

**WORKSHOP MEETING
OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LITTLE FALLS WAS
HELD THIS EVENING IN THE MUNICIPAL BUILDING**

Monday, September 9, 2024

Council President Sgobba called the meeting to order at 7:00 p.m. with the following members present: Christine Hablitz, Michael Murphy, Jayna Patel, and Christopher Vancheri. Also present were Mayor James Damiano, Township Attorney Carol Marquez, Township Planner San Chavan, Administrator Vincent Quatrone, Municipal Clerk Cynthia Kraus, and Deputy Clerk Melissa DePiro.

Absent: None.

Township Employees present: Police Chief Bryan Prall.

SALUTE TO THE FLAG

STATEMENT OF PUBLIC NOTICE: Take notice that adequate notice of this meeting has been provided in accordance with N.J.S.A. 10:4-8 and N.J.S.A. 10:4-10 as follows: A notice of the meeting was prominently posted on the bulletin board at the Municipal Building, located at 225 Main Street, Little Falls, N.J. on January 4, 2024. A copy of the notice was mailed to the North Jersey Herald and News and The Record on the same date. Additionally, a copy of the notice was filed in the office of the Township Clerk on said date. **A link and a telephone number to join the meeting virtually can be accessed on the Township website at www.lfnj.com. Electronic provisions have been established for the public to participate during the public comment portion of the meeting.**

RECOGNITION OF EMT PHILIP WILK – At this time, Mayor Damiano swore in Philip Wilk who was recently been promoted to EMS Crew Chief.

NATIONAL SUICIDE PREVENTION AWARENESS MONTH PROCLAMATION – Mayor Damiano then read the Proclamation recognizing September 2024 as National Suicide Prevention Awareness Month in the Township of Little Falls.

HISPANIC HERITAGE MONTH PROCLAMATION- Mayor Damiano read the Proclamation recognizing September 15- October 15, 2024 as Hispanic Heritage Month in the Township of Little Falls.

CHILDHOOD CANCER AWARENESS MONTH PROCLAMATION- Lastly, Mayor Damiano read the Proclamation recognizing the month of September 2024 as Childhood Cancer Awareness Month in the Township of Little Falls.

MASTER PLAN PRESENTATION – At this time, San Chavan, Township Planner, provided a presentation on the Township’s Master Plan, which must be updated by law every ten years. Recommendations for key land use, key circulation, key economic development, sustainability and open space were reviewed as well as transportation/trend issues. Next steps include comments from the Planning Board and Council, revision of the plan if necessary, and adoption of the Master Plan barring any major changes on October 3, 2024. Councilmember MURPHY questioned the mismatch of data results regarding future housing types on the presentation versus the survey on the website. Ms. Chavan will review and address rectifying the data should it be needed. Ms. Chavan addressed Councilmember MURPHY’s comments on traffic and Councilmember PATEL’s comments on development as it related to public transportation. Mayor Damiano also provided clarification to Councilmember PATEL’s query. Ms. Chavan then addressed Council President SGOBBA’s inquiry regarding duplexes.

Dan Isku- commented on duplexes. Ms. Chavan explained Master Plan recommendations regarding duplexes.

Alley – Requested a copy of the Master Plan. Ms. Chavan noted the Master Plan is on the website.

Alia Hubey – questioned what document is available on the website. Ms. Chavan noted the full Master Plan will be available on the website until October 3, 2024. Ms. Chavan then addressed the next steps in the process.

PUBLIC COMMENT – GENERAL MATTERS AND AGENDA ITEMS

Anyone wishing to address the Township Council may do so through the Council President. It is preferred if you give your name and address for the record. Comments are to be limited to three minutes, however, if appropriate, you may be granted additional time in the sole discretion of the Council President.

Members of the public who have joined the meeting virtually and desire to provide comment shall raise their virtual hand in the Zoom application. The Meeting moderator will queue the members of the public that wish to provide comment and the Council President will recognize them in order. Members of the public who have joined the meeting by calling in must press *6 to mute and unmute themselves and *9 to raise their hand. Members of the public who have joined the Meeting via the Zoom application must click the Reactions icon and then the Raise Hand icon. Once the process is complete, we will return to the regular order of business.

It was moved by Councilmember Patel, seconded by Councilmember Murphy, that the meeting be and it was opened to the public.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri and Council President Sgobba
 Nays: None

The Council President declared the motion passed.

Meeting of September 9, 2024

Daniel Isku – commented on covering sewer drains such that large objects or animals cannot go through. Mr. Isku also discussed individuals passing through buyout vacant lots, making him feel unsafe. Council President SGOBBA recommended Mr. Isku call the police if he sees anything suspicious. The Mayor commented the vacant properties are public land therefore individuals walking on those lots are not in violation of any ordinance.

Allsion Liebowitz – commented on the National Suicide Prevention Awareness Proclamation to which Mayor Damiano responded.

Tom Barone- requested updates on the Francisco Avenue traffic light, the bridge crossover for the Peckman River, and sidewalks on Wilmore Road. Councilmember VANCHERI provided a status report on the Francisco Avenue traffic light. Council President SGOBBA provided a status on the Peckman River bridge. Mayor Damiano commented on the sidewalks on Wilmore Road, highlighting the project is being funded by a federal grant and the County will be assisting with administration thereof.

No one further having come forward to be heard, it was moved by Councilmember Murphy, seconded by Councilmember Hablitz, that the meeting be and it was closed to the public.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

ITEMS TO BE DISCUSSED:

MAYOR/ADMINISTRATOR:

1. ORDINANCE NO. 1498 – STORMWATER CONTROL ORDINANCE – Council President SGOBBA reviewed the Ordinance.
2. ORDINANCE NO. 1499 – REGULATING TOWING AND STORAGE SERVICES – Police Chief Prall provided a history of towing and described the lottery and rotation process. Mayor Damiano added this Ordinance would allow for more efficient operation of the Police Department to remove vehicles.
3. ORDINANCE NO. 1500 – REGULATING HEAVY DUTY TOWING AND STORAGE – Comments made on Ordinance No. 1499 also applied to Ordinance No. 1500.

ACTION ITEMS:

It was moved by Councilmember Hablitz, seconded by Councilmember Vancheri, to approve Resolutions A:

Bill List

RESOLUTION [A] 24-09-26 - #1

BE IT RESOLVED by the Township Council of the Township of Little Falls the Council having received the Treasurer’s certification of the availability of funds for payment of all bills presented, that payment of all bills approved by the Finance Committee be and is hereby authorized, subject to the availability of funds and subject to the appropriate and available appropriation in the line item.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri and Council President Sgobba
Nays: None

The Council President declared the motion passed.

