



Virtual Regular Meeting of the Mayor and Council of the Borough of Bogota, to be held at the Bogota Council Chambers, 375 Larch Avenue, Bogota, NJ, on Thursday, June 24, 2021 at 7:30pm.

Join Zoom Meeting

<https://us02web.zoom.us/j/89825234983>

Meeting ID: 898 2523 4983

Passcode: 129363

One tap mobile

+19292056099,,89825234983#,,,,*129363# US (New York)

Dial by your location

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Meeting ID: 898 2523 4983

Passcode: 129363

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Salute to the Flag

The notice requirements of the Open Public Meetings Law have been satisfied as notice was sent to two newspapers and posted on the Borough Hall bulletin board on June 14, 2021.

Roll Call: Mayor Kelemen, Councilmembers Carpenter, Connors, Fede, Granquist, Murphy, and Robbins, and Borough Attorney, Borough Administrator

Citizen Remarks: One Five (5) minute time limit per person

Discussion: To begin the Process to Purchase for Hose #2 Fire Truck including new quotes for the Hose #2 Apparatus, and begin process for specs for Ladder Truck including timing and cost for the ladder truck.

Consent Agenda

21-114 Re-Appoint Mark Barone as Electrical Sub-Code Official

21-115 Re-Appoint Keith Dalton as Bogota's Fire Sub-Code Official

21-117 Shared Services 911 Resolution

21-118 Liquor License Renewals

21-119 Buddy's Place Liquor License Renewal with Restrictions

21-120 Redemption of Tax Liens for Block 77 Lot 5, Block 94 Lot 3, Block 80 Lot 17, Block 92 Lot 15, Block 91 Lot 16, Block 29 Lot 16, Block 7 Lot 13

Resolution to be voted on Separately:

21-116 Appoint Community Development Representatives

PC21-11 Payment of Claims

Public Hearing on the following Ordinances:

#1562 An Ordinance to Prohibit the Operation of All Classes of Cannabis Businesses within the Borough of Bogota, and to Amend Chapter 21A of the Bogota Zoning Code

#1563 An Ordinance to Amend Chapter 21A of the Bogota Code to Permit Municipal Buildings and Facilities in R1 Zoning Districts of the Borough

Approvals - St. Joseph's Church is requesting Approval for a Raffle for a Peloton Bike which will take place on September 19, 2021, and to waive Borough fees.
-Morales Pizza and Deli requesting approval for Outdoor dining
- Minutes 6/3/2021

Citizen Remarks: One Five (5) minute time limit per person

Reports: Mayor, Council Committees, Borough Administrator, Borough Attorney, Borough Clerk

Closed Session –

Adjournment



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

Re-Appoint Mark Barone As Electrical Sub-Code Official

WHEREAS, pursuant to NJAC 5:23-4.3 and 4.4, mandates that the borough maintain a construction code enforcing agency with an electrical sub-code official; and

WHEREAS, NJSA 52:27D-126 mandates that such appointment be for a four-year term; and

WHEREAS, Mark Barone has the requisite licensing to qualify for this appointment and the Mayor has submitted the re-appointment of Mr. Barone for confirmation by Council.

NOW, THEREFORE, BE IT RESOLVED the re-appointment of Mark Barone as the borough's electrical sub-code official is confirmed for a four-year term from July 1, 2021 to June 30, 2025, for an annual salary provided in the salary ordinance;

BE IT FURTHER RESOLVED, a certified copy of this resolution be sent to Mr. Barone and to the NJDCA, Office of Regulatory Affairs, PO Box 818, Trenton, NJ 08625-0818 within 7 days of the date of this resolution;

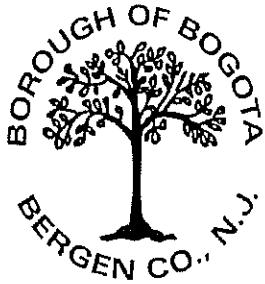
BE IT FURTHER RESOLVED a copy of this resolution be kept on file in the Borough Clerk's office and is available for public inspection during regular business hours.

Attest:

Approved:

Jeanne Cook, Borough Clerk

Christopher M. Kelemen, Mayor



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

Re-Appoint Keith Dalton as Bogota’s Fire Sub-Code Official

WHEREAS, the New Jersey Uniform construction code provides for a four year appointment for all Sub-code positions; and

WHEREAS, the need exists for the appointment of a Fire Sub-code Official so that the Borough enforces state-mandated codes; and

WHEREAS, the four year term of the present Fire Sub-code Official for the Borough, Keith Dalton, ends on July 16, 2021.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bogota that Keith Dalton be re- appointed as the Borough’s Fire Sub-Code Official for a four-year term effective July 17, 2021 through July 16, 2025 and compensation is commensurate with the salary ordinance;

BE IT FURTHER RESOLVED a certified copy of this resolution be sent to Mr. Dalton and to the NJDCA, Bureau of Regulatory Affairs, PO Box 816, Trenton, NJ 08625-0816 within 7 days of the date of this resolution; and

BE IT FURTHER RESOLVED a copy of this resolution shall be kept on file in the Borough Clerk’s office and shall be available for public inspection during regular business hours.

Attest:

Approved:

Jeanne Cook, Borough Clerk

Christopher M. Kelemen, Mayor



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

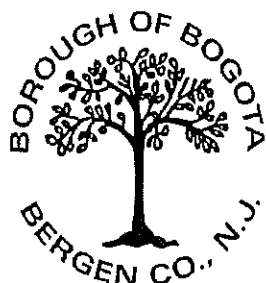
**A RESOLUTION AUTHORIZING APPOINTMENT OF MUNICIPAL REPRESENTATIVES
TO THE BERGEN COUNTY COMMUNITY DEVELOPMENT REGIONAL COMMITTEE
FY 2019-2020 Covering Period July 1, 2021 through June 30, 2022**

WHEREAS, the Municipality of Bogota has entered into a three-year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the Municipal Council to appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2021-2022 term starting July 1, 2021 and ending on June 30, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council hereby appoints _____ as its representative and _____ as its alternate and that the Mayor hereby appoints _____ as his/her representative and _____ as his/her alternate to serve on the Community Development Regional Committee for FY 2021-2022; and

