

**AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 367 OF THE CODE OF THE CITY OF CLIFTON ENTITLED "RETAIL FOOD ESTABLISHMENTS" AT VARIOUS LOCATIONS (REVISES LICENSING PROVISIONS TO ADD SECTION FOR TEMPORARY FOOD ESTABLISHMENTS)**

**BE IT ORDAINED**, by the Municipal Council of the City of Clifton, that:

1. Chapter 367 of the Code of the City of Clifton, as titled above, is hereby amended, revised and supplemented to read as follows:

2. Additions are marked with an underline and deletions are marked with ~~strikethrough~~.

**Chapter 367  
RETAIL FOOD ESTABLISHMENTS**

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§ 367-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

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HEALTH OFFICER

*No change.*

LICENSE - CLASS A

*No change.*

LICENSE - CLASS B

*No change.*

RETAIL FOOD ESTABLISHMENT

*No change.*

RISK TYPE 1 RETAIL FOOD ESTABLISHMENT

*No change.*

RISK TYPE 2 RETAIL FOOD ESTABLISHMENT

*No change.*

RISK TYPE 3 RETAIL FOOD ESTABLISHMENT

*No change.*

RISK TYPE 4 RETAIL FOOD ESTABLISHMENT

*No change.*

ITINERANT RESTAURANT TEMPORARY FOOD ESTABLISHMENT LICENSE

Temporary Food Establishment License 1

Includes food demonstrators, carnivals, sidewalk fairs and any retail food operation, whether for profit or nonprofit, operating for a temporary period not exceeding two (2) to ten (10) events within a calendar year and not having a degree of permanence attached to the operation.

Temporary Food Establishment License 2

Includes food demonstrators, carnivals, sidewalk fairs and any retail food operation, whether for profit or nonprofit, operating for a temporary period not exceeding one (1) event within a calendar year and not having a degree of permanence attached to the operation.

§ 367-2. License required.

A. *No change.*

B. *No change.*

C. *No change.*

D. No person, persons, firm or corporation shall operate a temporary food establishment in the City of Clifton or permit the operation of a temporary food establishment on their premises unless a temporary food establishment license is obtained from the Health Department and completed by the event organizer. For purposes of this section, the event organizer is the person, persons, firm or corporation responsible for organizing and running a special event involving the serving of food to the public, whether with or without charge, including food demonstrators, carnivals, sidewalk fairs and any retail food operation.

(1) Temporary Food Establishment License: A temporary food establishment license shall be required for each individual stand, kiosk, booth, table, or similar conveyance at any special event from which food will be served to the public. The event organizer shall be required to apply for and obtain all temporary food establishment licenses necessary for the event two weeks prior to the event and pay all applicable fees. The event organizer shall also ensure that only licensed temporary food establishments operate at the event.

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§ 367-4. License fees; reinspection fees.

A. The annual license fee for each retail food establishment, which shall accompany the application, shall be in accordance with the following schedule:

Type	Fee
(1) Restaurant	
***	
(4) <del>Itinerant restaurant and food demonstration</del> <u>Temporary Food Establishment</u>	
(a) Temporary Food Establishment License 1 (2 to 10 events)	\$125.00
(b) Temporary Food Establishment License 2 (1 event)	\$65.00
(c) Non-Profit organization	No charge

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B. For any reinspection required for any reason during any calendar year, there shall be a reinspection fee as follows:

(1) *No change.*

(2) *No change.*

(3) *No change.*

(4) *No change.*

(5) All reinspection fees must be paid within ten (10) business days. Failure to pay within the allotted time frame shall result in the issuance of a summons.

C. *No change.*

§ 367-5. Application for license.

A. *No change.*

B. *No change.*

C. Special Requirements for Temporary Food Establishments.

The person, persons, firm or corporation responsible for organizing and running a special event involving the serving of food to the public shall submit an application on forms promulgated and supplied by the Health Department. Such forms shall be duly verified by the applicant and shall set forth:

(1) The name, permanent addresses and telephone number of the person, persons, firm or corporation who shall serve as the event organizer and who shall be responsible for organizing and running a special event that involves the serving of food to the public.

