

RESOLUTION 2023 – 151

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF
MOUNT ARLINGTON, COUNTY OF MORRIS, STATE OF NEW JERSEY,
AUTHORIZING A SETTLEMENT AGREEMENT BETWEEN THE
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
AND THE BOROUGH OF MOUNT ARLINGTON**

WHEREAS, the New Jersey Department of Environmental Protection (“NJDEP”) and the Borough of Mount Arlington (“Borough”) wish to enter into a Settlement Agreement in substantially the form appended hereto as Exhibit A, which among other things calls for the payment of an amount not to exceed \$7,500.00 to NJDEP, all as set forth in the said Settlement Agreement; and

WHEREAS, in consideration of making the said Settlement Agreement, the Borough has agreed to pay NJDEP an amount not to exceed \$7,500.00, and NJDEP has agreed to otherwise resolve certain administrative penalties, all as detailed and set forth within the said Settlement Agreement; and


WHEREAS, in furtherance of the forgoing, the Chief Financial Officer has certified that funds in an amount not to exceed \$7,500.00 are available in payment of the forgoing sums; and

WHEREAS, the Borough Council is desirous of authorizing the forgoing Settlement Agreement, again in substantially the form appended hereto as Exhibit A, with such input as legal counsel may provide in consultation with Borough Administration.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, COUNTY OF MORRIS, NEW JERSEY:

1. The foregoing recitals are hereby incorporated herein by reference.
2. The said Settlement Agreement with NJDEP be and hereby is approved in substantially the form appended hereto as Exhibit A, with such input as legal counsel may provide in consultation with Borough Administration.
3. The proper Borough officials are hereby authorized and directed to execute and implement the said Settlement Agreement, including effectuating the payment as set forth therein and above.
4. This resolution shall take effect immediately.

I HEREBY CERTIFY this to be a true and correct Resolution of the Mayor and Council of the Borough of Mount Arlington, and adopted on October 3, 2023.


Matthew N. Bansch, Borough Clerk