



Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

<http://www.bloomfieldtwpnj.com>

Meeting: 12/01/14 07:00 PM

2014 RESOLUTION AUTHORIZATIONS

2014 AUTHORIZING RESOLUTION-NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION SETTLEMENT AGREEMENT REGARDING SAFE DRINKING WATER ACT, N.J.S.A. 58:12A-1, ET.SEQ.

WHEREAS, the New Jersey Department of Environmental Protection, Northern Bureau of Water Compliance and Enforcement notified the Township of Bloomfield of violations related to the New Jersey Safe Drinking Water Act more specifically listed in the attached settlement agreement; and

WHEREAS, the New Jersey Department of Environmental Protection, Northern Bureau of Water Compliance and Enforcement has offered to settle this violation with the Township of Bloomfield for a single monetary payment of \$2,500.00; and

WHEREAS, the settlement agreement has been reviewed by the Township Water Operator, Anthony Marucci, P.E. and the Township Engineer, Paul D. Lasek, P.E. and determined to be fair and reasonable; and

WHEREAS, the settlement agreement has been reviewed and approved by the Township Attorney as to form and content; and

WHEREAS, the Chief Financial Officer of the Township of Bloomfield has certified that funding is available for payment of the settlement agreement.

NOW BE IT RESOLVED, by the Mayor and Township Council of the Township of Bloomfield, County of Essex, State of New Jersey that the Mayor of the Township of Bloomfield is hereby authorized to execute the settlement agreement between the Township of Bloomfield and the New Jersey Department of Environmental Protection, Northern Bureau of Water Compliance and Enforcement.

AS TO FORM AND PROCEDURE
ON BASIS OF FACTS SET FOR

of Law Township Attorney

shall be made payable to "Treasurer, State of New Jersey" and shall be submitted with the specified portion of the attached penalty invoice to:

Division of Revenue
New Jersey Department of Treasury
P.O. Box 417
Trenton, New Jersey 08625-0417

2. This payment shall constitute full, final, and complete settlement of the violations cited above.

3. In the event that Bloomfield fails to submit full payment within ninety (90) calendar days of the execution of this Settlement Agreement, then this offer shall be null and void and the Department may pursue all legal remedies including the collection of civil administrative penalties in the full amount provided by law. Notice is further given that this Settlement Agreement includes only the violations identified hereinabove and that the violation of any statutes, rules, permits or permit conditions other than those cited herein may be considered cause for additional enforcement actions, either administrative or judicial, being instituted without further notice. The Department does not waive its right to initiate additional enforcement action for any violations not set forth above.

4. The Department and Bloomfield enter into this Settlement Agreement without trial or adjudication in order to amicably resolve this matter without any admission of law or fact by either party provided, however, that in the event of any other Safe Drinking Water Act violations by Bloomfield, the Department may consider the violations cited herein as having been cited in an Administrative Order and Notice of Civil Administrative Penalty Assessment and proven for purposes of calculating the appropriate penalty level and specifically for purposes of determining whether a prior similar violation has occurred. See, N.J.A.C. 7:10-1.3, -3.4(c) and -3.6.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DATE: 7/15/14

BY: [Signature]
Richard T. Paull, Bureau Chief
Northern Bureau of Water
Compliance and Enforcement

TOWNSHIP OF BLOOMFIELD

DATE: _____

BY: _____

NAME: _____

TITLE: _____

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I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on December 01, 2014.

Louise M. Pellegrino

 Municipal Clerk of the Township of Bloomfield

M. J. Venezia

 Mayor of the Township of Bloomfield

✓ Vote Record – Resolution		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopt					
<input type="checkbox"/> Deny					
<input type="checkbox"/> Withdrawn					
<input type="checkbox"/> Table					
<input type="checkbox"/> Not Discussed					
<input type="checkbox"/> First Reading					
<input type="checkbox"/> Table with no Vote					
<input type="checkbox"/> Approve					
<input type="checkbox"/> Veto by Mayor					
<input type="checkbox"/> Discussion					
<input type="checkbox"/> Defeated					
<input type="checkbox"/> Discussion No Vote					
	Elias N. Chalet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Carlos Bernard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Wartyna Davis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Joseph Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Carlos Pomares	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Michael J. Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>