pursuant to NJSA 39:4-8, such locations must be reviewed and approved by the Municipal Engineer. The statue further permits a municipality to install or replace "an in street pedestrian crossing right-of-way sign at a marked crosswalk adopted by Ordinance pursuant to NJSA 40:49-2."

By way of background, the midblock crosswalk was required as part of the site plan approval considered by the Borough Planning Board and as recommended by Planning Board consulting engineer Robert Clerico, P.E. of Van Cleef Engineering Associates. A significant component of the redevelopment plan includes a pedestrian "mall" to be located between the two site buildings for the project. The design would facilitate a direct pedestrian connection extending east from Court Street, across Main Street (at an existing crosswalk) and would continue further east toward Spring Street. This amenity was desired in the planning process to better connect the abutting neighborhoods to Main Street for enhanced downtown access and "walkability".

The proposed mid-block crossing provides a logical and direct connection recognizing that in lieu of such a crossing, pedestrians would otherwise be legally "restricted" to cross at either Bloomfield Street or Chorister Place, which was felt to be unlikely. Therefore, given the potential for "jaywalking" to/from the pedestrian plaza (in the absence of the proposed crosswalk) across Spring Street, the preferred option was to formally sanction the crossing and provide appropriate signing and design elements to ensure the design would be safe.

FLEMINGTON COURTHOUSE SQUARE

SPRING STREET – MIDBLOCK CROSSWALK

BLOCK 22.24, LOTS 4-7, 12-14, 1-3 AND 5

BOROUGH OF FLEMINGTON, HUNTERDON COUNTY

The mid-block crossing would allow connectivity from Spring Street and Maple Street neighborhoods as well as the 66 surface parking lot spaces on the east side of Spring Street that were approved as part of the development. In completing this review and accompanying certification, we have reviewed the requirements prescribed under the Federal Highway Administration (FHWA), Manual on Uniform Traffic Control Devices (MUTCD)-Revision 3, 2009. We have considered the appended Federal Highway Administration recommendations for installing marked crosswalks and other needed pedestrian improvements at uncontrolled locations that includes intersection and midblock locations with no traffic signals or STOP signs on the approach to the crossing. Table I is attached from the November 2000 publication by the FHWA entitled "Safety Effect of Marked versus Unmarked Crosswalks at uncontrolled locations; Executive Summary and Recommended Guidelines."

Table I that indicates that midblock locations are appropriate on two-lane roads with average daily traffic volumes fewer than 9,000 vehicles per day and with speed limits less than or equal to 30 miles per hour. As noted from the FHWA recommendations, an engineering study is needed to show whether the proposed location on Spring Street is suitable for a marked crosswalk. This correspondence therefore constitutes the appropriate engineering study for your consideration, which includes a site review inasmuch as actual pedestrian volumes for the crossing are not available at this time. As noted from the FHWA criteria, a recommended minimum of 20 pedestrian crossings per hour is an appropriate standard for the installation of a marked crosswalk. With the off-street parking lot of 66 spaces, the inclusion of retail/commercial uses in the redevelopment plan and with more than 30 residences within only a one block radius of the site that would use such a crossing, we find this volume can be satisfied and is a reasonable threshold to consider.

By way of background and as included with the original Traffic Study submitted for the site plan application as considered by the Planning Board, the (then) Planning Board Traffic Consultant required the installation of automatic traffic recorders (ATR) along Spring Street. The ATRs were installed in early October 2017 and show an approximate daily total of fewer than 400 vehicles per day. As such, Spring Street can be considered low volume and certainly below the minimum ADT volume criteria established in the recommendations for crosswalk installation.

Spring Street runs in a north/south orientation running parallel to Main Street and extends from its origin to the north at Bloomfield Avenue continuing south past the subject site with its southerly terminus at Williams Street. There is no posted speed limit along Spring Street and given the character of the abutting properties and location in a residential area, operates under a statutory 25 mile per hour speed limit.

Based on our review of the existing site conditions (photographs attached) in the subject site vicinity sight distance is essentially unrestricted at the proposed mid-block crossing. There is clear visibility along Spring Street for approaching traffic in both northbound and southbound directions attributed to the straight roadway alignment and generally level profile.

FLEMINGTON COURTHOUSE SQUARE

SPRING STREET – MIDBLOCK CROSSWALK

BLOCK 22.24, LOTS 4-7, 12-14, 1-3 AND 5

BOROUGH OF FLEMINGTON, HUNTERDON COUNTY

Lastly, the site plans propose lighting fixtures on the northerly edge of the proposed pedestrian crossing that will provide illumination levels between 1.2 foot-candles at the southeast corner and 4.1 foot-candles at the northwest corner allowing for appropriate visibility for nighttime conditions at the crosswalk.

To assist with the adoption by Borough Council, I have attached a DRAFT Ordinance for your convenience and/or referral to Borough Counsel for review/revision as may be appropriate.

Based on these findings, I hereby certify the proposed midblock crossing of Spring Street as depicted on the approved site plans approved by the Flemington Borough Planning Board and memorialized under Resolution 2021-08 on April 27, 2021 is located in an appropriate location, is necessary to provide enhanced pedestrian safety to cross the street and meets the appropriate engineering criteria to establish a mid-block crossing as permitted under NJSA 39:4-8.

Gary W. Dean, P.E. NJ Professional Engineer License No. 33722

September 19, 2022

GF33722

GWD/lrc

Attachments

16077

Hunterdon/Flemington/Stagecoach/Documents/2022-09-19 Harris Letter

cc: Jack Cust <u>jcust@wiss.com</u>

Keith Dilgard <u>keith@diamondnation.com</u>

Keith Cahill, P.E. Kyle McKenna, P.E. FLEMINGTON COURTHOUSE SQUARE

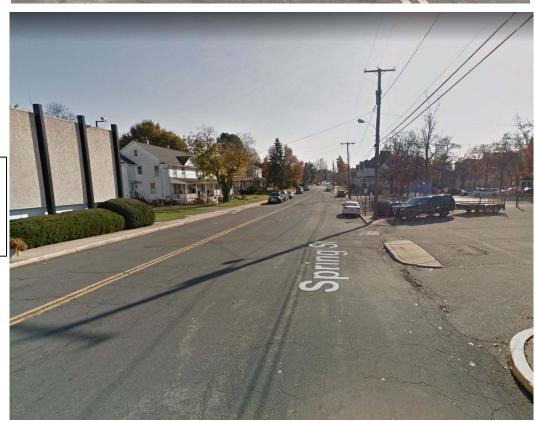
SPRING STREET – MIDBLOCK CROSSWALK

BLOCK 22.24, LOTS 4-7, 12-14, 1-3 AND 5

BOROUGH OF FLEMINGTON, HUNTERDON COUNTY



Sight Distance of Proposed Mid-Block Crosswalk – Looking North



Sight Distance of Proposed Mid-Block Crosswalk – Looking South

Table 1. Recommendations for installing marked crosswalks and other needed pedestrian improvements at uncontrolled locations.*

Roadway Type	Vehic	le ADT <u>-</u>	≤ 9,000		hicle AD 00 to 12,	_		hicle AD 000 - 15,		Vel	nicle AD 15,000	T >
(Number of Travel Lanes and Median Type)						Speed I	Limit**					
and Median Type)	≤30 mph	35 mph	40 mph	≤ 30 mph	35 mph	40 mph	≤ 30 mph	35 mph	40 mph	≤ 30 mph	35 mph	40 mph
2-Lanes	С	С	P	С	С	P	С	С	N	С	Р	N
3-Lanes	С	С	P	С	P	P	P	P	N	P	N	N
Multi-Lane (4 or More Lanes) With Raised Median†	С	С	P	С	P	N	P	Р	N	N	N	N
Multi-Lane (4 or More Lanes) Without Raised Median	С	P	N	Р	Р	N	N	N	N	N	N	N

^{*} These guidelines include intersection and midblock locations with no traffic signals or stop sign on the approach to the crossing. They do not apply to school crossings. A two-way center turn lane is not considered a median. Crosswalks should not be installed at locations which could present an increased safety risk to pedestrians, such as where there is poor sight distance, complex or confusing designs, substantial volumes of heavy trucks, or other dangers, without first providing adequate design features and/or traffic control devices. Adding crosswalks alone will **not** make crossings safer, nor necessarily result in more vehicles stopping for pedestrians. Whether marked crosswalks are installed, it is important to consider other pedestrian facility enhancements, as needed, to improve the safety of the crossing (e.g., raised median, traffic signal, roadway narrowing, enhanced overhead lighting, traffic calming measures, curb extensions). **These are general recommendations;** good engineering judgment should be used in individual cases for deciding where to install crosswalks.