NEW BUSINESS

Ordinance No. 1498- The public hearing on Ordinance No. 1498, “**STORMWATER CONTROL ORDINANCE,**” be and it was opened.

As no comments from the public were received, the public hearing on Ordinance No. 1498 be and it was closed.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri, and Council President Sgobba
Nays: None

The Council President declared the motion passed.

It was moved by Councilmember Patel, seconded by Councilmember Vancheri, that Ordinance No. 1498 be and it was adopted.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri, and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Ordinance No. 1499 - It was moved by Councilmember Patel, seconded by Councilmember Murphy, that there be introduced and the meeting of October 7, 2024, set as the date for the public hearing of the following:

**ORDINANCE NO. 1499
ORDINANCE OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY,
REGULATING TOWING AND STORAGE SERVICES WITHIN THE TOWNSHIP**

Chapter 249. TOWING

[**HISTORY: Adopted by the Township Council of the Township of Little Falls 5-10-2010 by Ord. No. 1091. Editor’s Note: See N.J.S.A. 47:1A-1 et seq. Amendments noted where applicable.**]

GENERAL REFERENCES

General penalty — See Ch. 1, Art. I.

Traffic — See Ch. 7.

Meeting of September 9, 2024

Trailers — See Ch. 253.

Vehicle repair — See Ch. 268.

§ 249-1. Jurisdiction.

This chapter shall regulate towing and storage services originating in the Township of Little Falls (the “Township” or “Little Falls”) with respect to motor vehicles with a gross vehicle weight of less than 12,000 pounds.

§ 249-2. Selection of towing services.

Any owner of a vehicle requiring towing services originating in the Township shall have the right to select a tower of his own choice and at his own expense unless:

- (1) the condition or location of the vehicle, in the opinion of the Little Falls Police Department, creates a hazard or an impediment to the flow of traffic;
- (2) the owner or operator of the vehicle is unable to or unwilling to select a tower of his own choosing, including without limitation, circumstances under which the owner or operator of the vehicle has been placed under arrest or is otherwise incapacitated or impaired;
- (3) in the opinion of the Little Falls Police Department, the vehicle is an abandoned or a recovered stolen vehicle; a trespass has occurred; or where a tow is necessary to secure and preserve evidence.

In such cases, the Little Falls Police Department may summon an emergency tow provider to remove the vehicle, at the expense of the owner or driver, and store it at its storage facility. In any instance, however, in which the tow provider is summoned by the Little Falls Police Department, it shall be done pursuant to the provisions of this chapter, under the authority provided by *N.J.S.A. 40:48-2.49. et seq.*

§ 249-3. Selection process for Township tow providers' license.

- A. On November 1 (or first following weekday if November 1 falls on a weekend) of every odd year beginning in 2013, the Township Clerk shall accept applications from towing companies seeking to be licensed as an official towing company for the Township (“Licensee”). License application forms shall be made available by October 1 for pick-up at the Township Municipal Building. Submitted applications shall contain the information as set forth and required herein and by § 249-4 of this chapter. Applicants submitting incomplete applications shall not be considered for selection. Applications may be submitted during normal business hours (9 a.m. to 4 p.m.) to the Township Clerk at the Township Municipal Building. Applications must be received by close of business day on November 30 (or first following weekday if November 30 falls on a weekend).
- B. Applications shall be reviewed for completeness by the Police Chief (for purposes of this Chapter 249, all references to the Police Chief shall mean the Police Chief or his or her designee) and/or Township Clerk by December 10 of each applicable licensee selection year. Application fees must accompany submitted applications to be deemed complete. See § 249-5.
- C. The Police Chief shall review all applications that have been timely submitted. Only applicants who have submitted complete applications (with the requisite application fee) and who meet all of the eligibility criteria set forth in sub-section E below shall be considered for licensure. ~~No more than four (4) towing companies shall be licensed by the Township.~~ The Police Chief shall conduct his review and shall recommend either approval or denial of the application(s) within 14 days of the application close date. Approved applicants shall be deemed the Township’s Licensees by the Township Council for the following two years beginning January 1 and shall be duly licensed, provided the designees have met and continue to meet all the requirements of this Ordinance and for licensure
- ~~D. In the event that the number of applicants exceeds the four (4) available openings, a selection lottery shall be held by the Township Clerk. Only applicants who have submitted complete applications (with the requisite application fee) and who meet all of the eligibility criteria set forth in sub-section E below shall be eligible for participation in the selection lottery. The selection lottery shall occur on December 10 (or the first following weekday if December 10 falls on a weekend). Under the lottery, each applicant shall be randomly assigned a number consistent with the number of applicants. The four (4) lowest numbers randomly selected shall be deemed the winning designees. Replacement designees will be selected as needed based on the numbers drawn in the lottery in the event a winning designee is disqualified for any reason following the lottery. The winning designees under the lottery shall be deemed the Township’s Licensees by the Township Council for the following two years beginning January 1 and shall be duly licensed, provided the designees have met and continue to meet all the requirements of this Ordinance and for licensure.~~
- E. In order to be considered for selection as a Licensee, towing companies must meet the following eligibility criteria (in addition to other requirements as set forth herein):
 - (1) Guarantee a maximum 20 minutes' response time.
Be available on a seven (7) day-per-week, three-hundred-sixty-five (365) day-per-year basis.
 - (2) Provide, at the towing company’s own expense, cellular telephone communication with the Little Falls Police Department.
 - (3) Have adequate storage space either in the Township or within a four (4) mile radius of 225 Main Street, Little Falls, New Jersey that shall:
 - (a) Be fully enclosed with a fence (minimally capable of holding six vehicles or 1,080 square feet) and secured from pilferage or damage;
 - (b) Permit the inside storage of at least two vehicles at any given time;
 - (c) Be adequately illuminated during hours of darkness; and
 - (d) Be completely free of garbage, debris, automotive parts, or other tripping hazards.
 - (4) Provide for the reasonable cleanup of an accident scene which shall include sweeping glass from the roadway and the removal of other accident related debris as described in N.J.S.A. 39:4-56.8. The cleanup fee as set forth in § 249-9 shall be divided equally among the towed vehicles involved in the collision. The debris shall not be placed into the towed vehicle.
 - (5) Have at its immediate disposal a minimum of three (3) towing trucks within a four (4) mile radius of 225 Main Street, Little Falls, New Jersey with sufficient personnel to be able to comply with the 20 minute maximum response time required by this Ordinance.
 - (6) Own or have immediate access to a flat-bed tow truck with sufficient personnel to be able to comply with the 20 minute maximum response time required by this Ordinance.
 - (7) Provide a certificate of insurance from a financially stable insurance carrier possessing an A.M. Best Company rating of not less than "A." Said certificate of insurance must further evidence that the following insurance coverage is valid and in effect for the specified contract period:
 - (a) Commercial automobile liability insurance with \$1,000,000 comprehensive single limit of liability.
 - (b) Garage keeper's liability with limits of \$150,000 per storage location.
 - (c) Worker's compensation insurance with the mandatory limits of coverage required by New Jersey statute.
 - (d) Endorsements naming the Township of Little Falls as an additional insured, and further indicating that the insurance coverage shall not be cancelled without a minimum of 15 days' prior notice to the Township.
 - (8) Comply with the criminal history check and certified driver history record abstract requirements of this Chapter 249.

