

**Resolution 24-029**

**RESOLUTION AUTHORIZING EXECUTION OF LICENSE AGREEMENT BETWEEN THE NEW JERSEY FIREMEN'S HOME AND ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY RELATING TO AUTHORIZED LOCATION OF SIPHON CHAMBER, INTERCEPTOR SEWER, AND ACCESS THERETO ON LANDS OWNED BY THE NEW JERSEY FIREMEN'S HOME**

**WHEREAS** the New Jersey Firemen's Home ("Home") is the owner of property located at 565 Lathrop Avenue, Town of Boonton, County of Morris, State of New Jersey, also known as Block 90, Lot 85, on the official Tax Map of the Town of Boonton, consisting of ±80 acres of land ("Property"); and

**WHEREAS**, the Rockaway Valley Regional Sewerage Authority ("Authority") is the owner of property located at Rd #1, 99 Greenbank Road, Town of Boonton, County of Morris, State of New Jersey, also known as Block 493, Lot 1, on the official Tax Map of the Township of Parsippany-Troy Hills consisting of ± 30 acres of land, upon which the Authority owns and operates its Wastewater Treatment Facility; and

**WHEREAS**, it has been discovered that certain Authority Infrastructure components, including a Siphon Cleanout Chamber and related pipes, were installed such that a small fraction of this Infrastructure encroaches on a small portion of the Home Property; and

**WHEREAS**, this Infrastructure currently conveys an average of 10 million gallons of wastewater flow each day to the Authority Wastewater Treatment Facilities from the Authority Service Area, consisting of the Town and Township of Boonton, the Township of Denville, the Borough and Township of Rockaway, the Town of Dover, the Borough of Victory Gardens, the Townships of Randolph and Mine Hill, Picatinny Arsenal and the Borough of Wharton; and

**WHEREAS**, the Authority requires safe and convenient access to the Authority Infrastructure to routinely inspect and maintain the Authority Infrastructure, respond to potential emergencies, and undertake any repair, restoration or replacement of any portion or all of the Authority Infrastructure located thereon; and

**WHEREAS**, in recognition of the above circumstances the Home has agreed to grant a License to the Authority, in exchange for the one-time payment of \$17,000.00, subject to various condition as set forth therein, so that the Authority may access the Authority Infrastructure; and

**WHEREAS**, sufficient funds are available in line item 01-851-005 of the Authority Budget.

**WHEREAS**, the License Agreement, attached hereto as Exhibit A, will allow the Authority to continue its operation, inspection, maintenance, monitoring, repair, renewal, replacement, installation, modification, construction, improvement, installation, and other similar activities relating to the Authority Infrastructure within the subject area.

**NOW, THEREFORE, BE IT RESOLVED** by the Rockaway Valley Regional Sewerage

Authority as follows:

1. The RVRSA hereby authorizes the Chairman to execute the hereinabove described License Agreement with New Jersey Firemen's Home Relating to the Authorized Location of Siphon Chamber, Interceptor Sewer and Access thereto.
2. The Chief Financial Officer is authorized to make payment to the Home in the amount of \$17,000.00 upon the final execution of the License Agreement.
3. The Staff and Consultants of the Authority are authorized and directed to take all necessary actions to implement the terms of the License Agreement and this Resolution.
4. This Resolution shall take effect immediately.

#### CERTIFICATION

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on February 8, 2024.

On motion of: Commissioner Howarth

Second by: Commissioner Cegelka


And a Roll Call Vote as Follows:

Yeas: (9) Andes, Cegelka, Corbett, Howarth, Isselin, Laverty, Potter, Schorno and Zuppa.

Nays: (0) None

Abstain: (0) None

Absent: (1) Farrell

  
Donald Farrell  
Board Secretary