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RESOLUTION 20-184

A RESOLUTION OF THE TOWN OF BOONTON, COUNTY OF MORRIS, AND STATE OF NEW JERSEY, TO ACCEPT A TEMPORARY CONSTRUCTION AGREEMENT FOR THE TOWN OF BOONTON'S POCKET AND CANAL PARKS WITH THE ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY

WHEREAS, the Board of Aldermen remain committed to supporting, improving and advancing the use of parks for the benefit, safety, health and welfare of the Town's citizens, businesses and visitors; and

WHEREAS, the Rockaway Valley Regional Sewerage Authority (hereinafter the "RVRSA") has proposed an Amended Temporary Construction Agreement with regard to Pocket Park and Canal Park; and

WHEREAS, the RVRSA proposes to undertake demolition, construction and replacement of existing sewer lines, and create bypass pumping systems to allow such work to proceed; and

WHEREAS, the work done to the sewerage lines and ancillary facilities does not constitute a diversion of parkland according to *N.J.A.C. 7:36-25.2(d)6*, but any use of parkland for sewerage system improvements is subject to Green Acres regulations governing the non-recreation/conservation use of parkland under *N.J.A.C. 7:36-25.14*; and

WHEREAS, RVRSA shall be responsible for the Temporary Construction areas to be restored to the same condition that existed at the commencement of the Term of the Amended Temporary Construction Agreement, at RVRSA's sole cost and expense; and

WHEREAS, that the Mayor and Board of Aldermen is in support of this project, subject to the conditions as noted by the Town Administrator by letter dated July 7, 2020.

NOW THEREFORE BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, in the County of Morris and State of New Jersey, that the Town of Boonton accept this Amended Temporary Construction Agreement.

I, Cynthia A. Oravits, Clerk of the Town of Boonton, County of Morris and State of New Jersey, hereby certifies this to be a true copy of a resolution adopted by the Mayor and Board of Aldermen of the Town of Boonton on July 20, 2020

Cynthia A. Oravits, RMC
Town Clerk