

CITY OF VINELAND

RESOLUTION NO. 2016-_____

RESOLUTION REQUESTING THE APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR DEVELOPER'S CONTRIBUTION FOR REFORESTATION TRUST FUND DONATIONS IN ACCORDANCE WITH NJSA 40A:4-39

WHEREAS, Chapter 425, Article VII of the Code of the City of Vineland, recognizes that forests and trees are important to aspects of the City's identity, and environmental health, and an important part of its natural landscape and habitats to protect water and air quality, control flooding, and reduce storm water runoff and erosion and therefore require all development design to conserve the trees and forests and further provides that a replacement plan be in place so as to allow a developer to replace trees that have been damaged or destroyed or in lieu thereof, to make a contribution of an amount equal to twice the current value of each unplanted tree for environmental programs recommended by the Environmental Commission; and

WHEREAS, a mechanism needs to be created so that the City may receive contributions in lieu of planting replacement trees in accordance with the aforementioned Code; and

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a Dedication by Rider of revenues to be received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29, allows for receipt of contributions by developers of property in lieu of reforestation, as required by City Code; and

WHEREAS, N.J.S.A. 40A: 4-39 provides the dedicated revenues anticipated from the Developer's Contribution for Reforestation Trust Fund donations are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Vineland as follows:

1. The City Council of the City of Vineland does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Developer's Contribution for Reforestation Trust Fund as required in accordance with the Code of the City of Vineland, Chapter 425, Article VII, Section E.
2. The Clerk of the City of Vineland is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Adopted:

President of Council

ATTEST:

City Clerk