

Resolution 20-097

RESOLUTION TO AUTHORIZE LAKELAND BUS  
LINES, INC. PAYMENTS

WHEREAS, the Rockaway Valley Regional Sewerage Authority (hereinafter "the Authority") is authorized by the Sewerage Authorities Law [N.J.S.A. 40:14A-7(11)] to make and enforce rules and regulations for the management and regulation of its business and affairs and/or the use, maintenance, and operation of the sewerage system and any other of its properties and to amend the same; and

WHEREAS, the Authority is a Delegated Local Agency of the New Jersey Department of Environmental Protection and administers an industrial pretreatment program within the service area of the Authority; and

WHEREAS, the Rockaway Valley Regional Sewerage Authority ("RVRSA") issued a Notice of Violation on July 10, 2020, and Administrative Order and Notice of Civil Administrative Penalty (AO/NOCAPA) on August 17, 2020, to Lakeland Bus Lines, Inc., (Lakeland) for failure to sample quarterly for Total Petroleum Hydrocarbons for the reporting month of June, 2020, in violation of its Industrial Sewer Connection Permit, and assessing the minimum mandatory fine therefore in the amount of \$3,000.00; and

WHEREAS, by letter dated October 7, 2020 (attached hereto and made a part hereof), from Donald Mazzarisi, Lakeland Bus Lines to JoAnn Mondsini, Executive Director, Lakeland requested authorization to pay the fine assessed over time, in eleven (11) payments, due to financial difficulties stemming from the COVID-19 Pandemic; and

WHEREAS, by Executive Order No.103, New Jersey Governor Philip D. Murphy declared both a Public Health Emergency and State of Emergency as a result of

dangers posed by the Coronavirus disease 2019 ("COVID-19") and Governor Murphy subsequently adopted a series of Executive Orders to protect public health, safety and welfare against the emergency created by COVID-19; and

WHEREAS, RVRSA has determined that, for the reasons set forth in Lakeland's letter received October 7, 2020, it is appropriate to allow Lakeland to make monthly payments to satisfy Lakeland's obligation to the Authority.

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

1. The Executive Director is hereby authorized to allow Lakeland Bus Lines, Inc., to satisfy Lakeland's obligations, as assessed pursuant to AO/NOCAPA dated August 17, 2020, in eleven (11) equal monthly payments commencing on or about December 1, 2020 and ending on or about October 1, 2021, in lieu of one lump sum payment.
2. This Resolution shall take effect as provided by law.

#### CERTIFICATION

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on the 12<sup>th</sup> of November, 2020

On motion of Commissioner Farrell Seconded by Commissioner Schorno

And a Roll Call Vote as Follows:

Yeas:

Nays:

Abstain:

Absent:

(9) Andes, Cegelka, Corbett, Guadagno, Isselin, Farrell, Rossi  
Schorno, Zuppa  
(0)  
(0)  
(1) Recchia

Michael Guadagno  
Michael Guadagno  
Board Secretary