

BOROUGH OF RIVERDALE

RESOLUTION NO. 76- 2015

RESOLUTION GRANTING A QUARRY LICENSE TO TILCON NEW YORK, INC. FOR THE YEARS 2015– 2020

WHEREAS, Chapter 132 of the Revised General Ordinances of the Borough of Riverdale require that a person conducting the business of quarrying within the Borough of Riverdale first obtain a license in accordance with regulations set forth in Chapter 132; and

WHEREAS, prior to the approval of any license application a plan for reclamation of the site must be submitted to the Mayor and Council for its review and approval; and

WHEREAS, Tilcon New York, Inc., the operator of a quarry located in the Borough of Riverdale known as the “Riverdale Quarry” submitted an application for license renewal for the years 2015 through 2020 together with all fees required under the Ordinance; and

WHEREAS, Tilcon New York, Inc. previously submitted a reclamation plan with its previous application for approval which still remains in full force and effect; and

WHEREAS, Tilcon New York, Inc. has previously posted a bond in the amount of \$2,100,000 which continues to be in force and effect; and

WHEREAS, the Mayor and Council conducted several public hearings and found that the application for license renewal submitted by Tilcon New York, Inc. meets the requirements set forth in Chapter 132 of the Revised General Ordinances of the Borough of Riverdale; and

WHEREAS, the Mayor and Council of the Borough of Riverdale find that the reclamation plan submitted by Tilcon New York, Inc. continues to meets the requirements of Chapter 132 and should continue in full force and effect; and

WHEREAS, Tilcon New York, Inc. has agreed to work with the Borough to create improved means of communication with the public regarding quarry activities during this licensing period.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Riverdale, in the County of Morris and State of New Jersey, as follows:

1. The application for a quarry license submitted by Tilcon New York, Inc. for the years 2015 through 2020 is hereby granted.

2. The reclamation plan previously submitted by Tilcon New York, Inc. for the Riverdale Quarry containing the following documents is hereby recognized to be in full force and effect:

The narrative titled “Reclamation Plan Report for Riverdale Quarry” prepared by Schommer Engineering, Inc consisting of 3 sheets:

Drawing Q-1 Existing Conditions scale 1”=100’, dated 6/20/08

Drawing Q-2 Proposed Reclamation Plan scale 1”=100’, dated 6/20/08

Drawing Q-3 Profiles, details & notes various scales, dated 6/20/08

3. The approval is subject to the following conditions:

- A. The Applicant shall advise the Borough Engineer on an ongoing basis, in writing, of the name and contact information of an individual for emergency notification. The Applicant shall be responsible to advise the Borough Engineer as soon as is practicable of any change on the emergency contact designee.
- B. The Applicant shall maintain the emergency access road to the Walmart site in a reasonably passable condition and shall include the design of a permanent service road as part of reclamation plan.
- C. The amount of RAP remaining on the site will gradually be reduced to a level of approximately 100,000 cy although this amount could fluctuate from time to time due to market demands and the Applicant's business needs.
- D. The Applicant will provide quarterly reports to the Borough showing all blasting events and results. An additional monitor will be placed close to or on Matthews Avenue.
- E. The Applicant will supply the Borough with all soil and water tests taken at the quarry.

- F. The Applicant shall pay all fees due and owing under the ordinance including fees for night operation of asphalt plant.
 - G. The Applicant shall deposit the license fee as required by Borough ordinance.
 - H. The Applicant shall control the migration of dust from the site and shall implement such dust control measures as may be necessary to do so.
 - I. Paterson Hamburg Turnpike (from the quarry to Ringwood Avenue) and the Newark Pompton Turnpike will be cleaned by Applicant's street sweeper the full lengths of both streets as needed.
 - J. The Applicant shall prevent trucks from leaving site with loose gravel that may spill onto a roadway.
4. The license hereby granted shall expire December 31, 2020. The Applicant shall, however, make annual progress reports to the Borough on or before December 31 of each year indicating the status of reclamation activities and advising the Borough of dust and noise mitigation activities.

Adopted:

Abubakar Jalloh, Borough Clerk

William Budesheim, Mayor

CERTIFICATION

I, Abubakar Jalloh, Municipal Clerk of the Borough of Riverdale do hereby certify that the attached is a true copy of a Resolution duly adopted by the Mayor and Council of the Borough of Riverdale on December 9, 2015 at a regular meeting.

Abubakar Jalloh, R.M.C.
Registered Municipal Clerk