§ 249-4. Application requirements.

- A. Every applicant for a license under this chapter shall complete, sign and verify a written application, in duplicate, on forms furnished by the Township Clerk.
- B. The application shall state:
 - (1) Name and address of the applicant.
 - (2) Residence address and full local address, if any, of the applicant.
 - (3) Serial number and registration for each vehicle to be operated by the applicant.
 - (4) Location of storage area for wreckers and cars and the amount of available space for storage of towed cars.
 - (5) Policies or certificates of insurance coverage as herein provided.
 - (6) Consent to appointment of the Township Clerk as the applicant's true and lawful attorney for the purpose of acknowledging service out of any court of competent jurisdiction to be served against the applicant.
 - (7) Agreement to be available for service on business premises a minimum of 12 hours a day and to abide by the fees provided for by this chapter.
 - (8) Names and addresses of two business references.
 - (9) Sketch plan showing the location of the storage area, the number of cars that can be stored, and the total square footage area of the outside secured storage area.
 - (10) Proof of ownership or lease of the outside secured storage area.
 - (11) Proof of ownership, lease or other written agreement demonstrating availability of the vehicles which will be utilized to provides services pursuant to this chapter.
 - (12) Agreement to indemnify and hold the Township, its officers, agents, and employees harmless from any and all liabilities, claims, costs, penalties, fines, and attorney's fees rising out of the towing, wrecking, storage and/or emergency services provided by the tow vendor at the request of the Township pursuant to this chapter.

Meeting of September 9, 2024

(13) Full list of the names of all employees working at the towage facility including all drivers of towing vehicles.

(14) Responses to any other reasonable inquiries required by the Police Chief with regard to fitness as a Licensee.

§ 249-5. Application fee; licensing fee.

- A. The Township shall require a \$500.00 application fee payable to the Township for processing of the license application. The application fee is non-refundable.
- B. The Township shall require a \$250.00 license fee payable to the Township for licensure. The license fee shall be due upon notice from the Police Chief following the submission of satisfactory criminal history checks and driving abstracts.

§ 249-6. Licensing; Review by Chief of Police.

- A. The Township shall issue licenses to its Licensees. Licenses shall be valid for two years.
- B. Licenses are the property of the Township and may not under any circumstances be assigned, leased, shared, transferred or sold to another person, corporation or proprietorship.
- C. All prospective licensees and every towing company employee involved in the towing or storage of towed vehicles, or who will have access to towed vehicles, shall arrange for a fingerprint criminal history check to be conducted by Morpho-Trak (which is a private company under contract with the New Jersey State Police) or such successor entity which is designated by the New Jersey State Police, with the results to be provided directly by Morpho-Trak to the Township of Little Falls, 225 Main Street, Little Falls, NJ 07424 by completing Morpho-Trak Form D, which can be obtained from the New Jersey State Police or online at http://www.nj.gov/njsp/info/pdf/092509_universformd.pdf.
- D. All prospective licensees and every towing company employee involved in the towing of vehicles shall provide a certified driver history record abstract from the New Jersey Motor Vehicle Commission to the Little Falls Police Department.
- E. The Police Chief shall recommend the issuance of a license when he finds that:
 - (1) The public convenience and necessity require the proposed wrecker service for which the application has been submitted.
 - (2) The applicant and all its employees are fit and proper persons to conduct or work in the proposed business.
 - (3) The applicant's towing facility, proposed storage area, vehicles and equipment area meets the Township's requirements.
 - (4) The application submitted by the applicant complies with the requirements of this chapter and all other applicable ordinances of the Township.
- F. No license shall issue to prospective licensees prior to the payment of the licensing fee of \$250.00.
- G. The Township shall issue license stickers to Licensees to be applied to all of its towing vehicles.

§ 249-7. Rotation schedule.

- A. The rotation of Licensees shall be as follows, subject to modification by the Police Chief or his designee:
 - (1) Licensees shall be placed on a rotation list in alphabetical order by business name. A Licensee shall remain at the top of the list for a period of two weeks, at the end of which the next alphabetically listed Licensee shall serve. The two-week rotation schedule shall be implemented throughout the two-year license period. The rotating schedule of Licensees shall be posted at police headquarters. A Licensee that wishes to change its assigned rotation due to vacation or conflict may do so with the consent of the Chief of Police or his designee.
 - (2) In the event that a Licensee refuses a call for service or is unable to perform a call for service within the allotted 20-minute Ordinance requirement, that towing company shall move to the bottom of the list and the next Licensee on the rotation list shall be called. A one-time refusal or inability to service a call shall not affect the two-week rotation schedule.
 - (3) A Licensee that fails to respond to a call for service in the manner prescribed under this Ordinance, may be suspended from the rotation in accordance with Section 249-8 herein.
- B. The selection process described herein shall be operative where the tow provider is summoned by the Little Falls Police Department.

§ 249-8. Suspension and removal from Licensee rotational list; appeal.

- A. The Police Chief shall have the authority to suspend a Licensee from the tow providers' rotational list for a period of up to 30 calendar days for failure to comply with any of the requirements of this chapter. For a subsequent failure to comply with any of the requirements of this chapter, the Police Chief may remove the Licensee from the rotational list for a twelve-month period.
- B. A Licensee may appeal the suspension or removal from the tow providers' rotational list by filing a notice of appeal with the Township Clerk within 10 business days of the Police Chief's decision.
- C. A hearing shall be held by the Mayor and Township Council within 30 days of filing the appeal.
- D. The Mayor and Township Council shall render its determination within 20 days following the conclusion of the hearing. The Mayor and Township Council's determination shall be final and conclusive.

§ 249-9. Towing rates.

Towing rates are as set forth in Chapter 71, Fees. Towing rates are subject to modification by way of resolution of the Township Council and shall be on record with the Clerk of the Township.

§ 249-10. Storage; fees; reflective vests; cruising at scenes.