BE IT FURTHER RESOLVED that an original, certified copy of this resolution be immediately emailed and sent via postage to Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, Fourth Floor; Hackensack, New Jersey 07601 | resposito@co.bergen.nj.us **as soon as possible and no later than Monday, July 15, 2021.**



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

WHEREAS, the Borough of Bogota is desirous of consolidating 9-1-1 Public Safety Access Point (PSAP) service with the County of Bergen for the purpose of sharing of resources and reducing costs; and

WHEREAS, the County of Bergen proposed to provide such 9-1-1 (PSAP) communication services to the Borough for an annual fee of seventy-five cents per resident based upon the 2010 census; and

WHEREAS, the Chief of Police recommends the transfer of the PLAP to the County of Bergen to alleviate the need for departmental system upgrades and assure 9-1-1 (PSAP) communications on a twenty-four-hour, seven day a week basis, including the provision of all medical pre-arrival instructions and translation services; and

WHEREAS, the County of Bergen shall transfer appropriate calls to the Bogota Police Department dispatch desk as necessary and will not provide any dispatching services on behalf of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bogota that the Mayor and Borough clerk be, and hereby are, authorized to execute the Agreement between the Borough of Bogota and County of Bergen authorizing Bergen County communications to provide 9-1-1 (PSAP) communication services to the Borough in the form attached hereto, subject to approval of the Borough Attorney.

Certification as to the availability of funds:

The Chief Financial Officer/Treasurer hereby certifies that sufficient funds are available to pay the anticipated amount for these services.

CERTIFIED: _____
Greg Bock, CFO/Treasurer

APPROVED: _____
Christopher M. Kelemen, Mayor

ATTEST: _____
Jeanne Cook, Borough Clerk



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

WHEREAS, the following have made application for Plenary Retail Consumption liquor licenses, which are in proper form and accompanied by license fee of \$2,232.00 each:

- 0204-33-001-003 Andy's Corner Inc. 257 Queen Anne Rd.
- 0204-33-007-008 Mato LLC, t/a Cozy Tavern, 131-135 Queen Anne Rd.
- 0204-33-004-006 Rich & Bob Inc., t/a 101 Pub, 101 Queen Anne Rd.

WHEREAS, the following have made application for Plenary Retail Distribution liquor licenses which are in proper form and accompanied by license fee of \$1,156.00 each:

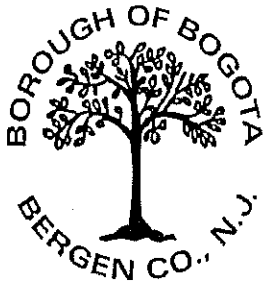
- 0204-44-002-006 Somrus Liquor Inc., t/a Santa Fe Liquors, 74 W. Main St.
- 0204-44-010-005 Megha Liquors and Grocery LLC. 8 E. Fort Lee Rd.
- 0204-44-003-010 Sejal Grocery, t/a Welsh Farms, 55 Queen Anne Rd.
- 0204-44-012-006 Shri Inc., t/a Riverview Liquors, 55 River Road
- 0204-44-008-004 S&M Brothers LLC, 25 Simpson Ct. Bergenfield NJ
- 0204-44-009-008 Luxmi Corporation, 9 Terry Ave, Edison, NJ

WHEREAS, the following made application for a Club license which is in proper form and accompanied by a license fee of \$188:

- 0204-31-014-001 Ralph H. Hall Post #5561, VFW, 241 West Shore Ave

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bogota that licenses be issued to the above-named applicants as of July 1, 2021, as said licenses expire June 30, 2022, and the Borough Clerk is authorized to sign and deliver such licenses.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the New Jersey Director of Alcoholic Beverage Control.



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

WHEREAS, the following has made application for Plenary Retail Consumption liquor license, which is in proper form and accompanied by license fee of \$2,232.00:

0204-33-011-005 No Place Inn, Inc. Buddy's Place, 13 E. Fort Lee Rd

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bogota that a license with pre-existing restrictions be issued to the above-named applicant as of July 1, 2021, as said license expires June 30, 2022, and the Borough Clerk is authorized to sign and deliver such license.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the New Jersey Director of Alcoholic Beverage Control.



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

RESOLUTION AUTHORIZING REDEMPTION OF TAX TITLE LIEN

WHEREAS, the Borough of Bogota sold at tax sale a lien on properties listed below; and

WHEREAS, the tax collector has received funds from a property owner(s) or other party of interest for redemption of the tax sale lien; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Bogota, New Jersey that the Tax Collector be authorized to redeem said lien and return applicable premiums in the following amounts:

BLOCK	77	
LOT	5	
ADDRESS	120 BEECHWOOD AVE	
CERTIFICATE #	20-022	
LIENHOLDER	TRYSTONE CAPITAL ASSETS LLC P.O. BOX 1030 BRICK, NJ 08723	
AMOUNT OF REDEMPTION	\$	2,411.21
REFUND OF PREMIUM	\$	10,700.00
TOTAL DUE TO LIENHOLDER	\$	13,111.21

BLOCK	94	
LOT	3	
ADDRESS	230 CYPRESS AVE	
CERTIFICATE #	20-028	
LIENHOLDER	TRYSTONE CAPITAL ASSETS LLC P.O. BOX 1030 BRICK, NJ 08723	
AMOUNT OF REDEMPTION	\$	2,891.87
REFUND OF PREMIUM	\$	12,600.00
TOTAL DUE TO LIENHOLDER	\$	15,491.87

BLOCK	80	
LOT	17	
ADDRESS	223 OAKWOOD	
CERTIFICATE #	15-011	
LIENHOLDER	CHRISTIANA TRUST CUST GSRAN-Z, LLC DEPOSIT PO BOX 71276 PHILADELPHIA, PA 19176-6276	
AMOUNT OF REDEMPTION	\$	76,969.91
REFUND OF PREMIUM	\$	14,100.00
TOTAL DUE TO LIENHOLDER	\$	91,069.91