- ** Where speed limit exceeds 40 mph, marked crosswalks alone should not be used at unsignalized locations.
- C = Candidate sites for marked crosswalks. Marked crosswalks must be installed carefully and selectively. Before installing new marked crosswalks, an engineering study is needed to show whether the location is suitable for a marked crosswalk. For an engineering study, a site review may be sufficient at some locations, while a more in-depth study of pedestrian volumes, vehicle speeds, sight distance, vehicle mix, etc. may be needed at other sites. It is recommended that a minimum of 20 pedestrian crossings per peak hour (or 15 or more elderly and/or child pedestrians) exist at a location before placing a high priority on the installation of a marked crosswalk alone.
- P = Possible increase in pedestrian crash risk may occur if crosswalks are added without other pedestrian facility enhancements. These locations should be closely monitored and enhanced with other pedestrian crossing improvements, if necessary, before adding a marked crosswalk.
- N = Marked crosswalks alone are not recommended, since pedestrian crash risk may be increased with marked crosswalks. Consider using other treatments, such as traffic signals with pedestrian signals to improve crossing safety for pedestrians.
- † The raised median or crossing island must be at least 4 ft wide and 6 ft long to adequately serve as a refuge area for pedestrians in accordance with MUTCD and AASHTO guidelines.

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Site Code : 16077 Start Date: 10/02/2017 File I.D. : C:\USERS\B: Page : 1 Counted by: Board # : Other : Street name :Spring St Page Monday -----><----Combined Begin

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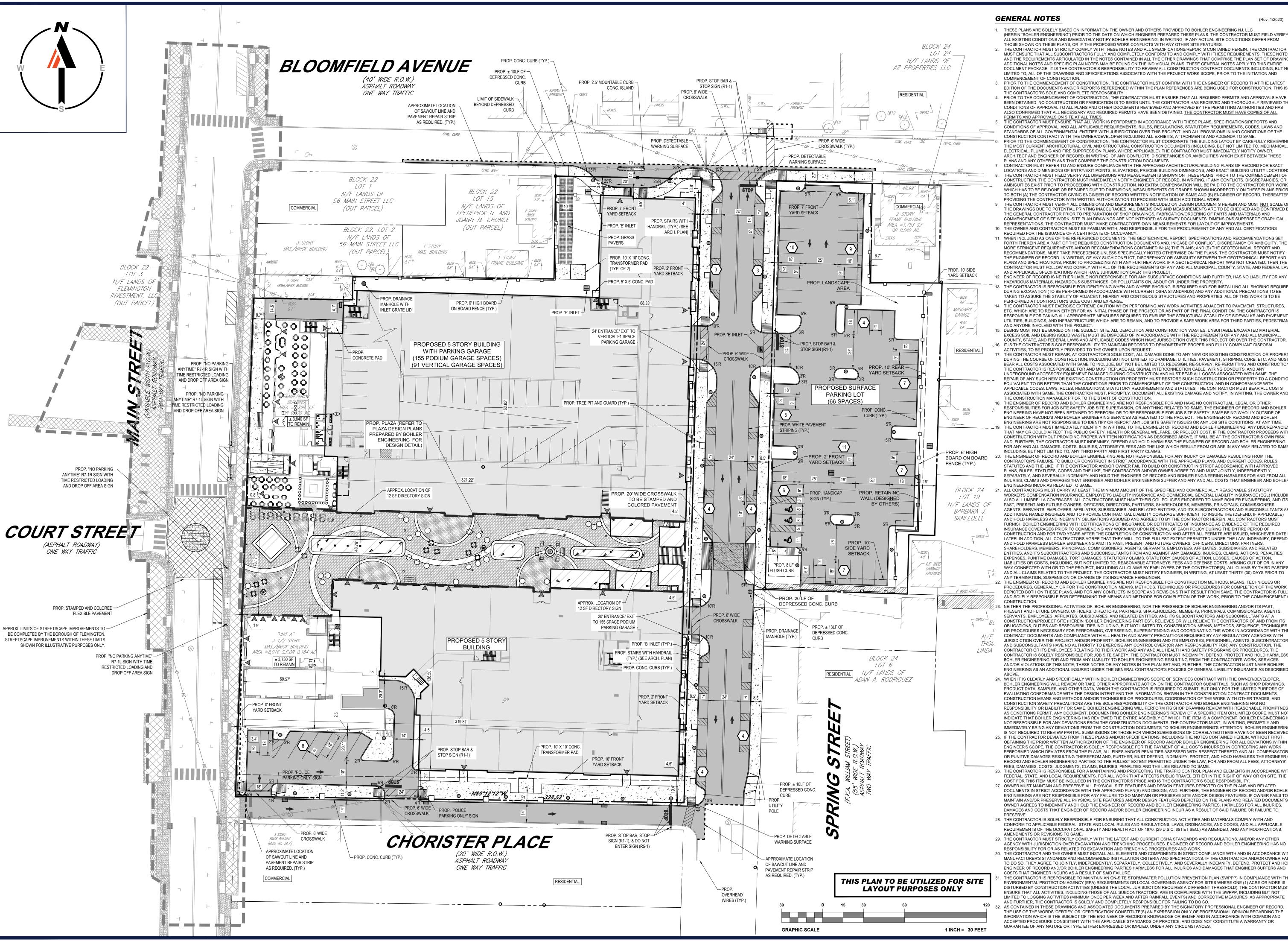
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GENERAL NOTES

(Rev. 1/2020) . THESE PLANS ARE SOLELY BASED ON INFORMATION THE OWNER AND OTHERS PROVIDED TO BOHLER ENGINEERING NJ, LLC (HEREIN "BOHLER ENGINEERING") PRIOR TO THE DATE ON WHICH ENGINEER PREPARED THESE PLANS. THE CONTRACTOR MUST FIELD VERIFY

> THOSE SHOWN ON THESE PLANS OR IF THE PROPOSED WORK CONFLICTS WITH ANY OTHER SITE FEATURES. 2. THE CONTRACTOR MUST STRICTLY COMPLY WITH THESE NOTES AND ALL SPECIFICATIONS/REPORTS CONTAINED HEREIN. THE CONTRACTOR MUST ENSURE THAT ALL SUBCONTRACTORS FULLY AND COMPLETELY CONFORM TO AND COMPLY WITH THESE REQUIREMENTS, THESE NOTE: AND THE REQUIREMENTS ARTICULATED IN THE NOTES CONTAINED IN ALL THE OTHER DRAWINGS THAT COMPRISE THE PLAN SET OF DRAWIN ADDITIONAL NOTES AND SPECIFIC PLAN NOTES MAY BE FOUND ON THE INDIVIDUAL PLANS. THESE GENERAL NOTES APPLY TO THIS ENTIRE DOCUMENT PACKAGE. IT IS THE CONTRACTOR'S RESPONSIBILITY TO REVIEW ALL CONSTRUCTION CONTRACT DOCUMENTS INCLUDING. BUT NO LIMITED TO, ALL OF THE DRAWINGS AND SPECIFICATIONS ASSOCIATED WITH THE PROJECT WORK SCOPE, PRIOR TO THE INITIATION AND

COMMENCEMENT OF CONSTRUCTION. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION, THE CONTRACTOR MUST CONFIRM WITH THE ENGINEER OF RECORD THAT THE LATEST EDITION OF THE DOCUMENTS AND/OR REPORTS REFERENCED WITHIN THE PLAN REFERENCES ARE BEING USED FOR CONSTRUCTION. THIS IS THE CONTRACTOR'S SOLE AND COMPLETE RESPONSIBILITY

4 PRIOR TO THE COMMENCEMENT OF CONSTRUCTION THE CONTRACTOR MUST ENSURE THAT ALL REQUIRED PERMITS AND APPROVALS HAVE BEEN OBTAINED IND CONSTRUCTION OR FABRICATION IS TO BEGIN LINTIL THE CONTRACTOR HAS RECEIVED AND THOROUGHLY REVIEWED THE CONDITIONS OF APPROVAL TO ALL PLANS AND OTHER DOCUMENTS REVIEWED AND APPROVED BY THE PERMITTING AUTHORITIES AND HAS ALSO CONFIRMED THAT ALL NECESSARY AND REQUIRED PERMITS HAVE BEEN OBTAINED. THE CONTRACTOR MUST HAVE COPIES OF ALL PERMITS AND APPROVALS ON SITE AT ALL TIMES.

