

RESOLUTION 20-047

RESOLUTION AUTHORIZING ACCESS TO RVRSA PROPERTY ADJACENT TO GREENBANK ROAD FOR PARSIPPANY-TROY HILLS ROAD REPAVING PROJECT

WHEREAS, the Township of Parsippany-Troy Hills has contracted for the repaving and improvement of Greenbank Road (the "Project"), which Project seeks to widen the road, improve stormwater drainage, install guide rails and resurface Greenbank Road in the area immediately adjacent to the Rockaway Valley Regional Sewerage Authority ("RVRSA") wastewater treatment facilities; and

WHEREAS, RVRSA service lines (electric and water) and three (3) RVRSA siphon pipes cross Greenbank Road in the vicinity of the Project. The three 24-inch siphon pipes convey a combined total of approximately twelve (12) million gallons per day of raw sewerage to the RVRSA facility for treatment prior to discharge to the Rockaway River, and are located under the road in the area where the Project plans indicate that guide rails are to be installed. If the pipes are punctured, flow would be discharged onto Greenbank Road and discharge into nearby storm drains that lead to the Rockaway River. If the integrity of the siphon lines are not ensured, or if the operations of the RVRSA are interrupted, a violation of the RVRSA's NJPDES permit and the Water Pollution Control Act will occur and could cause significant damage to human health and the environment. It is also imperative that the Project not interfere with the operations of the RVRSA and that access to the RVRSA facility be maintained at all times in order for RVRSA to continue essential operations; and

WHEREAS, a recordable agreement will be needed to reconcile the ultimate location of the roadway and any stormwater improvements, after the Project is completed, to the extent that the same are located upon property of the RVRSA; and

WHEREAS, the RVRSA desires to facilitate the Project on the condition that the RVRSA's underground utilities, essential for its continuing operations, are protected, particularly with regard to the installation of supports for the planned guide rails, that continuous access to the RVRSA facility is facilitated, and conditioned upon the execution of such easement documents as are necessary based upon the ultimate location of the roadway and stormwater improvements.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority as follows:

1. Reasonable and necessary access to RVRSA property, adjacent to Greenbank Road, as set forth on Construction Plans For Greenbank Road Safety and Improvement Project by Keller & Kirkpatrick, Inc., dated January 21, 2020, is hereby authorized for the Township of Parsippany-Troy Hills, and its contractors and subcontractors, to complete the Greenbank Road Safety and Improvements Repair Project upon advance notice of not less than 48-hours' notice.

2. This approval is further conditioned upon the adequate provision of those measures and assurances necessary for the protection of RVRSA's underground utilities and upon maintaining continuous ingress and egress to/from the RVRSA facility, with the further understanding that in the event of damage to such utilities, that Parsippany-Troy Hills and its contractors and subcontractors shall be liable for all damages and expenses incurred by RVRSA resulting from such damage.

3. RVRSA approval is further conditioned upon the subsequent execution of such documents as are necessary to adjust and fix property rights and obligations with regard to the ultimate location of the roadway and any stormwater improvements, including drainage swales and retaining walls, as preliminarily set forth on the "Construction Plan and Profile," Sheets No. 6/31, 7/31, 10/31, 11/31; 26/31 and 30/31, attached hereto at Appendix A, and made a part hereof, in the event that the same are located upon the property of the RVRSA.

4. This approval is further conditioned upon the assumption by the Township of Parsippany-Troy Hills of the responsibility of maintaining the swales and retaining wall as the same are preliminarily set forth on the relevant drawings attached hereto as Appendix A, and made a part hereof.

5. This Resolution shall take effect as provided by law.

C E R T I F I C A T I O N

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on the 14th day of May, 2020.

on motion of: Glenn Corbett
and second by: Michael Guadagno

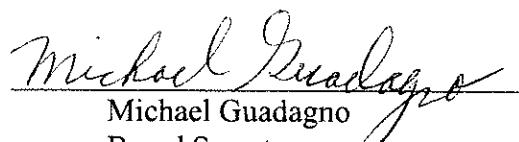
ROLL CALL VOTE:

YEAS: (10) Andes, Cegelka, Corbett, Guadagno, Isselin, Farrell, Recchia, Rossi,
Schorno, Zuppa

NAYS: (0)

ABSTAIN: (0)

ABSENT: (0)


Michael Guadagno
Board Secretary

