

**RESOLUTION 2019-15  
MOUNT HOLLY FIRE DISTRICT No. 1**

**RESOLUTION SUPPORTING THE STATE HOUSE COMMISSION PRE-APPLICATION TO THE NJDEP GREEN ACRES PROGRAM FOR MOUNT HOLLY FIRE DISTRICT**

**WHEREAS**, Block 86, Lots 21 and 23 are part of the Mill Dam Park of Mount Holly Township which is encumbered with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection's Green Acres Program; and

**WHEREAS**, in conjunction with the proposed Relief firehouse rehabilitation and expansion project, it is necessary to remove the Green Acres restrictions from a 0.196 acre portion of Mill Dam Park; and

**WHEREAS**, the removal of Green Acres restrictions from parkland requires the approval of the Commissioner of the Department of Environmental Protection and the State House Commission pursuant to *N.J.A.C. 7:36-26*; and

**WHEREAS**, the Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly wishes to apply for approval for (*insert: project description*) as a minor disposal or diversion of parkland under *N.J.A.C. 7:36-26*; and

**WHEREAS**, the first step in the application process for approval of a minor disposal or diversion of parkland is the filing of a pre-application under *N.J.A.C. 7:36-26.4*; and

**WHEREAS**, in accordance with *N.J.A.C. 7:36-26.4(d)10*, it is necessary for Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly to submit as part of the pre-application a Resolution endorsing the application to divert or dispose or parkland;

**NOW THEREFORE, BE IT RESOLVED** by the Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly, County of Burlington, State of New Jersey as follows:

1. The Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly endorses the filing of a pre-application for the 0.196 acre diversion pursuant to *N.J.A.C. 7:36-26*;
2. The Board of Fire Commissioners of Fire District No.1, Township of Mount Holly hereby finds that approval of a 0.196 acre diversion of Mill Dam Park would meet the minimum substantive criteria at *N.J.A.C. 7:36-26.1(d)* by providing for the rehabilitation and expansion of an existing firehouse, while providing for enhanced public safety provision and, with the approval of the requested diversion, allow for safe ingress and egress from the firehouse by emergency vehicles and the volunteer first responders;
3. The Board of Fire Commissioners of Fire District No.1, Township of Mount Holly acknowledges that in order to obtain the approval of the 0.196 acre Mill Dam Park diversion, all substantive and procedural requirements of *N.J.A.C. 7:36-26* must be

met, including compensation requirements at *N.J.A.C. 7:36-26.5*; and

4. The Board of Fire Commissioners of Fire District No.1, Township of Mount Holly acknowledges that in the event the Green Acres Program classifies the Mill Dam Park diversion as a major disposal or diversion of parkland, additional application information will be required under *N.J.A.C. 7:36-26* before the application can proceed.

**BE IT FURTHER RESOLVED**, that the Board Chairman and/or Director of Fire Services be authorized to execute any and all documents necessary to effectuate the intent and purposes of this Resolution and the Clerk attest thereto; and

**BE IT FURTHER RESOLVED**, that the within Resolution shall be effective immediately upon passage; and

**BE IT FURTHER RESOLVED**, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and

**BE IT FURTHER RESOLVED**, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Resolution; and

**BE IT FURTHER RESOLVED**, that notwithstanding anything set forth herein to the contrary, the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

**BE IT FURTHER RESOLVED**, that an original signed, conformed and compared copy of this Resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *et seq.* as set forth by the State of New Jersey Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

**Board of Commissioners Recorded Vote**


Member	Motion	Second	Aye	Nay	Abstain	Absent
Donald Pike			✓			
Richard McIlwee						✓
Joshua Brown			✓			
Stefanie Haines		✓	✓			
Jason Fajgier	✓		✓			

**CERTIFICATION**

I, **STEFANIE HAINES**, do hereby certify that the foregoing is a true and compared copy of an original Resolution now on file and of record in the District office, which was duly adopted at a public meeting held on the 6<sup>th</sup> day of March, 2019.

The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly on this 6<sup>th</sup> day of March, 2019.

  
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STEFANIE HAINES, CLERK  
Board of Fire Commissioners  
Fire District No.1  
Township of Mount Holly