CONDITIONS OF APPROVAL, AND ALL APPLICABLE REQUIREMENTS, RULES, REGULATIONS, STATUTORY REQUIREMENTS, CODES, LAWS AND STANDARDS OF ALL GOVERNMENTAL ENTITIES WITH JURISDICTION OVER THIS PROJECT, AND ALL PROVISIONS IN AND CONDITIONS OF THE CONSTRUCTION CONTRACT WITH THE OWNER/DEVELOPER INCLUDING ALL EXHIBITS. ATTACHMENTS AND ADDENDA TO SAME. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION, THE CONTRACTOR MUST COORDINATE THE BUILDING LAYOUT BY CAREFULLY REVIEWING THE MOST CURRENT ARCHITECTURAL, CIVIL AND STRUCTURAL CONSTRUCTION DOCUMENTS (INCLUDING, BUT NOT LIMITED TO, MECHANICA ELECTRICAL, PLUMBING AND FIRE SUPPRESSION PLANS, WHERE APPLICABLE). THE CONTRACTOR MUST IMMEDIATELY NOTIFY OWNER, ARCHITECT AND ENGINEER OF RECORD, IN WRITING, OF ANY CONFLICTS, DISCREPANCIES OR AMBIGUITIES WHICH EXIST BETWEEN THESE

PLANS AND ANY OTHER PLANS THAT COMPRISE THE CONSTRUCTION DOCUMENTS CONTRACTOR MUST REFER TO AND ENSURE COMPLIANCE WITH THE APPROVED ARCHITECTURAL/BUILDING PLANS OF RECORD FOR EXACT LOCATIONS AND DIMENSIONS OF ENTRY/EXIT POINTS, ELEVATIONS, PRECISE BUILDING DIMENSIONS, AND EXACT BUILDING UTILITY LOCATIONS HE CONTRACTOR MUST FIELD VERIFY ALL DIMENSIONS AND MEASUREMENTS SHOWN ON THESE PLANS. PRIOR TO THE COMMENCEMENT O

CONSTRUCTION. THE CONTRACTOR MUST IMMEDIATELY NOTIFY ENGINEER OF RECORD, IN WRITING, IF ANY CONFLICTS, DISCREPANCIES, OF AMBIGUITIES EXIST PRIOR TO PROCEEDING WITH CONSTRUCTION, NO EXTRA COMPENSATION WILL BE PAID TO THE CONTRACTOR FOR WORK WHICH HAS TO BE RE-DONE OR REPAIRED DUE TO DIMENSIONS. MEASUREMENTS OR GRADES SHOWN INCORRECTLY ON THESE PLANS PRIOR TO BOTH (A) THE CONTRACTOR GIVING ENGINEER OF RECORD WRITTEN NOTIFICATION OF SAME AND (B) ENGINEER OF RECORD, THEREAFTER PROVIDING THE CONTRACTOR WITH WRITTEN AUTHORIZATION TO PROCEED WITH SUCH ADDITIONAL WORK. THE CONTRACTOR MUST VERIFY ALL DIMENSIONS AND MEASUREMENTS INCLUDED ON DESIGN DOCUMENTS HEREIN AND MUST NOT SCALE O

THE GENERAL CONTRACTOR PRIOR TO PREPARATION OF SHOP DRAWINGS, FABRICATION/ORDERING OF PARTS AND MATERIALS AND COMMENCEMENT OF SITE WORK, SITE PLAN DRAWINGS ARE NOT INTENDED AS SURVEY DOCUMENTS, DIMENSIONS SUPERSEDE GRAPHICAL REPRESENTATIONS. THE CONTRACTOR MUST MAKE CONTRACTOR'S OWN MEASUREMENTS FOR LAYOUT OF IMPROVEMENTS. 10. THE OWNER AND CONTRACTOR MUST BE FAMILIAR WITH, AND RESPONSIBLE FOR THE PROCUREMENT OF ANY AND ALL CERTIFICATIONS REQUIRED FOR THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY.

WHEN INCLUDED AS ONE OF THE REFERENCED DOCUMENTS, THE GEOTECHNICAL REPORT, SPECIFICATIONS AND RECOMMENDATIONS SET FORTH THEREIN ARE A PART OF THE REQUIRED CONSTRUCTION DOCUMENTS AND, IN CASE OF CONFLICT, DISCREPANCY OR AMBIGUITY, THE MORE STRINGENT REQUIREMENTS AND/OR RECOMMENDATIONS CONTAINED IN: (A) THE PLANS: AND (B) THE GEOTECHNICAL REPORT AND RECOMMENDATIONS, MUST TAKE PRECEDENCE UNITESS SPECIFICALLY NOTED OTHERWISE ON THE PLANS. THE CONTRACTOR MUST NOTIFY THE ENGINEER OF RECORD, IN WRITING, OF ANY SUCH CONFLICT, DISCREPANCY OR AMBIGUITY BETWEEN THE GEOTECHNICAL REPORT AND

CONTRACTOR MUST FOLLOW AND COMPLY WITH ALL OF THE REQUIREMENTS OF ANY AND ALL MUNICIPAL, COUNTY, STATE, AND FEDERAL LAV AND APPLICABLE SPECIFICATIONS WHICH HAVE JURISDICTION OVER THIS PROJECT. ENGINEER OF RECORD IS NEITHER LIARLE NOR RESPONSIBLE FOR ANY SUBSURFACE CONDITIONS AND FURTHER HAS NO LIARLITY FOR AN HAZARDOUS MATERIALS, HAZARDOUS SUBSTANCES, OR POLLUTANTS ON, ABOUT OR UNDER THE PROPERTY THE CONTRACTOR IS RESPONSIBLE FOR IDENTIFYING WHEN AND WHERE SHORING IS REQUIRED AND FOR INSTALLING ALL SHORING REQUIRED DURING EXCAVATION (TO BE PERFORMED IN ACCORDANCE WITH CURRENT OSHA STANDARDS) AND ANY ADDITIONAL PRECAUTIONS TO BE TAKEN TO ASSURE THE STABILITY OF ADJACENT, NEARBY AND CONTIGUOUS STRUCTURES AND PROPERTIES. ALL OF THIS WORK IS TO BE

PERFORMED AT CONTRACTOR'S SOLE COST AND EXPENSE. 14. THE CONTRACTOR MUST EXERCISE EXTREME CALITION WHEN PERFORMING ANY WORK ACTIVITIES AD IACENT TO PAVEMENT, STRUCTURES ETC. WHICH ARE TO REMAIN EITHER FOR AN INITIAL PHASE OF THE PROJECT OR AS PART OF THE FINAL CONDITION. THE CONTRACTOR IS RESPONSIBLE FOR TAKING ALL APPROPRIATE MEASURES REQUIRED TO ENSURE THE STRUCTURAL STABILITY OF SIDEWALKS AND PAVEMENT UTILITIES, BUILDINGS, AND INFRASTRUCTURE WHICH ARE TO REMAIN, AND TO PROVIDE A SAFE WORK AREA FOR THIRD PARTIES, PEDESTRIAN

5. DEBRIS MUST NOT BE BURIED ON THE SUBJECT SITE. ALL DEMOLITION AND CONSTRUCTION WASTES, UNSUITABLE EXCAVATED MATERIAL EXCESS SOIL AND DEBRIS (SOLID WASTE) MUST BE DISPOSED OF IN ACCORDANCE WITH THE REQUIREMENTS OF ANY AND ALL MUNICIPAL, COUNTY, STATE, AND FEDERAL LAWS AND APPLICABLE CODES WHICH HAVE JURISDICTION OVER THIS PROJECT OR OVER THE CONTRACTOR , 16. IT IS THE CONTRACTOR'S SOLE RESPONSIBILITY TO MAINTAIN RECORDS TO DEMONSTRATE PROPER AND FULLY COMPLIANT DISPOSAL ACTIVITIES, TO BE PROMPTLY PROVIDED TO THE OWNER UPON REQUEST.