- A. Each Licensee shall be available to the public for the release of stored vehicles at a minimum:
 - (1) Monday to Friday, 8:00 a.m. to 6:00 p.m.
 - (2) Saturday, 8:00 a.m. to 4:00 p.m.
- B. Storage fees shall not be charged on a Sunday and a holiday where the Licensee is unavailable to release the towed vehicle.
- C. The storage rate shall be as set forth in Chapter 71, Fees. Forty dollars per day in twenty-four-hour increments, starting at the time the vehicle is towed or \$1 per hour part thereof.
- D. All employees of Licensees must wear reflective safety vests when out of the tow truck as specified by current standards/statutes.
- E. Licensees are prohibited from cruising or showing up at scenes without being called by the Police Department.

§ 249-11. Winching.

- A. Each Licensee shall have the ability to provide recovery and winching services. Recovery services are those services that require the recovery of an automobile from a position beyond the right-of-way or berm, or from being impaled upon any other object within the right-of-way or berm by several actions that include, but not limited to, winching and rigging.
- B. Under no circumstances shall a winching or recovery fee be charged because a vehicle was dragged onto a flatbed tow vehicle.

§ 249-12. Payment for towing.

- A. The owner and/or driver of the vehicle that has been towed shall be responsible for the payment of all towing and storage fees.
- B. Licensees shall have the ability to accept cash or credit cards, and shall furnish receipts upon request, including transactions on scene.

§ 249-13. Inquiries from motorists.

- A. In any instance in which a motorist makes an inquiry of the Little Falls Police Department concerning towing services, the Little Falls Police shall advise the motorist of the name and address of the scheduled Licensee currently in rotation and except as provided in § 249-2 where the police shall have the right to summon a tow service, the police officer shall advise the motorist that he may select any tower of his own choice and at his own expense.
- B. If requested to remove a vehicle out of the lane of travel so that a motorist could utilize his/her own towing service, the maximum allowable charge shall be as set forth in Chapter 71, Fees, and the Licensee shall tow the vehicle to a safe location as determined by the on-scene police officer.
- C. In the event a tow is requested by a motorist through the Little Falls Police Department to a location outside of the Township from the scene subject to the availability of the on-rotation Licensee, the maximum rate that can be charged is \$3 per mile, in addition to the tow charge.

§ 249-14. Enforcement.

The Police Chief or his designee is hereby authorized to enforce all provisions of this chapter in accordance with due process of law.

§ 249-15. Copies of fees and regulations made available to public; additional fees.

- A. A copy of this chapter and current fee schedule shall be available to the public at the office of the Township Clerk during normal business hours.
- B. No other fees or charges that are not specifically listed under § 249-9 shall be charged.

§ 249-16. Violations and penalties. Any person violating the provisions of this chapter shall, upon conviction, be liable to the penalty stated in Chapter 1, General Provisions, Article I.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri, and Council President Sgobba
Nays: None

The Council President declared the motion passed.

Meeting of September 9, 2024

Ordinance No. 1500 - It was moved by Councilmember Murphy, seconded by Councilmember Hablitz, that there be introduced and the meeting of October 7, 2024, set as the date for the public hearing of the following:

ORDINANCE NO. 1500 ORDINANCE OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, NEW JERSEY, REGULATING HEAVY TOWING AND STORAGE SERVICES WITHIN THE TOWNSHIP

WHEREAS, *N.J.S.A.* 40:48-2.49 authorizes the Township of Little Falls (the "Township") to regulate the removal and storage of motor vehicles and to establish rates and charges with respect to the same; and

WHEREAS, the Township has adopted Ordinance 1091, as thereafter amended and supplemented, and as codified at Chapter 249 of the Township Code, with respect to towing and storage within the Township generally; and

WHEREAS, the towing and storage of vehicles with a gross vehicle weight of 12,000 pounds or more requires specialized equipment and trained personnel; and

WHEREAS, the Township wishes to implement the following regulations with respect to the towing and storage of vehicles of 12,000 pounds or more, to be codified as Chapter 250 of the Township Code, entitled "Heavy Towing";

NOW, BE IT ORDAINED, BY THE GOVERNING BODY OF THE TOWNSHIP OF LITTLE FALLS, IN THE COUNTY OF PASSAIC, AS FOLLOWS:

Section 1. Recitals. The recitals hereto are hereby incorporated herein as if set forth at length.

Section 2. Construction. (a) Scope. This ordinance shall regulate towing and storage services originating in the Township for vehicles with a gross vehicle weight of or in excess of 12,000 pounds ("Heavy Vehicles").

(b) Definitions. The following terms shall have the meanings ascribed to them below, as follows:

Absorbent — A granulated or powdered substance used to soak up fluids used in the operation of motor vehicles. A bag or container of absorbent will be defined as weighing 50 pounds.

Administrative Charges — Charges for post-accident services, including but not limited to services such as physical inspection, telephone and/or fax calls, removal of personal items, additional paperwork and more than three trips to the motor vehicle in storage.

Basic Environmental Cleanup — The cleanup and removal of small quantities of fluids used in the operation of a motor vehicle which leak onto the ground.

Basic Tow — Arriving at the site from which a motor vehicle will be towed, hooking a motor vehicle to, or unloading a motor vehicle onto a tow truck, transporting a motor vehicle to a storage facility, unhooking or unloading a motor vehicle from a tow truck and situating the motor vehicle in the space in which it will be stored.

Basic Towing Service — The towing of a vehicle or the removal and transportation of a vehicle from a highway, street or other public or private property.

Chief of Police or Police Chief — The highest ranking sworn officer within the Little Falls Police Department, or his or her designee.

Cruising — The operation of a tow truck within the Township of Little Falls to solicit vehicle towing, emergency road service and/or other related towing services unless in response to a police request.

Disabled Vehicle — A motor vehicle which has been abandoned or rendered inoperable by mechanical failure or accident. Any motor vehicle, operable or inoperable, which constitutes a hazard to the motoring public by its location shall be deemed disabled for the purposes of this chapter.

Emergency Road Repair Service — Repairs which may be performed at the location of a disabled vehicle, including, but not limited to, flat tire changing, jump-starting, gasoline deliveries, etc.

Heavy-Duty Wrecker — A tow truck with dual rear wheels and air brakes capable of towing and wheel lifting large vehicles damage-free and which meets the following minimum requirements:

- A. Gross vehicle weight (GVW): 30,000 pounds.
- B. Gross vehicle weight rating (GVWR): 80,000 pounds.
- C. Boom and winch rating: 40,000 pounds.
- D. Cable size: 5/8 inch.
- E. Cable length: 200 feet.
- F. Wheel lift retracted rating: 25,000 pounds.
- G. Wheel lift extended rating: 12,000 pounds.

Heavy Tow Provider — shall be as defined in Section 4(A) hereof.