BLOCK	92	
LOT	15	
ADDRESS	133 FAIRVIEW AVE	
CERTIFICATE #	20-026	
LIENHOLDER	GREYMORR LLC 5106 CALIFORNIA ST OMAHA, NE 68132	
AMOUNT OF REDEMPTION	\$	2,178.32
REFUND OF PREMIUM	\$	9,000.00
TOTAL DUE TO LIENHOLDER	\$	11,178.32

BLOCK	91	
LOT	16	
ADDRESS	129 CYPRESS AVE	
CERTIFICATE #	20-025	
LIENHOLDER	GREYMORR LLC 5106 CALIFORNIA ST OMAHA, NE 68132	
AMOUNT OF REDEMPTION	\$	5,376.67
REFUND OF PREMIUM	\$	12,800.00
TOTAL DUE TO LIENHOLDER	\$	18,176.67

BLOCK	29	
LOT	16	
ADDRESS	423 LARCH AVE	
CERTIFICATE #	20-007	
LIENHOLDER	TRYSTONE CAPITAL ASSETS LLC P.O. BOX 1030 BRICK, NJ 08723	
AMOUNT OF REDEMPTION	\$	3,533.56
REFUND OF PREMIUM	\$	15,700.00
TOTAL DUE TO LIENHOLDER	\$	19,233.56

BLOCK	7	
LOT	13	
ADDRESS	171 LARCH AVE	
CERTIFICATE #	20-018	
LIENHOLDER	GREYMORR LLC 5106 CALIFORNIA ST OMAHA, NE 68132	
AMOUNT OF REDEMPTION	\$	17,809.22
REFUND OF PREMIUM	\$	54,600.00
TOTAL DUE TO LIENHOLDER	\$	72,409.22

RESOLUTION # PC21-11

DATE: 6-24-21



COUNCIL	YES	NO	ABSENT	ABSTAIN	MOTION	SECOND
C. Carpenter						
M. Connors						
D. Fede						
J.E. Granquist						
M.E. Murphy						
R. Robbins						

WHEREAS, as required by NJS A 40A:4-57 and any other applicable requirements, the Chief Financial Officer of the Borough of Bogota has certified there are sufficient funds available in the appropriations of the municipal budget line items to make payment too claimants per the payment of claims;

BE IT RESOLVED that the Mayor and Council of the Borough of Bogota authorizes payment in the aggregate amounts of:

<u>Fund</u>	<u>Amount</u>
Total fund 01 CURRENT FUND	360,556.20
Total fund 04 General Capital Fund	7,533.03
Total fund 14 Trust Fund - Other	117,722.30
Total fund 19 COAH	111,816.44
GRAND TOTAL:	597,627.97

Bills List**BOROUGH OF BOGOTA**

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<u>PO Number</u>	<u>Po Date</u>	<u>Vendor</u>	<u>Description</u>	<u>Amount</u>	<u>Paid Date</u>
01-2010-20-1001-000		Appropriation Control General Administration - S&W Salary &			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	5,980.95	06/10/21
Total for Appropriation Control General Administration -			5,980.95		
Department Total: Appropriation Control General Administration -			5,980.95		
01-2010-20-1002-002		Appropriation Control General Administration - O/E Miscellaneous			
210613	06/16/21	JOSEPH SCARPA	REIMBURSEMENT FOR 1ST SR CITIZEN	82.91	06/22/21
Total for Appropriation Control General Administration -			82.91		
Department Total: Appropriation Control General Administration -			82.91		
01-2010-20-1101-000		Appropriation Control Mayor & Council - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	729.59	06/10/21
Total for Appropriation Control Mayor & Council - S&W			729.59		
Department Total: Appropriation Control Mayor & Council - S&W			729.59		
01-2010-20-1201-000		Appropriation Control Municipal Clerk - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	5,901.07	06/10/21
Total for Appropriation Control Municipal Clerk - S&W			5,901.07		
Department Total: Appropriation Control Municipal Clerk - S&W			5,901.07		
01-2010-20-1202-000		Appropriation Control Municipal Clerk - O/E Other Expenses			
210584	06/07/21	GENERAL CODE	INVOICE #GC00113211, eCODE360	1,195.00	06/22/21
210582	06/07/21	NJLM	INVOICE # 21M-8761,NJM MAG OCT	250.00	06/22/21
210585	06/07/21	NORTH JERSEY MEDIA GROUP	ORIDINANCE #1559 & ORIDINANCE #1558	72.50	06/22/21
210583	06/07/21	STAPLES	INVOICE #3477020369, OFFICE	81.52	06/22/21
Total for Appropriation Control Municipal Clerk - O/E			1,599.02		
Department Total: Appropriation Control Municipal Clerk - O/E			1,599.02		
01-2010-20-1301-000		Appropriation Control Financial Administration - S&W Salary &			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	539.62	06/10/21
Total for Appropriation Control Financial Administration			539.62		
Department Total: Appropriation Control Financial Administration			539.62		
01-2010-20-1302-000		Appropriation Control Financial Administration - O/E Other			
210099	02/03/21	BATTAGLIA ASSOCIATES, LLC. BO-2021-05, MAY 2021 FINANCE/TAX		9,180.00	06/22/21
Total for Appropriation Control Financial Administration			9,180.00		