THE CONTRACTOR MUST REPAIR, AT CONTRACTOR'S SOLE COST, ALL DAMAGE DONE TO ANY NEW OR EXISTING CONSTRUCTION OR PROPERT DURING THE COURSE OF CONSTRUCTION, INCLUDING BUT NOT LIMITED TO DRAINAGE, UTILITIES, PAVEMENT, STRIPING, CURB, ETC. AND MUST BEAR ALL COSTS ASSOCIATED WITH SAME TO INCLUDE, BUT NOT BE LIMITED TO, REDESIGN, RE-SURVEY, RE-PERMITTING AND CONSTRUCTION THE CONTRACTOR IS RESPONSIBLE FOR AND MUST REPLACE ALL SIGNAL INTERCONNECTION CABLE WIRING CONDUITS AND ANY UNDERGROUND ACCESSORY EQUIPMENT DAMAGED DURING CONSTRUCTION AND MUST BEAR ALL COSTS ASSOCIATED WITH SAME. THE REPAIR OF ANY SUCH NEW OR EXISTING CONSTRUCTION OR PROPERTY MUST RESTORE SUCH CONSTRUCTION OR PROPERTY TO A CONDITION EQUIVALENT TO OR BETTER THAN THE CONDITIONS PRIOR TO COMMENCEMENT OF THE CONSTRUCTION, AND IN CONFORMANCE WITH APPLICABLE CODES, LAWS, RULES, REGULATIONS, STATUTORY REQUIREMENTS AND STATUTES. THE CONTRACTOR MUST BEAR ALL COSTS ASSOCIATED WITH SAME. THE CONTRACTOR MUST, PROMPTLY, DOCUMENT ALL EXISTING DAMAGE AND NOTIFY, IN WRITING, THE OWNER AND

THE CONSTRUCTION MANAGER PRIOR TO THE START OF CONSTRUCTION 18. THE ENGINEER OF RECORD AND BOHLER ENGINEERING ARE NOT RESPONSIBLE FOR AND HAVE NO CONTRACTUAL, LEGAL OR OTHER RESPONSIBILITIES FOR JOB SITE SAFETY JOB SITE SUPERVISION, OR ANYTHING RELATED TO SAME. THE ENGINEER OF RECORD AND BOHLER ENGINEERING HAVE NOT BEEN RETAINED TO PERFORM OR TO BE RESPONSIBLE FOR JOB SITE SAFETY. SAME BEING WHOLLY OUTSIDE OF ENGINEER OF RECORD'S AND BOHLER ENGINEERING SERVICES AS RELATED TO THE PROJECT. THE ENGINEER OF RECORD AND BOHLER

ENGINEERING ARE NOT RESPONSIBLE TO IDENTIFY OR REPORT ANY JOB SITE SAFETY ISSUES OR ANY JOB SITE CONDITIONS, AT ANY TIME THE CONTRACTOR MUST IMMEDIATELY IDENTIFY IN WRITING TO THE ENGINEER OF RECORD AND BOHLER ENGINEERING, ANY DISCREPANCIE THAT MAY OR COULD AFFECT THE PUBLIC SAFETY, HEALTH OR GENERAL WELFARE, OR PROJECT COST, IF THE CONTRACTOR PROCEEDS WIT CONSTRUCTION WITHOUT PROVIDING PROPER WRITTEN NOTIFICATION AS DESCRIBED ABOVE, IT WILL BE AT THE CONTRACTOR'S OWN RISK AND, FURTHER, THE CONTRACTOR MUST INDEMNIFY, DEFEND AND HOLD HARMLESS THE ENGINEER OF RECORD AND BOHLER ENGINEERING FOR ANY AND ALL DAMAGES, COSTS, INJURIES, ATTORNEY'S FEES AND THE LIKE WHICH RESULT FROM OR ARE IN ANY WAY RELATED TO SAM INCLUDING BUT NOT LIMITED TO ANY THIRD PARTY AND FIRST PARTY CLAIMS

20. THE ENGINEER OF RECORD AND BOHLER ENGINEERING ARE NOT RESPONSIBLE FOR ANY IN ILIRY OR DAMAGES RESULTING FROM THE CONTRACTOR'S FAILURE TO BUILD OR CONSTRUCT IN STRICT ACCORDANCE WITH THE APPROVED PLANS, AND CURRENT CODES, RULES. STATUTES AND THE LIKE. IF THE CONTRACTOR AND/OR OWNER FAIL TO BUILD OR CONSTRUCT IN STRICT ACCORDANCE WITH APPROVED PLANS, RULES, STATUTES, CODES AND THE LIKE, THE CONTRACTOR AND/OR OWNER AGREE TO AND MUST JOINTLY, INDEPENDENTLY, SEPARATELY, AND SEVERALLY INDEMNIFY AND HOLD THE ENGINEER OF RECORD AND BOHLER ENGINEERING HARMLESS FOR AND FROM ALL INJURIES, CLAIMS AND DAMAGES THAT ENGINEER AND BOHLER ENGINEERING SUFFER AND ANY AND ALL COSTS THAT ENGINEER AND BOHLEF ENGINEERING INCUR AS RELATED TO SAME.

WORKER'S COMPENSATION INSURANCE, EMPLOYER'S LIABILITY INSURANCE AND COMMERCIAL GENERAL LIABILITY INSURANCE (CGL) INCLUDIN ALSO ALL UMBRELLA COVERAGES. ALL CONTRACTORS MUST HAVE THEIR CGL POLICIES ENDORSED TO NAME BOHLER ENGINEERING, AND AGENTS, SERVANTS, EMPLOYEES, AFFILIATES, SUBSIDIARIES, AND RELATED ENTITIES, AND ITS SUBCONTRACTORS AND SUBCONSULTANTS AS ADDITIONAL NAMED INSUREDS AND TO PROVIDE CONTRACTUAL LIABILITY COVERAGE SUFFICIENT TO INSURE THE (DEFEND. IF APPLICABLE) AND HOLD HARMLESS AND INDEMNITY OBLIGATIONS ASSUMED AND AGREED TO BY THE CONTRACTOR HEREIN. ALL CONTRACTORS MUST FURNISH BOHLER ENGINEERING WITH CERTIFICATIONS OF INSURANCE OR CERTIFICATES OF INSURANCE AS EVIDENCE OF THE REQUIRED INSURANCE COVERAGES PRIOR TO COMMENCING ANY WORK AND UPON RENEWAL OF EACH POLICY DURING THE ENTIRE PERIOD OF CONSTRUCTION AND FOR TWO YEARS AFTER THE COMPLETION OF CONSTRUCTION AND AFTER ALL PERMITS ARE ISSUED, WHICHEVER DATE LATER. IN ADDITION, ALL CONTRACTORS AGREE THAT THEY WILL, TO THE FULLEST EXTENT PERMITTED UNDER THE LAW, INDEMNIFY, DEFEN AND HOLD HARMLESS BOHLER ENGINEERING AND ITS PAST, PRESENT AND FUTURE OWNERS, OFFICERS, DIRECTORS, PARTNERS

SHAREHOLDERS, MEMBERS, PRINCIPALS, COMMISSIONERS, AGENTS, SERVANTS, EMPLOYEES, AFFILIATES, SUBSIDIARIES, AND RELATED ENTITIES, AND ITS SUBCONTRACTORS AND SUBCONSULTANTS FROM AND AGAINST ANY DAMAGES, INJURIES, CLAIMS, ACTIONS, PENALTIES, EXPENSES, PUNITIVE DAMAGES, TORT DAMAGES, STATUTORY CLAIMS, STATUTORY CAUSES OF ACTION, LOSSES, CAUSES OF ACTION, LIABILITIES OR COSTS, INCLUDING, BUT NOT LIMITED TO, REASONABLE ATTORNEYS' FEES AND DEFENSE COSTS, ARISING OUT OF OR IN ANY WAY CONNECTED WITH OR TO THE PROJECT, INCLUDING ALL CLAIMS BY EMPLOYEES OF THE CONTRACTOR(S), ALL CLAIMS BY THIRD PARTIES AND ALL CLAIMS RELATED TO THE PROJECT. THE CONTRACTOR MUST NOTIFY ENGINEER, IN WRITING, AT LEAST THIRTY (30) DAYS PRIOR TO

ANY TERMINATION, SUSPENSION OR CHANGE OF ITS INSURANCE HERELINDER THE ENGINEER OF RECORD AND BOHLER ENGINEERING ARE NOT RESPONSIBLE FOR CONSTRUCTION METHODS, MEANS, TECHNIQUES OR PROCEDURES, GENERALLY OR FOR THE CONSTRUCTION MEANS, METHODS, TECHNIQUES OR PROCEDURES FOR COMPLETION OF THE WORK DEPICTED BOTH ON THESE PLANS, AND FOR ANY CONFLICTS IN SCOPE AND REVISIONS THAT RESULT FROM SAME. THE CONTRACTOR IS FULL AND SOLELY RESPONSIBLE FOR DETERMINING THE MEANS AND METHODS FOR COMPLETION OF THE WORK, PRIOR TO THE COMMENCEMENT CONSTRUCTION.