Heavy Towing Services — shall be as defined in Section 3 hereof.

Heavy Vehicles — shall be as defined in Section 2(a) hereof.

Licensed Wrecker/Tow Truck — Any wrecker/tow vehicle licensed pursuant to the provisions of this chapter.

Licensee — Any person, firm, partnership, association, corporation, company or organization of any kind that has been issued a license by the Township, pursuant to this chapter, to provide Heavy Towing Services to the Township.

Motor Vehicle — All vehicles propelled other than by muscular power, excepting such vehicles as run only upon rails and tracks and motorized bicycles, motorized scooters, motorized wheelchairs, and motorized skateboards.

Outside Secured Storage Facility — Any motor vehicle storage facility that is not located within an enclosed structure and that conforms to the following minimum standards:

- A. The entire land area shall be enclosed by a fence of sturdy construction, a wall or other manmade barrier that is at least seven feet in height, with a minimum of one lockable gate for ingress and egress, in accordance with local zoning regulations.
- B. All entry points shall have a locking device.
- C. The area shall have adequate lighting to protect stored vehicles from vandalism.
- D. The towing operator shall submit proof that he owns or leases an area for storage minimally capable of holding six Heavy Vehicles or 3000 square feet, within a 20-minute response time to any call for towing or service within the Township of Little Falls. Said proof shall include the deed or deeds to the property or the leases to the same. The towing operator shall submit proof of local zoning compliance for use of the storage facility.

Owner — A person, firm, corporation or partnership who owns and/or operates a motor vehicle on the roads and highways within the Township of Little Falls.

Person — Any natural person, firm, partnership, association, corporation, company or organization of any kind.

Police — The Township of Little Falls Police Department.

Principal Location — The licensed place of business of the towing operator. The towing operator shall maintain a place of business where trucks, in response to police requests, are normally kept. The impound area shall be located adjacent to, or be part of, the principal location and shall comply with the local zoning ordinances. The principal location must be open to the public, between 8:00 a.m. and 6:00 p.m., Monday to Friday and 8:00 a.m. to 4:00 p.m. on Saturday and the principal location shall contain a clean, comfortable waiting area with toilet facilities.

Recovery — The procedure in which the tow operator applies his knowledge in a skillful manner to preserve the condition of the motor vehicle while moving the vehicle to a towable position; can be achieved by several actions that may include but are not limited to winching and rigging.

Roadway Cleanup — The sweeping and removal of all debris left on the roadway as a result of an accident or incident.

Rotating List — The list of towers prepared by the Chief of Police from which, each week, the on-duty tower for the week is designated.

Site Cleanup — The use of absorbents to soak up any liquids from a motor vehicle at the site from which the motor vehicle will be towed and sweeping and removal of all debris left on the roadway as a result of an accident or incident.

Storage Day — Any twenty-four-hour day or any portion thereof, with a new day beginning at 12:00 midnight.

Storage Services — The storage and/or holding of vehicles indoors or outdoors by a licensee under the authority of this chapter.

Tarping — Covering a motor vehicle to prevent weather damage.

Towing Operator — A person, firm, corporation or partnership engaged in the business of providing towing, road service and storage services for motor vehicles.

Vehicle — Every device in or upon or by which a person or property is or may be transported upon a highway, except devices moved by human power.

Waiting Time — Additional time that a tow operator spends at the scene, other than the time required for the actual tow and/or recovery. Examples of waiting time may include but are not limited to emergency medical services (EMS) which must be performed and/or police investigations.

Meeting of September 9, 2024

Winching — The process of moving a motor vehicle, by the use of chains, nylon slings or additional links of winch cable, from a position that is not accessible for direct hookup for towing a motor vehicle. Winching also includes recovering a motor vehicle that is not on the road, and righting a motor vehicle that is on its side or upside down, but does not include pulling a vehicle onto a flatbed tow truck.

Window Wrap — Any material used to cover motor vehicle windows that have been damaged.

Wrecker/Tow Truck A vehicle driven by mechanical power and employed for the purpose of towing, transporting, conveying, recovering or removing any and all kinds of motor vehicles which are unable to be and actually are not operated under their own power from the place where they are disabled to some other place, or any vehicle(s) which the Police Department has ordered to be impounded. A tow vehicle must be manufactured by a tow-truck manufacturer that is nationally recognized by the towing industry.

Yard Charge — A charge for a motor vehicle, towed into the storage facility of the licensed tower, that is inoperable and must be towed from the licensed tower's storage facility to a public street for towing by a secondary tower.

Section 3. Selection of Heavy Towing Services. Any owner of a Heavy Vehicle requiring towing services originating in the Township ("Heavy Towing Services") shall have the right to select a Heavy Tow Provider of his own choice and at his own expense unless:

- (4) the condition or location of the Heavy Vehicle, in the opinion of the Little Falls Police Department, creates a hazard or an impediment to the flow of traffic;
the owner or operator of the Heavy Vehicle is unable to or unwilling to select a Heavy Tow Provider of his own choosing, including without limitation, circumstances under which the owner or operator of the Heavy Vehicle has been placed under arrest or is otherwise incapacitated or impaired;
- (5) in the opinion of the Little Falls Police Department, the Heavy Vehicle is an abandoned or a recovered stolen vehicle; a trespass has occurred; or a tow is necessary to secure and preserve evidence.

In such cases, the Little Falls Police Department may summon an emergency Heavy Tow Provider to remove the Heavy Vehicle, at the expense of the owner or driver, and store it at its storage facility. In any instance, however, in which the Heavy Tow Provider is summoned by the Little Falls Police Department, it shall be done pursuant to the provisions of this Ordinance, under the authority provided by *N.J.S.A. 40:48-2.49, et seq.*

Section 4. Selection Process for Township Heavy Tow Providers' License.

F. On November 1 (or first following weekday if November 1 falls on a weekend) of every odd year beginning in 2013, the Township Clerk shall accept applications from towing companies seeking to be licensed as an official Heavy Tow Provider for the Township ("Heavy Tow Provider" or "Licensee"). License application forms shall be made available by October 1 for pick-up at the Township Municipal Building. Submitted applications shall contain the information as set forth and required herein and by Section 5 of this Ordinance. Applicants submitting incomplete applications shall not be considered for selection. Applications may be submitted during normal business hours (9 a.m. to 4 p.m.) to the Township Clerk at the Township Municipal Building. Applications must be received by close of business day on November 30 (or first following weekday if November 30 falls on a weekend).

G. Applications shall be reviewed for completeness by the Police Chief and/or Township Clerk by December 10 of each applicable licensee selection year. Application fees must accompany submitted applications to be deemed complete. See Section 6 of this Ordinance.