(2) If the applicant is a corporation, partnership, LLC, or other entity, the applicant shall provide the name and address of its registered agent.

(3) The full name, location, date(s), and rain date(s) for the special event.

(4) A list of all the temporary food establishments that will be operating at the event, and the name, permanent address and telephone number for the person, persons, firm or corporation who will be operating each temporary food establishment, along with a list of foods that will be prepared and served at the establishment.

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3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistency only.


4. This ordinance shall take effect after final passage and publication as provided by law.

Adopted: 9-17-24

**Raymond Grabowski**

Raymond Grabowski, Mayor

ATTEST:

  
Nancy Ferrigno, City Clerk

CERTIFIED TO BE A TRUE COPY

  
Nancy Ferrigno, City Clerk

7934-24

**A CAPITAL ORDINANCE APPROPRIATING \$680,000.00  
FROM THE GENERAL CAPITAL – FUND BALANCE  
FOR PUBLIC IMPROVEMENTS  
IN AND FOR THE CITY OF CLIFTON, IN THE  
COUNTY OF PASSAIC, STATE OF NEW JERSEY**

**WHEREAS**, the City of Clifton has Capital Fund Balance, within the City's General Capital Account; and,

**WHEREAS**, there is \$680,000.00 in the Capital Fund Balance to fully fund certain capital projects;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey as follows:

Section 1: An amount equal to \$680,000.00 is hereby appropriated from the Capital Fund Balance for the public improvements in and by the City of Clifton, County of Passaic, State of New Jersey;

Section 2: Such Public Improvements include, but are not limited to:

- City Wide Technology Upgrades - \$100,000.00
- DPW Vehicle Shop Equipment - \$25,000.00
- Solar Powered Stop Signs & Crosswalk Signs - \$100,000.00
- Concrete Scarafire Machine - \$35,000.00
- Card Access System for DPW Yard - \$40,000.00
- Police Shooting Range Target System - \$150,000.00
- Police Network Technology Upgrades - \$150,000.00
- Portable Battery-Operated Stair Chairs - \$45,000.00
- Fire Station Mattress Replacement - \$35,000.00

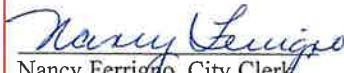
Section 3: This Capital Ordinance shall take effect as provided by the law.

Introduced: September 3, 2024

Adopted: 9-17-24

**Raymond Grabowski**

Raymond Grabowski, Mayor

  
Nancy Ferrigno, City Clerk

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Nancy Ferrigno, City Clerk

7935-24

**A CAPITAL ORDINANCE APPROPRIATING \$640,000.00  
FROM THE SEWER UTILITY CAPITAL – FUND BALANCE  
FOR PUBLIC IMPROVEMENTS  
IN AND FOR THE CITY OF CLIFTON, IN THE  
COUNTY OF PASSAIC, STATE OF NEW JERSEY**

**WHEREAS**, the City of Clifton has Sewer Utility Capital Fund Balance, within the City's Sewer Utility Capital Account; and,

**WHEREAS**, there is \$640,000.00 in the Capital Fund Balance to fully fund certain capital projects;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey as follows:

Section 1: An amount equal to \$640,000.00 is hereby appropriated from the Capital Fund Balance for the public improvements in and by the City of Clifton, County of Passaic, State of New Jersey;

Section 2: Such Public Improvements include, but are not limited to:

- Technology Upgrades - \$100,000.00
- Passaic County Bridge Sanitary Sewer - \$40,000.00
- Emergency Repairs Sewer / Storm Sewers - \$500,000.00


Section 3: This Capital Ordinance shall take effect as provided by the law.