NEITHER THE PROFESSIONAL ACTIVITIES OF BOHLER ENGINEERING, NOR THE PRESENCE OF BOHLER ENGINEERING AND/OR ITS PAST PRESENT AND FUTURE OWNERS, OFFICERS, DIRECTORS, PARTNERS, SHAREHOLDERS, MEMBERS, PRINCIPALS, COMMISSIONERS, AGENTS, SERVANTS, EMPLOYEES, AFFILIATES, SUBSIDIARIES, AND RELATED ENTITIES, AND ITS SUBCONTRACTORS AND SUBCONSULTANTS AT A CONSTRUCTION/PROJECT SITE (HEREIN "BOHLER ENGINEERING PARTIES"), RELIEVES OR WILL RELIEVE THE CONTRACTOR OF AND FROM IT: OBLIGATIONS, DUTIES AND RESPONSIBILITIES INCLUDING, BUT NOT LIMITED TO, CONSTRUCTION MEANS, METHODS, SEQUENCE, TECHNIQUES

OR PROCEDURES NECESSARY FOR PERFORMING, OVERSEEING, SUPERINTENDING AND COORDINATING THE WORK IN ACCORDANCE WITH TH CONTRACT DOCUMENTS AND COMPLIANCE WITH ALL HEALTH AND SAFETY PRECAUTIONS REQUIRED BY ANY REGULATORY AGENCIES WITH JURISDICTION OVER THE PROJECT AND/OR PROPERTY, BOHLER ENGINEERING AND ITS EMPLOYEES, PERSONNEL, AGENTS, SUBCONTRACTOR AND SUBCONSULTANTS HAVE NO AUTHORITY TO EXERCISE ANY CONTROL OVER (OR ANY RESPONSIBILITY FOR) ANY CONSTRUCTION, THE CONTRACTOR OR ITS EMPLOYEES RELATING TO THEIR WORK AND ANY AND ALL HEALTH AND SAFETY PROGRAMS OR PROCEDURES. THE CONTRACTOR IS SOLELY RESPONSIBLE FOR JOB SITE SAFETY. THE CONTRACTOR MUST INDEMNIFY, DEFEND, PROTECT AND HOLD HARMLE BOHLER ENGINEERING FOR AND FROM ANY LIABILITY TO BOHLER ENGINEERING RESULTING FROM THE CONTRACTOR'S WORK, SERVICES AND/OR VIOLATIONS OF THIS NOTE. THESE NOTES OR ANY NOTES IN THE PLAN SET AND. FURTHER. THE CONTRACTOR MUST NAME BOHLER ENGINEERING AS AN ADDITIONAL INSURED UNDER THE GENERAL CONTRACTOR'S POLICIES OF GENERAL LIABILITY INSURANCE AS DESCRIB

24. WHEN IT IS CLEARLY AND SPECIFICALLY WITHIN BOHLER ENGINEERING'S SCOPE OF SERVICES CONTRACT WITH THE OWNER/DEVELOPER BOHLER ENGINEERING WILL REVIEW OR TAKE OTHER APPROPRIATE ACTION ON THE CONTRACTOR SUBMITTALS, SUCH AS SHOP DRAWIN PRODUCT DATA, SAMPLES, AND OTHER DATA, WHICH THE CONTRACTOR IS REQUIRED TO SUBMIT, BUT ONLY FOR THE LIMITED PURPOSE C EVALUATING CONFORMANCE WITH THE DESIGN INTENT AND THE INFORMATION SHOWN IN THE CONSTRUCTION CONTRACT DOCUMENTS CONSTRUCTION MEANS AND METHODS AND/OR TECHNIQUES OR PROCEDURES, COORDINATION OF THE WORK WITH OTHER TRADES, AND

CONSTRUCTION SAFETY PRECAUTIONS ARE THE SOLE RESPONSIBILITY OF THE CONTRACTOR AND BOHLER ENGINEERING HAS NO RESPONSIBILITY OR LIABILITY FOR SAME. BOHLER ENGINEERING WILL PERFORM ITS SHOP DRAWING REVIEW WITH REASONABLE PROMPTNE AS CONDITIONS PERMIT. ANY DOCUMENT, DOCUMENTING BOHLER ENGINEERING'S REVIEW OF A SPECIFIC ITEM OR LIMITED SCOPE, MUST NOT INDICATE THAT BOHLER ENGINEERING HAS REVIEWED THE ENTIRE ASSEMBLY OF WHICH THE ITEM IS A COMPONENT. BOHLER ENGINEERING I NOT RESPONSIBLE FOR ANY DEVIATIONS FROM THE CONSTRUCTION DOCUMENTS. THE CONTRACTOR MUST, IN WRITING, PROMPTLY AND IMMEDIATELY BRING ANY DEVIATIONS FROM THE CONSTRUCTION DOCUMENTS TO BOHLER ENGINEERING'S ATTENTION, BOHLER ENGINEERIN IS NOT REQUIRED TO REVIEW PARTIAL SUBMISSIONS OR THOSE FOR WHICH SUBMISSIONS OF CORRELATED ITEMS HAVE NOT BEEN RECEIVE 25. IF THE CONTRACTOR DEVIATES FROM THESE PLANS AND/OR SPECIFICATIONS, INCLUDING THE NOTES CONTAINED HEREIN, WITHOUT FIRST OBTAINING THE PRIOR WRITTEN AUTHORIZATION OF THE ENGINEER OF RECORD AND/OR BOHLER ENGINEERING FOR ALL DEVIATIONS WITHI ENGINEER'S SCOPE, THE CONTRACTOR IS SOLELY RESPONSIBLE FOR THE PAYMENT OF ALL COSTS INCURRED IN CORRECTING ANY WORK

PERFORMED WHICH DEVIATES FROM THE PLANS. ALL FINES AND/OR PENALTIES ASSESSED WITH RESPECT THERETO AND ALL COMPENSATOR OR PUNITIVE DAMAGES RESULTING THEREFROM AND, FURTHER, MUST DEFEND, INDEMNIFY, PROTECT, AND HOLD HARMLESS THE ENGINEER OF RECORD AND BOHLER ENGINEERING PARTIES TO THE FULLEST EXTENT PERMITTED UNDER THE LAW. FOR AND FROM ALL FEES, ATTORNEYS FEES, DAMAGES, COSTS, JUDGMENTS, CLAIMS, INJURIES, PENALTIES AND THE LIKE RELATED TO SAME. 26. THE CONTRACTOR IS RESPONSIBLE FOR A MAINTAINING AND PROTECTING THE TRAFFIC CONTROL PLAN AND ELEMENTS IN ACCORDANCE WIT

FEDERAL, STATE, AND LOCAL REQUIREMENTS, FOR ALL WORK THAT AFFECTS PUBLIC TRAVEL EITHER IN THE RIGHT OF WAY OR ON SITE. THE COST FOR THIS ITEM MUST BE INCLUDED IN THE CONTRACTOR'S PRICE AND IS THE CONTRACTOR'S SOLE RESPONSIBILITY OWNER MUST MAINTAIN AND PRESERVE ALL PHYSICAL SITE FEATURES AND DESIGN FEATURES DEPICTED ON THE PLANS AND RELATED. DOCUMENTS IN STRICT ACCORDANCE WITH THE APPROVED PLAN(S) AND DESIGN; AND, FURTHER, THE ENGINEER OF RECORD AND/OR BOHLER ENGINEERING ARE NOT RESPONSIBLE FOR ANY FAILURE TO SO MAINTAIN OR PRESERVE SITE AND/OR DESIGN FEATURES. IF OWNER FAILS TO MAINTAIN AND/OR PRESERVE ALL PHYSICAL SITE FEATURES AND/OR DESIGN FEATURES DEPICTED ON THE PLANS AND RELATED DOCUMENTS OWNER AGREES TO INDEMNIFY AND HOLD THE ENGINEER OF RECORD AND BOHLER ENGINEERING PARTIES, HARMLESS FOR ALL INJURIES,

28. THE CONTRACTOR IS SOLELY RESPONSIBLE FOR ENSURING THAT ALL CONSTRUCTION ACTIVITIES AND MATERIALS COMPLY WITH AND CONFORM TO APPLICABLE FEDERAL, STATE AND LOCAL RULES AND REGULATIONS, LAWS, ORDINANCES, AND CODES, AND ALL APPLICABLE REQUIREMENTS OF THE OCCUPATIONAL SAFETY AND HEALTH ACT OF 1970, (29 U.S.C. 651 ET SEQ.) AS AMENDED, AND ANY MODIFICATIONS,