H. The Police Chief shall review all applications that have been timely submitted. Only applicants who have submitted complete applications (with the requisite application fee) and who meet all of the eligibility criteria set forth in sub-section E below shall be considered for licensure. ~~No more than four (4) Heavy Tow Providers shall be licensed by the Township.~~ The Police Chief shall conduct his review and shall recommend either approval or denial of the application(s) within 14 days of the application close date. Approved applicants shall be deemed the Township's Licensees by the Township Council for the following two years beginning January 1 and shall be duly licensed, provided the designees have met and continue to meet all the requirements of this Ordinance for licensure.

~~I. In the event that the number of applicants exceeds the four (4) available openings, a selection lottery shall be held by the Township Clerk. Only applicants who have submitted complete applications (with the requisite application fee) and who meet all of the eligibility criteria set forth in sub-section E below shall be eligible for participation in the selection lottery. The selection lottery shall occur on December 10 (or the first following weekday if December 10 falls on a weekend). Under the lottery, each applicant shall be randomly assigned a number consistent with the number of applicants. The four (4) lowest numbers randomly selected shall be deemed the winning designees. Replacement designees will be selected as needed based on the numbers drawn in the lottery in the event a winning designee is disqualified for any reason following the lottery. The winning designees under the lottery shall be deemed the Township's Licensees by the Township Council for the following two years beginning January 1 and shall be duly licensed, provided the designees have met and continue to meet all the requirements of this Ordinance and for licensure.~~

J. In order to be considered for selection as a Licensee, Heavy Tow Providers must meet the following eligibility criteria (in addition to other requirements as set forth herein):

- (1) Guarantee a maximum 20 minutes' response time.
Be available on a seven (7) day-per-week, three-hundred-sixty-five (365) day-per-year basis.
- (2) Provide, at the towing company's own expense, cellular telephone communication with the Little Falls Police Department.
- (3) Have adequate storage space either in the Township or within a four (4) mile radius of 225 Main Street, Little Falls, New Jersey that shall:
 - (a) Be fully enclosed with a fence (minimally capable of holding six vehicles or 3000 square feet) and secured from pilferage or damage with surveillance cameras;
 - (b) Permit the inside storage of at least two vehicles at any given time;
 - (c) Be adequately illuminated during hours of darkness; and
 - (d) Be completely free of garbage, debris, automotive parts, or other tripping hazards.
- (4) Provide for the reasonable cleanup of an accident scene which shall include sweeping glass from the roadway and the removal of other accident related debris as described in N.J.S.A. 39:4-56.8. The cleanup fee as set forth in Section 10 shall be divided equally among the towed vehicles involved in the collision. The debris shall not be placed into the towed vehicle.
- (5) Shall own a heavy-duty wrecker located within a four (4) mile radius of 225 Main Street, Little Falls, New Jersey with sufficient personnel to be able to comply with the 20 minute maximum response time required by this Ordinance.
- (6) Provide a certificate of insurance from a financially stable insurance carrier possessing an A.M. Best Company rating of not less than "A." Said certificate of insurance must further evidence that the following insurance coverage is valid and in effect for the specified contract period:
 - (a) Commercial automobile liability insurance in an amount not less than \$1,000,000 for bodily injury per person, \$3,000,000 for bodily injury per accident and \$500,000 for property damage per accident.
 - (b) Garage keeper's liability in an amount not less than \$500,000 per claimant and \$1,000,000 for more than one claimant.
 - (c) Garage liability in an amount not less than \$2,000,000 combined single limit.
 - (d) Comprehensive general liability insurance in an amount not less than \$2,000,000.
 - (e) Excess or umbrella liability insurance in an amount not less than \$2,000,000.
 - (f) Policies shall be endorsed to provide collision coverage for vehicles in tow.
 - (g) Worker's compensation insurance with the mandatory limits of coverage required by New Jersey statute.
 - (h) On all policies except workers' compensation, endorsements naming the Township of Little Falls as an additional insured, and further indicating that the insurance coverage shall not be cancelled or revised without a minimum of 30 days' prior written notice to the Township.

Comply with the criminal history check and certified driver history record abstract requirements of Section 7 hereof.

- (7) Comply with the certified scale requirements of Section 17 hereof.

Section 5. Application Requirements.

Every applicant for a license under this chapter shall complete, sign and verify a written application, in duplicate, on forms furnished by the Township Clerk.

C. The application shall state:

- (15) Name and address of the applicant.
- (16) Residence address and full local address, if any, of the applicant.
- (17) Serial number and registration for each vehicle to be operated by the applicant.
- (18) Location of storage area for wreckers and cars and the amount of available space for storage of towed cars.
- (19) Policies or certificates of insurance coverage as herein provided.
- (20) Consent to appointment of the Township Clerk as the applicant's true and lawful attorney for the purpose of acknowledging service out of any court of competent jurisdiction to be served against the applicant.
- (21) Agreement to be available for service on business premises a minimum of 12 hours a day and to abide by the fees provided for by this chapter.

Meeting of September 9, 2024

- (22) Names and addresses of two business references.
- (23) Sketch plan showing the location of the storage area, the number of Heavy Vehicles that can be stored, and the total square footage area of the outside secured storage area.
- (24) Proof of ownership or lease of the outside secured storage area.
- (25) Proof of ownership, lease or other written agreement demonstrating availability of the vehicles which will be utilized to provides services pursuant to this chapter.
- (26) Agreement to indemnify and hold the Township, its officers, agents, and employees harmless from any and all liabilities, claims, costs, penalties, fines, and attorney's fees rising out of the towing, wrecking, storage and/or emergency services provided by the tow vendor at the request of the Township pursuant to this chapter.
- (27) Full list of the names of all employees working at the towage facility including all drivers of towing vehicles.
- (28) Responses to any other reasonable inquiries required by the Police Chief with regard to fitness as a Licensee.

Section 6. Application Fee; Licensing Fee.

- C. The Township shall require a \$500.00 application fee payable to the Township for processing of the license application. The application fee is non-refundable. This application fee is in addition to any other fees required by this Ordinance.
- D. The Township shall require a \$250.00 license fee payable to the Township for licensure. The license fee shall be due upon notice from the Police Chief following the submission of satisfactory criminal history checks and driving abstracts.

Section 7. Licensing; Review by Chief of Police.