Introduced: September 3, 2024

Adopted: 9-17-24

**Raymond Grabowski**

Raymond Grabowski, Mayor

  
Nancy Ferrigno, City Clerk

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Nancy Ferrigno, City Clerk

7936-24

**AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 461 OF THE CODE OF THE CITY OF CLIFTON, ENTITLED "ZONING", MORE PARTICULARLY ARTICLE XI THEREOF, ENTITLED "DEFINITIONS AND WORD USAGE," SECTION 461-64, ENTITLED "DEFINITIONS" (AMENDS DEFINITION OF HEIGHT OF BUILDING)**

**BE IT ORDAINED**, by the Municipal Council of the City of Clifton, that:

1. Chapter 461 of the Code of the City of Clifton, entitled "Zoning," and more particularly Article XI thereof, entitled "Definitions and Word Usage," Section 461-64 entitled "Definitions," is hereby amended, revised and supplemented to amend the definition of Height of Building as follows:

**CHAPTER 461**

**ZONING**

\* \* \*

**ARTICLE XI**

**DEFINITIONS AND WORD USAGE**

\* \* \*

**§461-64. Definitions.**

\* \* \*

**HEIGHT OF BUILDING** - The vertical distance of all building roofs to the level of the highest point of the roof, measured from the average finished grade level at the perimeter of the building.

\* \* \*

2. All other definitions set forth in said section are not changed and hereby remain in full force and effect. All other provisions of said Chapter 461 are not changed hereby and remain in full force and effect.

3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

4. This ordinance shall take effect after final passage and publication as provided by law.

Adopted: 9-17-24

**Raymond Grabowski**

Raymond Grabowski, Mayor

  
Nancy Ferrigno, City Clerk

CERTIFIED TO BE A TRUE COPY

  
Nancy Ferrigno, City Clerk

**AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT CHAPTER 17 OF THE CODE OF THE CITY OF CLIFTON ENTITLED "CLIFTON ARTS CENTER GALLERY AND SCULPTURE PARK COMMITTEE" AT § 17-1 and §17-2 (INCREASES BOARD MEMBERSHIP TO INCLUDE A REPRESENTATIVE FROM MONTCLAIR STATE UNIVERSITY)**

BE IT ORDAINED, by the Municipal Council of the City of Clifton, that:

1. Chapter 17 of the Code of the City of Clifton, as titled above, is hereby amended, revised and supplemented to read as follows:
2. Additions are marked with an underline and deletions are marked with ~~strikethrough~~.

**Chapter 17**

**CLIFTON ARTS CENTER GALLERY AND SCULPTURE PARK COMMITTEE**

**§ 17-1. Establishment.**

An advisory Clifton Arts Center Gallery and Sculpture Park Committee for the City of Clifton is hereby established. The advisory committee shall consist of ~~nine~~ eleven members, who shall be appointed by the Municipal Council and shall serve without compensation.

**§ 17-2. Composition of advisory committee.**

The composition of the advisory committee shall be as follows:

- A. ~~Five~~ Six standing members:
  - (1) One representing the Clifton Association of Artists.
  - (2) One representing the Clifton Historical Society.
  - (3) One representing the Clifton Beautification Committee.
  - (4) One representing the Clifton Public Schools.
  - (5) One representing the Clifton Public Library.
  - (6) One representing Montclair State University or any other accredited institution of higher learning.
- B. Five at-large members.
- C. Two alternate at-large members.
  - (1) *No change.*
  - (2) *No change.*

**§ 17-3. Term of office.** *No change.*

**§ 17-4. Powers and duties.** *No change.*

3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistency only.
4. This ordinance shall take effect after final passage and publication as provided by law.


Adopted: 9-17-24

  
Nancy Ferrigno, City Clerk

**Raymond Grabowski**

Raymond Grabowski, Mayor

CERTIFIED TO BE A TRUE COPY

  
Nancy Ferrigno, City Clerk