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01-2010-20-1302-002		Appropriation Control Financial Administration - O/E Payroll			
210590	06/07/21	ACTION DATA SERVICES	DEMAND DEBIT - 06/07/2021	519.31	06/07/21
210644	06/22/21	ACTION DATA SERVICES	DEMAND DEBIT - 06/22/2021	363.56	06/22/21
Total for Appropriation Control Financial Administration			882.87		
Department Total: Appropriation Control Financial Administration			10,062.87		
01-2010-20-1352-000		Appropriation Control Audit Services - O/E Other Expenses			
210338	03/30/21	WIELKOTZ & COMPANY, LLC	20-18-01000; PROGRESS BILLING #1	10,000.00	06/22/21
Total for Appropriation Control Audit Services - O/E			10,000.00		
Department Total: Appropriation Control Audit Services - O/E			10,000.00		
01-2010-20-1402-001		Appropriation Control Data Processing - O/E Miscellaneous			
210639	06/22/21	TRI-STATE TECHNICAL	INVOICE # 33699, EMERG CALL	475.00	06/22/21
Total for Appropriation Control Data Processing - O/E			475.00		
01-2010-20-1402-002		Appropriation Control Data Processing - O/E Copy Machine Lease			
210592	06/08/21	MUNICIPAL CAPITAL FINANCE	3063010621, MAY 2021 COPIER LEASE	987.75	06/22/21
Total for Appropriation Control Data Processing - O/E			987.75		
Department Total: Appropriation Control Data Processing - O/E			1,462.75		
01-2010-20-1451-000		Appropriation Control Revenue Administration - S&W Salary &			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	425.00	06/10/21
Total for Appropriation Control Revenue Administration -			425.00		
Department Total: Appropriation Control Revenue Administration -			425.00		
01-2010-20-1452-000		Appropriation Control Revenue Administration - O/E Other			
210099	02/03/21	BATTAGLIA ASSOCIATES, LLC. BO-2021-05, MAY 2021 FINANCE/TAX		5,916.00	06/22/21
Total for Appropriation Control Revenue Administration -			5,916.00		
Department Total: Appropriation Control Revenue Administration -			5,916.00		
01-2010-20-1501-000		Appropriation Control Tax Assessment - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	679.29	06/10/21
Total for Appropriation Control Tax Assessment - S&W			679.29		
Department Total: Appropriation Control Tax Assessment - S&W			679.29		
01-2010-20-1552-001		Appropriation Control Legal Services - O/E Retainer - Municipal			
210368	04/12/21	BOGGIA & BOGGIA, LLC	JUNE 2021 RETAINER	6,500.00	06/22/21

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Total for		Appropriation Control Legal Services - O/E		6,500.00	
Department Total: Appropriation Control Legal Services - O/E				6,500.00	
01-2010-22-1951-000		Appropriation Control Construction Code - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	3,481.54	06/10/21
Total for		Appropriation Control Construction Code - S&W		3,481.54	
Department Total: Appropriation Control Construction Code - S&W				3,481.54	
01-2010-22-2001-000		Appropriation Control Property Maintenance - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	1,280.00	06/10/21
Total for		Appropriation Control Property Maintenance -		1,280.00	
Department Total: Appropriation Control Property Maintenance -				1,280.00	
01-2010-22-2002-001		Appropriation Control Property Maintenance - O/E Mileage			
210626	06/17/21	NICHOLAS A. BARESE	2021 Q2 MILEAGE REIMBURSEMENT	400.00	06/22/21
Total for		Appropriation Control Property Maintenance -		400.00	
Department Total: Appropriation Control Property Maintenance -				400.00	
01-2010-23-2202-003		Appropriation Control Group Insurance - O/E Dental			
210633	06/22/21	DELTA DENTAL PLAN OF N.J.,	EMPLOYEE DENTAL COVERAGE JULY 2021	4,651.33	06/22/21
Total for		Appropriation Control Group Insurance - O/E		4,651.33	
01-2010-23-2202-004		Appropriation Control Group Insurance - O/E Life/AD&D			
210586	06/08/21	OTTERSTEDT INSURANCE	INV #20271; ACCIDENT MEDICAL POLICY	2,480.00	06/22/21
Total for		Appropriation Control Group Insurance - O/E		2,480.00	
01-2010-23-2202-094		Appropriation Control Group Insurance - O/E Disability			
210596	06/10/21	UNUM LIFE INSURANCE CO OF	MAY 2021 DISABILITY PAYMENT	1,266.26	06/10/21
210597	06/10/21	UNUM LIFE INSURANCE CO OF	JUNE 2021 DISABILITY PAYMENT	0.00	06/10/21
210597	06/10/21	UNUM LIFE INSURANCE CO OF	JUNE 2021 DISABILITY PAYMENT	1,266.26	06/10/21
Total for		Appropriation Control Group Insurance - O/E		2,532.52	
Department Total: Appropriation Control Group Insurance - O/E				9,663.85	
01-2010-25-2401-000		Appropriation Control Police - S&W Regular			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	58,058.18	06/10/21
Total for		Appropriation Control Police - S&W Regular		58,058.18	
01-2010-25-2401-002		Appropriation Control Police - S&W Overtime			

Bills List**BOROUGH OF BOGOTA**

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210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	14,365.36	06/10/21
Total for		Appropriation Control Police - S&W Overtime		14,365.36	
01-2010-25-2401-005		Appropriation Control Police - S&W School Security			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	4,455.00	06/10/21
Total for		Appropriation Control Police - S&W School		4,455.00	
Department Total: Appropriation Control Police - S&W				76,878.54	
01-2010-25-2402-001		Appropriation Control Police - O/E Communications			
210608	06/15/21	PENGUIN MANAGEMENT, INC	65372, E-DISPATCH 7/1-12/31/2021	158.00	06/22/21
Total for		Appropriation Control Police - O/E		158.00	
01-2010-25-2402-002		Appropriation Control Police - O/E Equipment Maintenance			
210354	04/12/21	COMPUTER SQUARE INC	INVOICE # 00866, TICKETS FOR	1,968.00	06/22/21
210575	06/07/21	DRAGER INC.	INVOICE # 5951259005, ALCOTEST	179.00	06/22/21
Total for		Appropriation Control Police - O/E Equipment		2,147.00	
01-2010-25-2402-003		Appropriation Control Police - O/E Office Supplies			
210576	06/07/21	STAPLES	INVOICE # 3476952693, OFFICE	296.55	06/22/21
Total for		Appropriation Control Police - O/E Office		296.55	
01-2010-25-2402-004		Appropriation Control Police - O/E Computer / IT			
210574	06/07/21	TRI-STATE TECHNICAL	INVOICE #'s 32927, 28700, 28800,	964.00	06/22/21
Total for		Appropriation Control Police - O/E Computer /		964.00	
01-2010-25-2402-005		Appropriation Control Police - O/E Firearms / Ammo			
210483	05/12/21	NORTH ARLINGTON P.D.	FIREARM RANGE 1/16/21	100.00	06/22/21
Total for		Appropriation Control Police - O/E Firearms /		100.00	
01-2010-25-2402-007		Appropriation Control Police - O/E Vehicle Maintenance			
210579	06/07/21	QUALITY TRANSMISSIONS	REPAIR #47 TRANSFER CASE ASSEMBLY	2,135.19	06/22/21
210512	05/17/21	TOM'S SERVICE CENTER	INVOICE #s 38326 AND 38325	83.58	06/22/21
210577	06/07/21	TOM'S SERVICE CENTER	INVOICE # 38429, OIL CHANGES	39.95	06/22/21
210578	06/07/21	TOM'S SERVICE CENTER	INVOICE # 38464, #45 REPAIR,	1,157.45	06/22/21
Total for		Appropriation Control Police - O/E Vehicle		3,416.17	
01-2010-25-2402-008		Appropriation Control Police - O/E Special Services			
210513	05/17/21	STATE TOXICOLOGY	NEW HIRE DRUG TEST, HONDROS & NAEM	90.00	06/22/21