- H. The Township shall issue licenses to its Licensees. Licenses shall be valid for two years.
- I. Licenses are the property of the Township and may not under any circumstances be assigned, leased, shared, transferred or sold to another person, corporation or proprietorship.
- J. All prospective licensees and every towing company employee involved in the towing or storage of towed vehicles, or who will have access to towed vehicles, shall arrange for a fingerprint criminal history check to be conducted by Morpho-Trak (which is a private company under contract with the New Jersey State Police) or such successor entity which is designated by the New Jersey State Police, with the results to be provided directly by Morpho-Trak to the Township of Little Falls, 225 Main Street, Little Falls, NJ 07424 by completing Morpho-Trak Form D, which can be obtained from the New Jersey State Police or online at http://www.nj.gov/njsp/info/pdf/092509_universformd.pdf.
- K. All prospective licensees and every towing company employee involved in the towing of vehicles shall provide a certified driver history record abstract from the New Jersey Motor Vehicle Commission to the Little Falls Police Department.
- L. The Police Chief shall recommend the issuance of a license when he finds that:
 - (5) The public convenience and necessity require the proposed wrecker service for which the application has been submitted.
 - (6) The applicant and all its employees are fit and proper persons to conduct or work in the proposed business.
 - (7) The applicant's towing facility, proposed storage area, vehicles and equipment area meets the Township's requirements.
 - (8) The application submitted by the applicant complies with the requirements of this chapter and all other applicable ordinances of the Township.
- M. No license shall issue to prospective licensees prior to the payment of the licensing fee of \$250.00.
- N. The Township shall issue license stickers to Licensees to be applied to all of its towing vehicles.

Section 8. Rotation Schedule.

- C. The rotation of Licensees shall be as follows, subject to modification by the Police Chief or his designee:
 - (4) Licensees shall be placed on a rotation list in alphabetical order by business name. A Licensee shall remain at the top of the list for a period of two weeks, at the end of which the next alphabetically listed Licensee shall serve. The two-week rotation schedule shall be implemented throughout the two-year license period. The rotating schedule of Licensees shall be posted at police headquarters. A Licensee that wishes to change its assigned rotation due to vacation or conflict may do so with the consent of the Chief of Police or his designee.
 - (5) In the event that a Licensee refuses a call for service or is unable to perform a call for service within the allotted 20-minute Ordinance requirement, that towing company shall move to the bottom of the list and the next Licensee on the rotation list shall be called. A one-time refusal or inability to service a call shall not affect the two-week rotation schedule.
 - (6) A Licensee that fails to respond to a call for service in the manner prescribed under this Ordinance, may be suspended from the rotation in accordance with Section 9 herein.
- D. The selection process described herein shall be operative where the tow provider is summoned by the Little Falls Police Department.

Section 9. Suspension and Removal from Licensee Rotational List; Appeal.

- E. The Police Chief shall have the authority to suspend a Licensee from the Heavy Tow Providers' rotational list for a period of up to 30 calendar days for failure to comply with any of the requirements of this chapter. For a subsequent failure to comply with any of the requirements of this chapter, the Police Chief may remove the Licensee from the rotational list for a twelve-month period.
- F. A Licensee may appeal the suspension or removal from the Heavy Tow Providers' rotational list by filing a notice of appeal with the Township Clerk within 10 business days of the Police Chief's decision.
- G. A hearing shall be held by the Mayor and Township Council within 30 days of filing the appeal.
- H. The Mayor and Township Council shall render its determination within 20 days following the conclusion of the hearing. The Mayor and Township Council's determination shall be final and conclusive.

Section 10. Heavy Towing Rates. Chapter 71 of the Township Code, entitled "Fees", is hereby amended to reflect the following towing and storage rates. These rates are subject to modification by way of resolution of the Township Council and shall be on record with the Clerk of the Township.

- A. Heavy Towing Service rates:
 - (1)
 - (a) Rate: \$325 per hour (one-hour minimum), billed in thirty-minute increments.
 - (b) Shaft removal: \$45.
 - (c) Brake release: \$45.
 - (d) No mileage fee from the point of tow to the Licensee's storage yard.
 - (2) Air cushion device in heavy-duty vehicle recovery.
 - (a) Rate: \$550 per hour.
- B. Heavy Towing Service storage rates:
 - (a) \$75 per day.
 - (b) Tandem axle: \$100 per day.
 - (c) Tractor-trailer combination: \$140 per day.
- C. Emergency road service: \$60.
 - (1) Emergency road service: jump start, bringing up to two gallons of fuel, tire change.
 - (2) If a tow results, there will be no charge for road service, except cost of emergency gas if placed into the vehicle's tank.
- D. Rates for vehicle recovery and/or winching:
 - (1) Wreckers and personnel.
 - (a) Heavy-duty wrecker: \$300 per hour to be charged in thirty-minute increments with a one-hour minimum.
 - (b) Additional manpower: \$60 per hour per man.
 - (c) Level 3 Recovery Supervisor: \$90 per hour.
 - (2) Licensees may, however, charge additional fees for extraordinary recovery and/or winching. All services must be itemized on the statement for services.
- E. Additional services that may be required:
 - (1) Axle pull/drive shaft/transmission disconnect: \$40 flat rate.
 - (2) Hookup air: \$25 flat rate.
 - (3) Roadway cleanup: \$50 per hour, to be charged in 30 minute increments with a one-half- hour minimum.
 - (a) When basic environmental cleanup is required, a charge of \$25 for each fifty-pound bag of absorbent and plastic bags for removal may be charged.
 - (b) Cleanup services, including time and absorbent, must be itemized on the statement.
 - (4) Administrative charges:
 - (a) Maximum of \$25.
 - (b) Services must be itemized on the statement.
 - (5) No yard charge may be billed.

Meeting of September 9, 2024

- (6) Waiting time: \$40 per hour, in excess of 15 minutes, which shall be calculated based upon each 15 minutes spent at the site from which a motor vehicle will be towed, with fewer than 15 minutes, rounded up to 15.
- (7) The use of window wrap or tarping is \$25.
- (8) The Licensee shall prepare an itemized billing invoice for all services rendered.

Section 11. Storage; Fees; Reflective Vests; Cruising at Scenes.

- F. Each Licensee shall be available to the public for the release of stored vehicles at a minimum:
 - (3) Monday to Friday, 8:00 a.m. to 6:00 p.m.
 - (4) Saturday, 8:00 a.m. to 4:00 p.m.
- G. Storage fees shall not be charged on a Sunday and a holiday where the Licensee is unavailable to release the towed vehicle.
- H. The storage rate shall be as set forth in Chapter 71, Fees.
- I. All employees of Licensees must wear reflective safety vests when out of the tow truck as specified by current standards/statutes.
- J. Licensees are prohibited from cruising or showing up at scenes without being called by the Police Department.

Section 12. Winching.