29. THE CONTRACTOR MUST STRICTLY COMPLY WITH THE LATEST AND CURRENT OSHA STANDARDS AND REGULATIONS, AND/OR ANY OTHER AGENCY WITH JURISDICTION OVER EXCAVATION AND TRENCHING PROCEDURES. ENGINEER OF RECORD AND BOHLER ENGINEERING HAS NO RESPONSIBILITY FOR OR AS RELATED TO EXCAVATION AND TRENCHING PROCEDURES AND WORK. 30. THE CONTRACTOR AND THE OWNER MUST INSTALL ALL ELEMENTS AND COMPONENTS IN STRICT COMPLIANCE WITH AND IN ACCORDANCE WIT MANUFACTURER'S STANDARDS AND RECOMMENDED INSTALLATION CRITERIA AND SPECIFICATIONS. IF THE CONTRACTOR AND/OR OWNER FAIL TO DO SO, THEY AGREE TO JOINTLY, INDEPENDENTLY, SEPARATELY, COLLECTIVELY, AND SEVERALLY INDEMNIFY, DEFEND, PROTECT AND HOLI

ENGINEER OF RECORD AND/OR BOHLER ENGINEERING PARTIES HARMLESS FOR ALL INJURIES AND DAMAGES THAT ENGINEER SUFFERS AND COSTS THAT ENGINEER INCURS AS A RESULT OF SAID FAILURE THE CONTRACTOR IS RESPONSIBLE TO MAINTAIN AN ON-SITE STORMWATER POLLUTION PREVENTION PLAN (SWPPP) IN COMPLIANCE WITH THE ENVIRONMENTAL PROTECTION AGENCY (EPA) REQUIREMENTS OR LOCAL GOVERNING AGENCY FOR SITES WHERE ONE (1) ACRE OR MORE IS DISTURBED BY CONSTRUCTION ACTIVITIES (ÚNLESS THE LOCAL JURISDICTION REQUIRES A DIFFERENT THRESHOLD). THE CONTRACTOR MUS ENSURE THAT ALL ACTIVITIES, INCLUDING THOSE OF ALL SUBCONTRACTORS, ARE IN COMPLIANCE WITH THE SWPPP, INCLUDING BUT NOT LIMITED TO LOGGING ACTIVITIES (MINIMUM ONCE PER WEEK AND AFTER RAINFALL EVENTS) AND CORRECTIVE MEASURES. AS APPROPRIATE AND FURTHER. THE CONTRACTOR IS SOLELY AND COMPLETELY RESPONSIBLE FOR FAILING TO DO SO.

AS CONTAINED IN THESE DRAWINGS AND ASSOCIATED DOCUMENTS PREPARED BY THE SIGNATORY PROFESSIONAL ENGINEER OF RECORD THE USE OF THE WORDS 'CERTIFY' OR 'CERTIFICATION' CONSTITUTE(S) AN EXPRESSION ONLY OF PROFESSIONAL OPINION REGARDING THE INFORMATION WHICH IS THE SUBJECT OF THE ENGINEER OF RECORD'S KNOWLEDGE OR BELIEF AND IN ACCORDANCE WITH COMMON AND ACCEPTED PROCEDURE CONSISTENT WITH THE APPLICABLE STANDARDS OF PRACTICE, AND DOES NOT CONSTITUTE A WARRANTY OR GUARANTEE OF ANY NATURE OR TYPE, EITHER EXPRESSED OR IMPLIED, UNDER ANY CIRCUMSTANCES.

COMMENT REV DATE

REVISIONS



ISSUED FOR MUNICIPAL &

WHETHER IT'S ON PRIVATE OR PUBLIC LAND.

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AGENCY REVIEW & APPROVA

THIS DRAWING IS INTENDED FOR MUNICIPAL AND/OR AGENC IEW AND APPROVAL. IT IS NOT INTENDED AS A CONSTRUC DOCUMENT UNLESS INDICATED OTHERWISE PROJECT No.: DRAWN BY:

J200639-SPP-0A

PROJECT:

PRELIMINARY & FINAL MAJOR SITE PLAN

> **FLEMINGTON CENTER URBAN**

> > **PROPOSED**

RENEWAL, LLC

DEVELOPMENT BLK: 22 | LOTS: 4-7 & 12-14 BLK: 24 | LOTS: 1-3 & 5 MAIN STREET, BLOOMFIELD AVE, SPRING STREET & CHORISTER PLACE BOROUGH OF FLEMINGTON

HUNTERDON COUNTY, NEW JERSEY

30 INDEPENDENCE BLVD., SUITE 200 **WARREN, NJ 07059** Phone: (908) 668-8300 (908) 754-4401 www.BohlerEngineering.com NJ CERT. OF AUTHORIZATION NO. 24GA28161700 & MH000

K.B. CAHILL

:PROFESSIONAL ENGINEER NEW JERSEY LICENSE No. 42004

SHEET TITLE:

SITE LAYOUT **PLAN**

C-04

ORG. DATE - 10/23/2020

Packet Pg. 163

Borough of Flemington Hunterdon County, New Jersey

ORDINANCE #2022-_

AN ORDINANCE OF THE BOROUGH OF FLEMINGTON, COUNTY OF HUNTERDON, AND STATE OF NEW JERSEY ESTABLISHING A MID-BLOCK CROSSWALK ON SPRING STREET, BOROUGH OF FLEMINGTON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY

WHEREAS, N.J.S.A. 39:4-8 permits a municipality to establish certain regulations in the interest of public safety and the expedition of traffic along roadways; and

WHEREAS, pursuant to N.J.S.A. 39:4-8, a crosswalk installed at a location that is not a designated stop-controlled intersection must be reviewed and approved by the Borough Engineer; and

WHEREAS, N.J.S.A. 39:4-8 permits a municipality to install or place an in-street pedestrian crossing right-of-way sign at a marked crosswalk, by ordinance, pursuant to N.J.S.A. 40:49-2; and

WHEREAS, upon referral from the Borough Planning Board as part of a site plan approval for the Union Hotel Redevelopment application, the Borough Council feels it would be appropriate to establish a midblock crosswalk along Spring Street ('Crosswalk') to improve safety for pedestrians that cross Spring Street when traveling between the pedestrian plaza connecting Main Street to the parking area and neighborhood along the westerly side of Spring Street; and

WHEREAS, the Borough Engineer has reviewed the proposal of installing the Crosswalk and has concluded that the Crosswalk is appropriately located at the easterly terminus of the pedestrian plaza and is needed to provide a safe crossing for pedestrians when crossing Spring Street; and

WHEREAS, the Planning Board Engineer and Borough Engineer have proposed that the Crosswalk be installed on Spring Street at the location where the Union Hotel Redevelopment pedestrian plaza ends at Spring Street ('Location'), as identified in the redeveloper's site plan, attached; and

WHEREAS, the Borough Engineer has concluded that this Location offers adequate sight distance pursuant to the standards established by the American Association of State Highway and Transportation Officials, which distance will permit a driver to observe and safely stop before reaching the Crosswalk; and

WHEREAS, the Borough Engineer proposes that the Crosswalk be installed with appropriate signs and striping that will serve to enhance the safety of this crosswalk.

NOW THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Flemington, in the County of Hunterdon, and State of New Jersey as follows:

SECTION 1. ESTABLISHMENT OF MIDBLOCK CROSSWALK ON SPRING STREET

- 1. The purpose of this Ordinance is to establish a midblock crosswalk at a location that is open to the public or to which the public is invited as set forth below.
- 2. The midblock crosswalk shall be established pursuant to the provisions of N.J.SA 39:4-8, which confers upon a municipality the right to establish certain regulations in the interest of public safety and the expedition of traffic on roadways under the municipality's jurisdiction, and N.J.SA 40:49-2, which establishes the procedure for the establishment of same.

3. The location herein is designated as a mid block crosswalk:

Name of Street

Location

Spring Street

At the location where the eastern end of the Union Hotel Redevelopment Pedestrian Plaza intersects Spring Street as identified in the approved Redevelopment Site Plan, attached.

4. Crosswalk markings and regulatory and warning signs shall be erected and maintained to effect the above designated midblock crosswalk in accordance with the Manual on Uniform Traffic Control Devices and guidelines established by the New Jersey Department of Transportation.