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Total for		Appropriation Control Police - O/E Special		90.00	
Department Total: Appropriation Control Police - O/E				7,171.72	
01-2010-25-2411-000		Appropriation Control Police Clerical - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	1,593.75	06/10/21
Total for		Appropriation Control Police Clerical - S&W		1,593.75	
Department Total: Appropriation Control Police Clerical - S&W				1,593.75	
01-2010-25-2421-000		Appropriation Control Crossing Guards - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	3,632.47	06/10/21
Total for		Appropriation Control Crossing Guards - S&W		3,632.47	
Department Total: Appropriation Control Crossing Guards - S&W				3,632.47	
01-2010-25-2442-001		Appropriation Control Auxiliary Police - O/E Other Expenses			
210608	06/15/21	PENGUIN MANAGEMENT, INC	65372, E-DISPATCH 7/1-12/31/2021	158.00	06/22/21
Total for		Appropriation Control Auxiliary Police - O/E		158.00	
Department Total: Appropriation Control Auxiliary Police - O/E				158.00	
01-2010-25-2501-000		Appropriation Control Police Dispatching/911 - S&W Salary &			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	7,836.18	06/10/21
Total for		Appropriation Control Police Dispatching/911 -		7,836.18	
Department Total: Appropriation Control Police Dispatching/911 -				7,836.18	
01-2010-25-2552-001		Appropriation Control Fire - O/E Other Expenses			
210606	06/15/21	ADAM SCHAEFER	REF # 888030319, WIPER BLADES	81.54	06/22/21
210607	06/15/21	ALEX BREUSS	INVOICE # 20654, ACCOUNTABILITY	31.00	06/22/21
210605	06/15/21	BOGOTA ENGINE CO #3	M-DAY SUPPLIES FROM H-DEPOT &	159.66	06/22/21
210535	05/21/21	DIVERSIFIED	VOID DUPLICATE	0.00	06/21/21
210535	05/21/21	DIVERSIFIED	ANNUAL LADDER TESTING	-1,890.00	06/21/21
210609	06/15/21	FIRE & SAFETY SERVICES	INVOICE # SI21-0015, WORK ON ENGINE	582.97	06/22/21
210604	06/15/21	TECHNICAL FIRE SERVICES	INVOICE # 7138, ANNUAL PUMP	555.00	06/22/21
210580	06/07/21	TOM'S SERVICE CENTER	INVOICE # 38376, VEHICLE C-1	59.95	06/22/21
210603	06/15/21	TOM'S SERVICE CENTER	INVOICE # 38385, SERVICE FOR CAR #	90.47	06/22/21
Total for		Appropriation Control Fire - O/E Other		-329.41	
01-2010-25-2552-002		Appropriation Control Fire - O/E Clothing Allowance			

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210581	06/07/21	KEVIN BAYHON	INVOICE # 100070, UNIFORM	488.00	06/22/21
Total for		Appropriation Control Fire - O/E Clothing		488.00	
Department Total: Appropriation Control Fire - O/E				158.59	
01-2010-25-2602-001		Appropriation Control Rescue Squad - O/E Other Expenses			
210608	06/15/21	PENGUIN MANAGEMENT, INC	65372, E-DISPATCH 7/1-12/31/2021	158.00	06/22/21
Total for		Appropriation Control Rescue Squad - O/E Other		158.00	
Department Total: Appropriation Control Rescue Squad - O/E				158.00	
01-2010-25-2651-000		Appropriation Control Uniform Fire Safety - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	1,716.52	06/10/21
Total for		Appropriation Control Uniform Fire Safety -		1,716.52	
Department Total: Appropriation Control Uniform Fire Safety -				1,716.52	
01-2010-25-2652-001		Appropriation Control Uniform Fire Safety - O/E Other Expenses			
210478	05/11/21	PETER'S CAMERA SHOP	NIKON D-7500 20.9 MP DIGITAL CAMERA	1,890.00	06/22/21
Total for		Appropriation Control Uniform Fire Safety -		1,890.00	
Department Total: Appropriation Control Uniform Fire Safety -				1,890.00	
01-2010-26-2901-000		Appropriation Control DPW - S&W Regular			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	24,012.67	06/10/21
Total for		Appropriation Control DPW - S&W Regular		24,012.67	
01-2010-26-2901-002		Appropriation Control DPW - S&W Overtime			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	1,099.94	06/10/21
Total for		Appropriation Control DPW - S&W Overtime		1,099.94	
Department Total: Appropriation Control DPW - S&W				25,112.61	
01-2010-26-2902-003		Appropriation Control DPW - O/E Vehicle Repairs & Maintenance			
210573	06/03/21	46 TRUCK REPAIR INC.	WORK #000055354, RADIATOR &	6,547.34	06/22/21
210627	06/21/21	QUALITY AUTO GLASS	ORDER # 157518, WINDSHIELD FOR	1,400.00	06/22/21
210569	06/03/21	SANITATION EQUIPMENT,	INVOICE #57521, REPAIR HYDRAULIC	425.33	06/22/21
Total for		Appropriation Control DPW - O/E Vehicle		8,372.67	
01-2010-26-2902-008		Appropriation Control DPW - O/E Tools & Equipment			
210572	06/03/21	AGL WELDING SUPPLY CO, INC	INVOICE #10042813, MAY O2 &	49.72	06/22/21
Total for		Appropriation Control DPW - O/E Tools &		49.72	