- C. Each Licensee shall have the ability to provide recovery and winching services. Recovery services are those services that require the recovery of a Heavy Vehicle from a position beyond the right-of-way or berm, or from being impaled upon any other object within the right-of-way or berm by several actions that include, but not limited to, winching and rigging.
- D. Under no circumstances shall a winching or recovery fee be charged because a Heavy Vehicle was dragged onto a flatbed tow vehicle.

Section 13. Payment for Towing.

- C. The owner and/or driver of the Heavy Vehicle that has been towed shall be responsible for the payment of all towing and storage fees.
- D. Licensees shall have the ability to accept cash or credit cards, and shall furnish receipts upon request, including transactions on scene.

Section 14. Inquiries from Motorists.

- D. In any instance in which a motorist makes an inquiry of the Little Falls Police concerning Heavy Tow Services, the Little Falls Police Department shall advise the motorist of the name and address of the scheduled Licensee currently in rotation and except as provided in Section 3 hereof where the police shall have the right to summon a Heavy Tow Service, the police officer shall advise the motorist that he may select any Heavy Tow Provider of his own choice and at his own expense.
- E. If requested to remove a vehicle out of the lane of travel so that a motorist could utilize his/her own Heavy Tow Provider, the maximum allowable charge shall be as set forth in Chapter 71, Fees, and the Licensee shall tow the Heavy Vehicle to a safe location as determined by the on-scene police officer.
- F. In the event a tow is requested by a motorist through the Police Department to a location outside of the Township from the scene subject to the availability of the on-rotation Licensee, the maximum rate that can be charged is \$3 per mile, in addition to the tow charge.

Section 15. Enforcement. The Police Chief or his designee is hereby authorized to enforce all provisions of this chapter in accordance with due process of law.

Section 16. Copies of Fees and Regulations Made Available to Public; Additional Fees.

- C. A copy of this chapter and current fee schedule shall be available to the public at the office of the Township Clerk during normal business hours.
- D. No other fees or charges that are not specifically listed under this Ordinance or Chapter 71 of the Township Code shall be charged.

Section 17. Certified Scales Required.

- A. All heavy duty towing applicants shall: (i) have the ability to weigh vehicles on their premises as may be required at the request of the Little Falls Police Department; or (ii) have immediate access to scales within a four (4) mile radius of 225 Main Street, Little Falls, which meet the criteria delineated herein for this purpose.
- B. The scales shall be certified, annually, by the State of New Jersey Office of Weights and Measures. A copy of the current certification must be included in the application packet. It is the responsibility of the applicant to ensure the most current certification is forwarded to the Little Falls Police Chief on an annual basis.
- C. Scale requirements: The scale shall, minimally, be required to provide certified weigh slips on vehicles:
 - (1) Under 100,000 lbs;
 - (2) Less than or equal to 70 feet in length; and
 - (3) Less than or equal to 9 feet in width.

Section 18. Heavy Vehicle Recovery of 12,000 Pounds or More.

- A. To perform Heavy Vehicle Recovery of 12,000 pounds or more, the Township requires that the Licensee have on-scene a recovery supervisor with a Level 3 certification from the Towing and Recovery Association of America (TRAA) or other nationally recognized certification.
- B. To perform Heavy Vehicle recovery under this section, the Licensee must:
 - (a) Visually document the recovery scene through photos or videotape.
 - (b) Prepare a written report of all procedures employed, actions taken, equipment used and manpower requirements to complete the recovery process in the safest manner and provide a copy to the Heavy Vehicle owner with the statement for services.
 - (c) Prepare an itemized billing invoice for all services rendered.
- C. If the Licensee finds it necessary, due to the nature of the recovery, to contract additional recovery services to supplement its equipment and manpower recovery, the contracted service providers must work under the supervision of the Licensee. The Licensee may not subcontract the entire recovery. In the event that the Licensee is unable to handle the recovery, then the next Heavy Tow Provider on the rotating list shall be called.

Section 19. Violations and Penalties. Any person violating the provisions of this Ordinance shall, upon conviction, be liable to the penalty stated in Chapter 1, Article I of the Township Code.

Section 20. Severability. If any part of this Ordinance is deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 21. Effective Date. This Ordinance shall take effect as provided in law.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri, and Council President Sgobba
Nays: None

The Council President declared the motion passed.

COUNCIL TOPICS FOR DISCUSSION

Councilmember MURPHY reported the Domestic Violence Prevention Committee will convene tomorrow.

Councilmember VANCHERI reviewed details of the 9-11 ceremony at Wilmore Road Park and commented on Childhood Cancer Awareness month and remembered Liam Marquez.

Councilmember HABLITZ reviewed Library events including the monthly Noon in the Know segment and announced the Library will remain open while the walkway is being updated. Councilmember HABLITZ provided an update on the Farmers Market, noting the Marquez family and the Liam Warriors will have a fundraising table at the next Farmers Market to support childhood cancer. The Little Falls Run Club kicked off this past weekend and will continue every weekend at the Farmers Market. Lastly, the Townwide Yard Sale will be held this weekend.

Councilmember PATEL provided a Health Department report announcing there will be a program on Understanding Memory Loss at the Civic Center on September 26th. Councilmember PATEL also announced the Little Falls Facebook page has been launched and commented on the WISE program.

Meeting of September 9, 2024

Council President SGOBBA announced the Senior Advisory Committee will sponsor a program at the Civic Center on arthritis on September 27th.

PUBLIC COMMENT – AGENDA ITEMS ONLY

Anyone wishing to address the Township Council may do so through the Council President. It is preferred if you give your name and address for the record. Comments are to be limited to three minutes, however, if appropriate, you may be granted additional time at the sole discretion of the Council President.

Members of the public who have joined the meeting virtually and desire to provide comment shall raise their virtual hand in the Zoom application. The Meeting moderator will queue the members of the public that wish to provide comment and the Council President will recognize them in order. Members of the public who have joined the meeting by calling in must press *6 to mute and unmute themselves and *9 to raise their hand. Members of the public who have joined the Meeting via the Zoom application must click the Reactions icon and then the Raise Hand icon. Once the process is complete, we will return to the regular order of business.

It was moved by Councilmember Hablitz, seconded by Councilmember Vancheri, that the meeting be and it was opened to the public.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri and Council President Sgobba
 Nays: None

The Council President declared the motion passed.

No one further having come forward to be heard, it was moved by Councilmember Hablitz, seconded by Councilmember Vancheri, that the meeting be and it was closed to the public.

Poll: Ayes: Hablitz, Murphy, Patel, Vancheri and Council President Sgobba
 Nays: None

The Council President declared the motion passed.

There being no further business to come before the meeting, it was moved by Councilmember Murphy, seconded by Councilmember Vancheri, that the meeting be and it was adjourned at 8:38 p.m.

Cynthia Kraus
Municipal Clerk