SECTION 2. At least three copies of said full Ordinance are on file in the Office of the Municipal Clerk for public examination and acquisition. Copies are available for inspection or acquisition during regular weekday working hours and arrangements have been made for the publication of said proposed Ordinance in pamphlet or other similar form which will be available for purchase from the Borough Clerk.

SECTION 3. This Ordinance shall take effect upon final passage and publication according to law.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection, paragraph, sentence or any part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance not directly involved in the controversy in which such judgment shall have been rendered.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

SECTION 7. This Ordinance may be renumbered for codification purposes.

NOTICE OF PENDING ORDINANCE

reading at a Regular Meeting of the Borough Commit A public hearing regarding san	• • • • • • • • • • • • • • • • • • •
, beginning atPM to be held	I in person at the Borough Hall, 38 Park
Avenue, Flemington, NJ 08822.	· ·
All persons interested both for and against said ordinace concerning same. A full copy of the ordinance is avail https://www.historicflemington.com or may be obtain during regular business hours.	lable on the Borough's official website
	Michael Humphrey
	Borough Clerk

Borough of Flemington Hunterdon County, New Jersey

ORDINANCE #2022-__

AN ORDINANCE OF THE BOROUGH OF FLEMINGTON, COUNTY OF HUNTERDON, AND STATE OF NEW JERSEY ESTABLISHING A MID-BLOCK CROSSWALK ON SPRING STREET, BOROUGH OF FLEMINGTON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY

NOTICE OF FINAL ADOPTION

PUBLIC NOTICE is hereby given that the foregoing Ordin held at a Regular Meeting of the Borough Council of the E	
Said meeting was held at the Borough Hall, 38 Park Aven all persons were given the opportunity to be heard concer effect immediately upon publication, as required by law.	
	Michael Humphrey Borough Clerk

Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Council Ordinance
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:

ORDINANCE 2022-27

DOC ID: 3924

Accepting an Emergency Access Easement Over a Portion of Block 42, Lot 16

WHEREAS, the Borough of Flemington (the "Borough") recently purchased property located at 200 Main Street and designated as Block 42, Lot 9 on the Tax Maps of the Borough of Flemington, for use, in part, as a police department headquarters; and

WHEREAS, the Property is access via a driveway on to Main Street; and

WHEREAS, the Borough requires alternate access to and from the Property via Broad Street in the event of an emergency; and

WHEREAS, the Mayor and Council of the Borough of Flemington, County of Hunterdon, State of New Jersey, wish to accept an Emergency Access Easement over a portion of property designated as Block 42, Lot 16 on the Tax Maps of the Borough of Flemington, Hunterdon County; and

WHEREAS, N.J.S.A. 40A:12-4 authorizes the Borough to accept such easement; and

WHEREAS, attached hereto is a form of easement that have been reviewed by the Borough Engineer and Borough Attorney; and

WHEREAS, it appears to the Mayor and Council that the public interest would be served by accepting the easement described herein.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Flemington, County of Hunterdon, State of New Jersey as follows:

- 1. The Borough of Flemington hereby accepts the above-referenced easement over a portion of the property designated as Block 42, Lot 16 on the Tax Maps of the Borough of Flemington as more particularly described in the deed of easement attached hereto.
- The Borough Mayor, Clerk, and such Borough Professionals as are necessary, are hereby authorized and directed to take such actions to effectuate the provisions of this Ordinance including but not limited to executing the above-referenced easement in a form substantially similar to that attached hereto and made a part hereof.
- 3. The Borough Clerk shall, within sixty (60) days of the effective date of this Ordinance, file a copy of this Ordinance certified by her under the seal of the municipality, to be a true copy thereof, together with proof of publication thereof, in the office of the Clerk of the County of Hunterdon in accordance with the provisions of N.J.S.A. 40:67-21.

Updated: 10/19/2022 2:40 PM by Michael J. Humphrey

- 4. At least one (1) week prior to the time fixed for further consideration of this Ordinance for final passage, a copy thereof together with the notice of the introduction thereof and the time and place when and where the Ordinance will be further considered for final passage shall be mailed to every person whose lands may be affected by this Ordinance so far as may be ascertained. Said notices shall be mailed by the Borough Clerk in accordance with the provisions of N.J.S.A. 40:49-6.
- 5. This Ordinance shall take effect immediately after final passage, approval and publication as provided by law.
- 6. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.
- 7. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Introduced: October 24, 2022 Adopted:	
Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

Updated: 10/19/2022 2:40 PM by Michael J. Humphrey

Prepared By:	
Tara Ann St. Angelo, Esq.	

EMERGENCY ACCESS EASEMENT

THIS EMERGENCY ACCESS 2022, by and between:	EASEMENT, made this day of
	GTON, a municipal corporation of the State of New (hereinafter referred to as "Grantor"
AND	
located at	,, having offices (hereinafter "Grantor")

WITNESSETH

WHEREAS, the Borough is the owner of certain property located at 200 Main Street, which property is known and designated as Block 42, Lot 9 on the tax maps of the Borough of Flemington (hereinafter referred to as the "Borough's Property"); and

WHEREAS, the Borough intends to develop the Property, in part, as a headquarters for its police department; and

WHEREAS, the Property is only accessed via Main Street; and

WHEREAS, the Borough requires additional access to the Property in the case of an emergency to Broad Street; and

WHEREAS, such emergency access requires an easement over a portion of property located at 155 Broad Street and designated on the Tax Maps of the Borough of Flemington as Block 42, Lot 16 (the "Easement Area"), which is owned by Grantor; and

WHEREAS, the Easement Area is more particularly described on Exhibit A attached hereto; and

WHEREAS, the Borough intends to construct a Driveway connecting the Borough's Property to Block 42, Lot 16, which will be accessed by an Emergency Gate; and

WHEREA	${f S},$ the Borough aut	horized the	acceptance	of such	easement	pursuant	to
Ordinance No	, adopted on		•				

NOW, THEREFORE, for the sum of **ONE DOLLAR** (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. **Grant of Emergency Access Easement.** The Grantor hereby grants to the Borough, its successors, heirs or assigns a non-exclusive easement on, over, across, and through a portion of the property designated as Block 42, Lot 16 on the Tax Maps of the Borough of Flemington more particularly described on Exhibit A attached hereto (the "Easement Area") for the purpose of ingress, egress, and access to provide fire, police, ambulance, rescue services, and other governmental or private emergency services access to the Borough's Property.

Subject to the terms of this Easement, the Borough shall have all other rights and benefits which are necessary for the full enjoyment and use of the rights herein granted, including, without limitation, the right, but not the obligation, to clear the Easement Area of obstructions which would prevent the above-referenced emergency vehicles from traversing the Easement Area, including, but not limited to disabled vehicles, snow, and tree limbs.

The Borough, and its successors and assigns, agrees to use its best efforts to perform all work requiring its use, access and possession of the Easement Area in a workmanlike manner with a minimum of inconvenience to Grantor, and to complete such work expeditiously. With the exception of the Driveway to be constructed, Grantor herein reserves the right to cross the remainder of the Easement Area for ingress and egress to and from the remainder of the Grantors' property and reserve all such rights as set forth herein.

The Grantor and its successors and / or assigns shall have the right to fully enjoy the said premises in any way which does not physically obstruct the Easement Area.

2. Grant of Temporary Construction Easement for Construction of Driveway. Grantee hereby agrees to construct the Driveway and associated Emergency Gate (or to cause the Driveway and associated Emergency Gate to be constructed). The Grantor hereby grants and conveys to Borough, its successors and assigns, a temporary construction easement over a portion of the Easement Area as shown on Exhibit A (the "Construction Easement Area"), as necessary so as to permit the Borough to complete (or cause to be completed) the construction of the Driveway and associated Emergency Gate.

The term of the Construction Easement Area shall begin on the date construction begins and for a period of 30 days. The Borough shall restore the Construction Easement Area to as near as possible its original condition.

3. **Term.** This Easement Agreement shall be perpetual, and shall encumber and run with the land.