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Department Total: Appropriation Control DPW - O/E				8,422.39	
01-2010-26-3001-000		Appropriation Control Shade Tree - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	110.54	06/10/21
Total for	Appropriation Control Shade Tree - S&W Salary			110.54	
Department Total: Appropriation Control Shade Tree - S&W				110.54	
01-2010-26-3052-001		Appropriation Control Solid Waste Collection - O/E Contract			
210642	06/22/21	SUBURBAN DISPOSAL INC	77169, JUNE 2021 SOLID WASTE	0.00	06/22/21
210642	06/22/21	SUBURBAN DISPOSAL INC	77169, JUNE 2021 SOLID WASTE	31,800.00	06/22/21
Total for	Appropriation Control Solid Waste Collection -			31,800.00	
Department Total: Appropriation Control Solid Waste Collection -				31,800.00	
01-2010-26-3102-003		Appropriation Control Buildings & Grounds - O/E Other Expenses			
210416	04/26/21	DOWNES TREE SERVICE, INC.	REMOVE WOOD CHIPS & TREE TRUNKS	12,300.00	06/22/21
210571	06/03/21	G & S HARDWARE	INVOICE #303341, 50lbs BAGS OF COLD	113.94	06/22/21
210588	06/08/21	G & S HARDWARE	INVOICE # 303413, 50lbs BAG OF	113.94	06/22/21
210612	06/16/21	G & S HARDWARE	INVOICE # 303508, SUPP TO FIX	44.37	06/22/21
210610	06/15/21	HOME DEPOT CREDIT	4023867, 7112226, 3753155, 6024232,	416.99	06/15/21
210470	05/10/21	NEW JERSEY DOOR WORKS	INVOICE # 138021, REPAIR ENGINE 2	293.25	06/22/21
210615	06/16/21	NEW JERSEY DOOR WORKS	INVOICE # 138684, TEMP FIX ENGINE 3	329.28	06/22/21
210625	06/17/21	TILCON NEW YORK INC.	INVOICE # 2220727, TONS OF ASPHALT	113.32	06/22/21
210570	06/03/21	TRAFFIC SAFETY & EQUIPMENT	INVOICE #220916, PEDESTRIAN X-WALK	1,971.00	06/22/21
Total for	Appropriation Control Buildings & Grounds -			15,696.09	
Department Total: Appropriation Control Buildings & Grounds -				15,696.09	
01-2010-27-3301-000		Appropriation Control Board of Health - S&W Salary & Wages			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	110.54	06/10/21
Total for	Appropriation Control Board of Health - S&W			110.54	
Department Total: Appropriation Control Board of Health - S&W				110.54	
01-2010-28-3701-000		Appropriation Control Recreation Services - S&W Regular			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	1,823.43	06/10/21
Total for	Appropriation Control Recreation Services -			1,823.43	
01-2010-28-3701-002		Appropriation Control Recreation Services - S&W Counselors			

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210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	509.92	06/10/21
Total for	Appropriation Control Recreation Services -			509.92	
Department Total: Appropriation Control Recreation Services -				2,333.35	
01-2010-28-3702-001		Appropriation Control Recreation Services - O/E Other Expenses			
210622	06/17/21	COSTCO	CLEANING SUPPLIES	122.92	06/22/21
210623	06/17/21	COSTCO BUSINESS CENTER	SUPPLIES FOR CLEANING, BOROUGH AND	682.97	06/22/21
210619	06/17/21	QUILL CORPORATION	INVOICE #'s 17073412 & 17071764,	277.97	06/22/21
210616	06/17/21	SAL STAMILLA	PREPARE & TURN OLSEN PARK FIELDS	120.00	06/22/21
210621	06/17/21	SIGN A RAMA, USA	INVOICE # INV-70939, REPAIR	150.00	06/22/21
210618	06/17/21	TRI-STATE TECHNICAL	INVOICE # 33687, RESET & TEST	95.00	06/22/21
210617	06/17/21	UNITED SITE SERVICES	INVOICE #s 0006191628 & 0006214962,	986.40	06/22/21
Total for	Appropriation Control Recreation Services -			2,435.26	
01-2010-28-3702-002		Appropriation Control Recreation Services - O/E Senior Citizens			
210620	06/17/21	INSERRA SUPERMARKETS	SR SHOP 5/12, 5/13, 5/20, 5/27,	682.45	06/22/21
Total for	Appropriation Control Recreation Services -			682.45	
Department Total: Appropriation Control Recreation Services -				3,117.71	
01-2010-29-3901-000		Appropriation Control Free Public Library - 1/3 mil S&W			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	9,046.27	06/10/21
Total for	Appropriation Control Free Public Library -			9,046.27	
Department Total: Appropriation Control Free Public Library -				9,046.27	
01-2010-29-3902-004		Appropriation Control Free Public Library - 1/3 mil Other			
210566	06/03/21	BOGOTA FREE PUBLIC LIBRARY	3RD QUARTER 2021 LIBRARY	12,748.50	06/22/21
Total for	Appropriation Control Free Public Library -			12,748.50	
Department Total: Appropriation Control Free Public Library -				12,748.50	
01-2010-31-4402-001		Appropriation Control Telephone SPECTROTEL #320604			
210593	06/09/21	METROPOLITAN-TELECOMMUNICA	JUNE 2021 PHONE CHARGES	1,877.29	06/10/21
Total for	Appropriation Control Telephone SPECTROTEL			1,877.29	
01-2010-31-4402-012		Appropriation Control Telephone CABLEVISION - REC BLDG			
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	173.44	06/10/21
Total for	Appropriation Control Telephone CABLEVISION -			173.44	

