

PASSAIC COUNTY PLANNING BOARD

RESOLUTION NO. 2021-13
STORMWATER CONTROL ORDINANCE – BOROUGH OF PROSPECT PARK

WHEREAS, all municipalities in Passaic County are required to adopt stormwater control ordinances in conformance with the current State of New Jersey stormwater rules, subject to review and approval by the Passaic County Planning Board (“the Board”); and

WHEREAS, on or about October 25, 2019, the State of New Jersey adopted updated stormwater regulations (“the State Stormwater Regulations”), which were published in the New Jersey Register on March 2, 2020; and

WHEREAS, in conformance with New Jersey stormwater rules and regulations, all municipalities in Passaic County must adopt updated stormwater control ordinances; and

WHEREAS, pursuant to the State Stormwater Regulations, all stormwater control ordinances adopted by Passaic County municipalities must be granted unconditional approval by the Board in order to be effective; and

WHEREAS, on February 22, 2021, the governing body of the Borough of Prospect Park adopted Ordinance No. 2021-06 (“the Ordinance”), which repealed and replaced the existing stormwater control requirements in the Borough Code in order to remain in conformance with current State Stormwater Regulations; and

WHEREAS, the Ordinance was received by Passaic County staff on March 5, 2021; and

WHEREAS, the Ordinance has been reviewed by Passaic County Planning Board staff and was determined to be out of compliance with the current State Stormwater Regulations; and

WHEREAS, on March 18, 2021, the Ordinance was presented to the Board for consideration and granted conditional approval pending the addressal of the following condition:

1. The definition for “Major development” must be in conformance with the definition used for the State Stormwater Regulations; and

WHEREAS, notwithstanding the Board’s conditional approval of the Ordinance, the Board provided the following recommendations, which do not impact the Ordinance’s conformity with the State Stormwater Regulations, for consideration by the governing body of the Borough of Prospect Park:

1. The definition for “County review agency” refers to the “County Board of Chosen Freeholders”. This text should be replaced with “County Board of County Commissioners”.
2. For Table 1, there is a reference to notes on page 13. This reference should be removed, as there are no page numbers in the ordinance.
3. Under Section 354-4.M., the text following “Passaic County Clerk” should be removed to the end of that sentence.
4. Similarly, Under Section 354-4.N., the text “or the registrar of deeds and mortgages” should be removed.

NOW, THEREFORE, BE IT RESOLVED that the Ordinance has been granted conditional approval by the Passaic County Planning Board and shall be considered effective upon receipt of an amended and adopted ordinance in compliance with the aforementioned condition.

Attest: Approved by the Passaic County Planning Board on March 18, 2021

Moved By: Metzler

Seconded By: Diaz

Aye: Diaz, Martinique, Metzler, Redmon

Nay: None

Abstained: None

Absent: Best, Duffy, Edmond, Gervens, Lepore, Pera, Simpson

Nakima Redmon

Nakima Redmon (Mar 19, 2021 12:17 EDT)

Nakima Redmon, Chair
Passaic County Planning Board

Michael Lysicatos

Michael Lysicatos (Mar 19, 2021 12:00 EDT)

Michael Lysicatos, Secretary
Passaic County Planning Board

Dated: March 18, 2021









PCPB Resolution 2021-13 - Prospect Park Stormwater Control Ordinance[26475]

Final Audit Report

2021-03-19

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