4. Obligations of Borough and Maintenance of the Emergency Access Easement.

- a. **Use of Easement Area.** The use of the Easement Area by the Borough shall be limited to ingress and egress to Broad Street of fire, police, ambulance, rescue services, and other governmental or private emergency services. Nothing herein shall be construed to neither permit public access to nor public use of the Easement Area.
- b. **Construction and Use of Emergency Gate.** Borough shall install an Emergency Gate across on Driveway on the Borough's Property in accordance with Exhibit A. Such Emergency Gate shall remain closed at all times unless requires to be opened for ingress and egress of fire, police, ambulance, rescue services, and other governmental or private emergency services. The Borough shall maintain the Emergency Gate in good working order.
- c. **Maintenance Obligations of Borough.** The only maintenance obligation of the Borough is to maintain the Driveway. Such maintenance obligations shall include paving and snow removal. It is expressly acknowledged hereby that, with the exception of the obligation to maintain the Driveway, the Borough does not now and will not in the future have any obligation whatsoever to clean debris or garbage, maintain or repair any pavement or roadway striping, trim any trees, or remove snow in and about the remainder of the Easement Area. If the event of snowfall, if the remainder of the Easement Area is not plowed, the Borough shall have the right, but not the obligation, to plow two passes between the Driveway and Broad Street.
- 5. **Reservation by Grantor / Non-Exclusive Use.** All right title and interest in and to any Easement Area described herein which may be used and enjoyed without interfering with the rights conveyed by this Easement are reserved to the Grantor; provided, however, that the Grantor, and its successors and assigns, shall not disturb, displace, damage, or interfere with the Borough's use of the Easement Area for emergency ingress and egress; or erect or maintain any structures or buildings which may interfere with the Borough's intended use of the Easement Area.

Grantor agrees and covenants that the Borough shall quietly enjoy its rights in and to the said Easement Area without disturbance and interference by the Grantor. It is understood and agreed that this Easement confers upon the Borough no rights of title to the Easement Area. Nothing herein shall be construed to limit the Grantor's right of access to and use of the Easement Area except as herein provided.

6. **Indemnification and Hold Harmless.** In consideration of the privilege herein granted, the Borough, its successors, heirs or assigns will not seek or claim any damages from the Grantor in connection with or on account of any injuries or damages arising in or on the Easement Area while being used by the Borough and its agents and employees. The Borough shall indemnify and save harmless the Grantor from all claims or damages in connection with the Borough's use of the Easement Area.

This Paragraph shall survive the expiration or termination of this Easement.

7. **Assignment / Transfer / Mortgage.** This Agreement is not assignable by Borough; and should the Borough's Property cease to be utilized as for Borough use, this Easement shall automatically be null and void and of no further force and effect. The Easement and the rights of any persons or entities to use the Easement Area as aforesaid shall automatically terminate and expire if, as and when the Borough's Property is no longer owned by Borough or otherwise used as a for Borough use.

Grantor may convey, mortgage, lease or otherwise transfer title or interest in the lands subject to this Easement provided, however, that the covenants and conditions herein remain superior to such conveyance, mortgage, lease or transfer, it being the intention of the parties that this Easement and its terms and conditions shall become a part of the chain of title and shall run with the land.

- 8. **Modification.** This Easement shall not be amended or modified without the written consent of Grantor and the Borough, and any such amendment or modification shall be filed of record with the Hunterdon County Clerk's Office.
- 9. **Grantor's Covenant.** There are no mortgages, judgments, liens, attachments, or other encumbrances which will affect the title or right of the Grantor to convey this easement to the Borough for the purposes as described herein.
- 10. **Notices.** Any notice permitted or required by this Easement shall be deemed received, if delivered, when actually received, or, if mailed, on the third day after mailed by certified mail, postage prepaid, to the party's address set forth in this Easement, or to such other address designated in writing to the other parties.
- 11. **Governing Law.** This Easement shall be governed by and construed in accordance with the laws of the State of New Jersey.

[SIGNATURE PAGES FOLLOW]

GRANTEE THE BOROUGH OF FLEMINGTON

	By: Betsy Driver, Mayor
	Date:
STATE OF NEW JERSEY :	
:SS COUNTY OF HUNTERDON :	
I CERTIFY that on, 2	022,
stated under oath, to my satisfaction that: (a) she is the Mayor of the Borough of Fledocument; (b) this document was signed and delivere the Borough of Flemington;	egoing instrument, personally came before me and emington, the government entity named in this ed to represent the duly authorized and voluntary act of tration which was affixed to this document; these facts.
	Attesting Witness
Signed and sworn to before me Thisday of, 2022	

GRANTEE

	By:	·	
Witness	Prir	nt Name:	
	Dat	te:	
STATE OF NEW JERSEY	:		
	: SS.		
COUNTY OF	:		
I certify that on		, 2022,	, personally
came before me and this person			
(a) Was the maker of the atta	ached instrumen	t;	
(b) Was authorized to and di			
a limited liability comparexecute this Easement, p			
(c) Executed this instrument		1 0	-
(d) The full and actual consi	deration paid or	to be paid for the transf	er of title is One Dollar
(\$1.00) (such considerati	on is defined in	<u>N.J.S.A.</u> 46-15-5).	
		Attesting Witness	

Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM Department: Governing Body Category: Board Policy Prepared By: Michael J. Humphrey Initiator: Michael J. Humphrey Sponsors:

DOC ID: 3925

RESOLUTION 2022-212

Authorizing the Raritan Township Engineer to Submit a Joint Application with the Borough of Flemington for a Stormwater Technical Assistance Grant to Conduct a Stormwater Utility Feasibility Study

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) has introduced new and amended regulations regarding Stormwater Management; and

WHEREAS, all municipalities are required to modify and update their stormwater programs to conform with the new and amended regulations; and

WHEREAS, in March 2019, the Stormwater Utility Act, officially known as the "Clean Stormwater and Flood Reduction Act" was signed into law; and

WHEREAS, this Act authorizes local governments the ability to create a stormwater utility, which is a public utility that assesses fees and uses the revenue from these fees to maintain infrastructure designed to control stormwater flooding and reduce pollutants from entering into waterbodies; and

WHEREAS, a stormwater utility is currently the only mechanism that would enable the Township to dedicate these funds directly to stormwater management and thereby properly operate, maintain, repair and improve the Township's stormwater facilities; and

WHEREAS, the Borough recognizes the importance of improving and maintaining its stormwater system based on the recent flooding events in the Township and has already taken steps to identify those areas in need of attention; and

WHEREAS, the NJDEP is offering No Cost Technical Assistance Grants to determine a municipality's need for a Stormwater Utility; and

WHEREAS, the Borough is partnering with Raritan Township and the Raritan Township Municipal Utilities Authority (RTMUA) in the application for the Grant so as to address the needs of the community as a whole; and

WHEREAS, the Borough Administrator recommends that the Borough pursue this grant in an effort to save time and money in the potential establishment of a Stormwater Utility.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Flemington, County of Hunterdon, State of New Jersey authorize the Raritan Township Engineer, Paul Ferriero, to submit an application for the No Cost Technical Assistance Grant for establishing a Stormwater Utility.

Updated: 10/21/2022 2:04 PM by Michael J. Humphrey

Attest:

BE IT FURTHER RESOLVED	that Raritan	Township	and the	Raritan	Township	Municipal
Utilities Authority will adop	t similar resolu	itions supp	orting the	applica	tion for the	e Grant by
the Township on behalf of	all three entit	ties				
Adopted: October 24, 201	22					

Potov Driver Mayor

Betsy Driver, Mayor

Michael Humphrey, Acting Borough Clerk

CERTIFICATION

I, Michael Humphrey, Acting Clerk of the Borough of Flemington, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Council of the Borough of Flemington held on October 24, 2022.

Michael Humphrey,

Acting Clerk

Updated: 10/21/2022 2:04 PM by Michael J. Humphrey

Mayor and Common Council

38 Park Avenue Flemington, NJ 08822

SCHEDULED

Meeting: 10/24/22 07:30 PM
Department: Governing Body
Category: Board Policy
Prepared By: Michael J. Humphrey
Initiator: Michael J. Humphrey
Sponsors:
DOC ID: 3929

RESOLUTION 2022-213

Executive Session to Discuss Negotiation of Potential Amendment of RDA for Liberty Village

WHEREAS, the Common Council of the Borough of Flemington desires to discuss and obtain attorney advice regarding negotiation of potential amendment of RDA for Liberty Village; and

WHEREAS, an executive session for this discussion is justified under N.J.S.A. 10:4-12 (7), which cites:

pending or anticipated litigation or contract negotiation other than in subsection B. (4) herein in which the public body is, or may become, a party, or matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise her ethical duties as a lawyer; and

WHEREAS, a date cannot yet be given for when the minutes from the executive session may be made public;

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the Borough of Flemington go into executive session for the above-started purpose.

Adopted: October 24, 2022 Attest:	
	Betsy Driver, Mayor
Michael Humphrey, Acting Borough Clerk	

Updated: 10/24/2022 12:14 PM by Michael J. Humphrey