

**TOWNSHIP OF RARITAN  
COUNTY OF HUNTERDON, NEW JERSEY**

**RESOLUTION #17-250**

**A RESOLUTION AUTHORIZING THE USE OF TEMPORARY LIGHTS AT  
CLOVER HILL PARK BY GREATER FLEMINGTON SOCCER CLUB**

**WHEREAS**, the Township acquired land located along Clover Hill Road, identified as Block 75, Lot 7.01, consisting of approximately 18.6 acres, for use as a public park for recreational purposes (the "Property"); and

**WHEREAS**, the Property was granted to the Township for use as a public park for recreational purposes; and

**WHEREAS**, the Greater Flemington Soccer Club ("Flemington Soccer") expressed to the Township a desire to develop the Property as a recreational public park on behalf of the Township; and

**WHEREAS**, Flemington Soccer and the Township negotiated over the development and use of the Property for its youth soccer program, which benefits the youth in Raritan Township, in addition to other organizations, groups and members of the public; and

**WHEREAS**, Flemington Soccer and the Township have entered into a lease agreement for the use of the Property ("the Lease"), adopted by the Township through ordinance 2008-35, which governs the development, construction, maintenance and scheduling of use of the Property; and

**WHEREAS**, Flemington Soccer has indicated by way of a letter to the Township, attached hereto as Exhibit "A", that the limitation in daylight hours, brought on by the change in seasons, has significantly impacted its ability to provide adequate training; and

**WHEREAS**, Flemington Soccer now wishes to use temporary portable lights to illuminate portions of the Property at night in order to allow for adequate training to its sports teams during September, October and November; and

**WHEREAS**, Section 22 of the Lease requires that lighting systems that are to be installed on the property must receive site plan approval pursuant to Section 16.20.040(G) of the Revised General Ordinances of the Township of Raritan; and

**WHEREAS**, the lighting systems proposed by Flemington Soccer do not require site plan approval because they are temporary in nature and thus are not "structures" pursuant to the Township's Land Development ordinance; and

**WHEREAS**, in any event, a municipality may exempt itself from its zoning regulations for development on municipally-owned property per Hills of Troy v. Parsippany, 391 N.J. Super. 593 (Law Div. 2005); and

**WHEREAS**, the Township Committee of the Township of Raritan has determined that it is in the best interests of the Township and the public to allow for Flemington Soccer to place temporary lights on the Property.

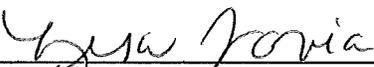
**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that Flemington Soccer shall be allowed to place temporary lights on the Property, without the need to secure site plan approval.

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that Flemington Soccer's placement of temporary lights on the Property shall be subject to the following restrictions and requirements:

1. The term of the Township's approval for the use of temporary lights on the Property shall begin upon the adoption of this resolution by the Township Committee and shall terminate on December 31, 2017. Any future request for temporary lighting shall be presented to the Township Committee at least 45 days prior to the date Flemington Soccer desires to use the temporary lights.
2. Flemington Soccer shall provide to the Township Administrator proof of additional insurance related to the use of its temporary lights prior to their use.
3. Flemington Soccer shall designate members to turn on and turn off its temporary lights.
4. Flemington Soccer shall only use its temporary lights during the months of October and November, 2017.
5. Flemington Soccer will remove its temporary lights from the Property before November 30, 2017.

**ATTEST:**

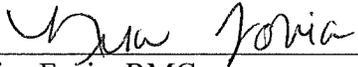
**TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF RARITAN**

  
\_\_\_\_\_  
Lisa Fania, RMC  
Township Clerk

  
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Karen Gilbert  
Mayor

**CERTIFICATION**

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 3, 2017.

  
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Lisa Fania, RMC  
Township Clerk