PO Number	Po Date	Vendor	Description	Amount	Paid Date
01-2010-31-4402-014	06/10/21	Appropriation Control Telephone	CABLE TV & ISP - FD CO#1 ENGIN		
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	128.44	06/10/21
Total for		Appropriation Control Telephone	CABLE TV & ISP	128.44	
01-2010-31-4402-016	06/10/21	Appropriation Control Telephone	07870-061598-01-0		
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	237.08	06/10/21
Total for		Appropriation Control Telephone		237.08	
01-2010-31-4402-017	06/10/21	Appropriation Control Telephone	CABLE TV & ISP - OEM		
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	94.30	06/10/21
Total for		Appropriation Control Telephone	CABLE TV & ISP	94.30	
01-2010-31-4402-018	06/10/21	Appropriation Control Telephone	CABLE TV & ISP - SQUAD RESCUE		
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	99.89	06/10/21
Total for		Appropriation Control Telephone	CABLE TV & ISP	99.89	
01-2010-31-4402-020	06/10/21	Appropriation Control Telephone	CABLE TV & ISP - BORO HALL		
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	223.44	06/10/21
Total for		Appropriation Control Telephone	CABLE TV & ISP	223.44	
01-2010-31-4402-021	06/10/21	Appropriation Control Telephone	07870-495094-01-4		
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	0.00	06/10/21
210599	06/10/21	OPTIMUM	JUNE 2021 CABLE/ISP CHARGES	3.96	06/10/21
Total for		Appropriation Control Telephone		3.96	
Department Total: Appropriation Control Telephone				2,837.84	
01-2010-32-4652-001	06/22/21	Appropriation Control Solid Waste Disposal	BCUA Type 10 Dump		
210638	06/22/21	BCUA [SEWER CHARGES]	INVOICE # 922 MAY 2021 SOLID	23,668.27	06/22/21
Total for		Appropriation Control Solid Waste Disposal		23,668.27	
01-2010-32-4652-002	06/01/21	Appropriation Control Solid Waste Disposal	Miscellaneous		
210561	06/01/21	ENVIRONMENTAL RENEWAL, LLC	309447, COMPACTED MIXED YARD WASTE	750.00	06/22/21
210587	06/08/21	ENVIRONMENTAL RENEWAL, LLC	INVOICE #'s 309604 & 309605 MX YARD	800.00	06/22/21
210614	06/16/21	ENVIRONMENTAL RENEWAL, LLC	INVOICE #'s 309793 & 309794 CMPT MX	800.00	06/22/21
Total for		Appropriation Control Solid Waste Disposal		2,350.00	
Department Total: Appropriation Control Solid Waste Disposal				26,018.27	
01-2010-36-4722-000		Appropriation Control Social Security System			

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210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	0.00	06/10/21
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	6,747.74	06/10/21
Total for		Appropriation Control Social Security System		6,747.74	
Department Total: Appropriation Control Social Security System				6,747.74	
01-2010-36-4762-000	06/03/21	Appropriation Control LOSAP			
210567	06/03/21	LINCOLN FINANCIAL	2020 LOSAP CONTRIBUTION	49,018.40	06/03/21
Total for		Appropriation Control LOSAP		49,018.40	
Department Total: Appropriation Control LOSAP				49,018.40	
01-2010-42-4901-000	06/10/21	Appropriation Control Municipal Court - S&W			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	1,289.71	06/10/21
Total for		Appropriation Control Municipal Court - S&W		1,289.71	
Department Total: Appropriation Control Municipal Court - S&W				1,289.71	
01-2800- - -		RESERVE FOR CREDIT CARD FEES	RESERVE FOR CREDIT CARD FEES		
210591	06/07/21	AMERICAN EXPRESS	DEMAND DEBIT - 06/07/2021	248.01	06/07/21
Total for		RESERVE FOR CREDIT CARD FEES	RESERVE FOR	248.01	
Department Total: RESERVE FOR CREDIT CARD FEES				248.01	
04-2150-55-1528-002	04/12/21	Improvement Authorizations 1528 - Olsen Park	Olsen Park Rehabilitati Section		
210377	04/12/21	LANDSYSTEMS, LLC	PHASE II NJDEP PERMIT COMPLIANCE	4,700.00	06/22/21
Total for		Improvement Authorizations 1528 - Olsen Park		4,700.00	
Department Total: Improvement Authorizations 1528 - Olsen Park				4,700.00	
04-2150-55-1541-009	05/17/21	Improvement Authorizations 1541 - Var. Cap. Impvts	Police		
210508	05/17/21	SHI	INVOICE # 19867506, E-TICKET	2,375.00	06/22/21
Total for		Improvement Authorizations 1541 - Var. Cap.		2,375.00	
Department Total: Improvement Authorizations 1541 - Var. Cap.				2,375.00	
04-2150-55-1550-002	06/08/21	Improvement Authorizations 1550 - ADA Curb	Ramps Section 20 Costs		
210589	06/08/21	ROGUT McCARTHY LLC	PROF SRVCS THROUGH 03/31/21;	458.03	06/22/21
Total for		Improvement Authorizations 1550 - ADA Curb		458.03	
Department Total: Improvement Authorizations 1550 - ADA Curb				458.03	
14-0005-00-0005-062	06/10/21	Outside Police Employment Fees			
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	0.00	06/10/21

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<u>PO Number</u>	<u>Po Date</u>	<u>Vendor</u>	<u>Description</u>	<u>Amount</u>	<u>Paid Date</u>
210595	06/10/21	BOROUGH OF BOGOTA	2021-06-15 PR	5,212.50	06/10/21
Total for	Outside Police Employment Fees			5,212.50	
Department Total: Outside Police Employment Fees				5,212.50	
14-2864-	-	-	Tax Sale Premiums		
210636	06/22/21	ATCF II NEW JERSEY LLC	19-002, B7 L18 403 RIVER RD	0.00	06/22/21
210636	06/22/21	ATCF II NEW JERSEY LLC	19-002, B7 L18 403 RIVER RD	11,000.00	06/22/21
210598	06/10/21	CHRISTIANA TRUST CUST	15-011 B 80 L 17 - 223 OAKWOOD	14,100.00	06/10/21
Total for	Tax Sale Premiums			25,100.00	
Department Total: Tax Sale Premiums				25,100.00	
14-2069-	-	-	Outside TTL		
210636	06/22/21	ATCF II NEW JERSEY LLC	19-002, B7 L18 403 RIVER RD	10,439.89	06/22/21
210598	06/10/21	CHRISTIANA TRUST CUST	15-011 B 80 L 17 - 223 OAKWOOD	0.00	06/10/21
210598	06/10/21	CHRISTIANA TRUST CUST	15-011 B 80 L 17 - 223 OAKWOOD	76,969.91	06/10/21
Total for	Outside TTL			87,409.80	
Department Total: Outside TTL				87,409.80	
19-2000-	-	-	RESERVE FOR EXPENDITURES		
210637	06/22/21	BOROUGH OF BOGOTA	DEP SLIP ERROR TRANS COAH TO LIEN	55,908.22	06/22/21
210637	06/22/21	BOROUGH OF BOGOTA	DEP SLIP ERROR TRANS COAH TO LIEN	55,908.22	06/22/21
Total for	RESERVE FOR EXPENDITURES INTEREST ON			111,816.44	
Department Total: RESERVE FOR EXPENDITURES INTEREST ON				111,816.44	
Total Bill List:		597,627.97			

BOROUGH OF BOGOTA

ORDINANCE NO. 1562

AN ORDINANCE TO PROHIBIT THE OPERATION OF ALL CLASSES OF CANNABIS BUSINESSES WITHIN THE BOROUGH OF BOGOTA, AND TO AMEND CHAPTER 21A OF THE BOGOTA ZONING CODE

WHEREAS, in 2020, New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least 21 years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

WHEREAS, Section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in Section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as

well as the location, manner and times of operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

WHEREAS, Section 31b of the Act authorizes municipalities, by ordinance, to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

WHEREAS, Section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

WHEREAS, pursuant to Section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS, the Mayor and Council of the Borough of Bogota have determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on Bogota in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Bogota's residents and members of the public who visit, travel, or conduct business in Bogota, to amend Chapter 21A of Bogota's zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of the Borough of Bogota; and

WHEREAS, officials from two prominent non-profit organizations that have been established for the purpose of advising New Jersey municipalities on legal matters such as this have reviewed the Act (those organizations being the New Jersey State League of Municipalities and the New Jersey Institute of Local Government Attorneys) and have strongly urged that, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts and subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act's 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bogota as follows:

1. Pursuant to Section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Borough of Bogota, except for the delivery of cannabis items and related supplies by a delivery service.

2. Section 21A-7.5 of the Borough Code is hereby amended by adding to the list of prohibited uses the following: "All classes of cannabis establishments, cannabis distributors and cannabis delivery services, as said terms are defined in section 3 of P.L. 2021, c. 16, but not the delivery of cannabis items and related supplies by a delivery service."

3. Any article, section, paragraph, subsection, clause, or other provision of the Bogota Code that is inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

4. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

5. Upon adoption of this Ordinance on first reading, it shall be referred to the Bogota Planning Board in accordance with N.J.S.A. 40:55D-64.

6. This ordinance shall take effect upon its passage and publication and filing with the Bergen County Planning Board, and as otherwise provided for by law.

BOROUGH OF BOGOTA

AMENDED ORDINANCE NO. 1563

**AN ORDINANCE TO AMEND CHAPTER 21A OF THE
BOGOTA CODE TO PERMIT MUNICIPAL BUILDINGS
AND FACILITIES IN THE R1 ZONING DISTRICTS OF
THE BOROUGH**

WHEREAS, The Borough of Bogota is a Municipal Corporation of the State of New Jersey, and is responsible for advancing the health, safety and welfare of its residents through the provision of various government services administered from municipal buildings and facilities located throughout the Borough; and,

WHEREAS, Chapter 21A of the Bogota Code sets forth the uses that are permitted and prohibited throughout each of the zoning districts in the Borough; and,

WHEREAS, Schedule 2-1 of Chapter 21A specifically lists the permitted, accessory and conditional uses for each of the eleven zones in the Borough, and currently permits municipal buildings and uses/facilities in only four of those zones; and,

WHEREAS, municipal buildings and uses/facilities are prohibited in the remaining seven zones of the Borough, as stated in Chapter 21A-7.5; and,

WHEREAS, limiting the zones where a municipal facility can be placed is contrary to the Municipal Land Use Law, which does not restrain the power of a municipality to determine where to locate municipal facilities within its borders; and,

WHEREAS, the Bogota Planning/Zoning Board had adopted a Master Plan on January 17, 2003, and a Master Plan Reexamination Report on April 14, 2015; and,

WHEREAS, both the Master Plan and the Reexamination Report list “Promot[ing] adequate community services for all portions of Bogota” as one of the goals and objectives of the Borough; and,

WHEREAS, the current placement limitations set forth in Schedule 2-1 are contrary to the goals and objectives set forth in the Borough’s Master Plan and Reexamination report; and,

WHEREAS, it is the desire of the Mayor and Council to adopt an Ordinance to amend Schedule 2-1 of Chapter 21A, so as to promote the goals and objectives of the Borough’s Master Plan, Reexamination Report and the Municipal Land Use Law by expanding the number of zones in which Municipal Buildings and Facilities are permitted as a principal use.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bogota, that Schedule 2-1 of Chapter 21A is hereby amended as follows:

SECTION 1: AMENDMENT TO SCHEDULE 2-1.

Schedule 2-1, entitled “Schedule of District Use Regulations” is hereby amended as follows:

“Municipal Buildings and Facilities” shall be included as a principal permitted use in the R-1 zoning districts of the Borough of Bogota.

SECTION 2: REFERRAL TO THE PLANNING BOARD

Upon adoption of this Ordinance on first reading, it shall be referred to the Bogota Planning Board in accordance with the provisions of N.J.S.A. 40:55D-64.

SECTION 3: INCONSISTENCY.

Any and all ordinances, or parts thereof, in conflict or inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to such extent as they are in conflict or inconsistent.

SECTION 4: SEVERABILITY.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5: EFFECTIVE DATE.

This ordinance shall take effect twenty (20) days after the first publication thereof after final passage and filing with the Bergen County Planning Board.