

Zimbra

hschlegel@jacksontwpnj.net

Re: Eruv wires

From : Jennifer Cusanelli <termite027@aol.com>

Mon, Apr 24, 2017 10:54 PM

Subject : Re: Eruv wires 1 attachment**To :** Kenneth Pieslak <kpieslak@jacksontwpnj.net>**Cc :** councilmancalogero@jacksontwpnj.net,
councilmannixon@jacksontwpnj.net,
mikereina@jacksontwpnj.net,
hschlegel@jacksontwpnj.net, Jeff Purpuro
<jpurpuro@jacksontwpnj.net>,
councilmanbressi@jacksontwp.net

White Rd near Galassi Court. As you can see it's attached to the utility pole. There are several others in Kensington Manor.



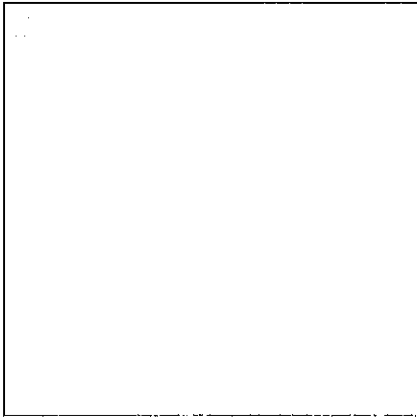
Sent from my iPhone

On Apr 24, 2017, at 4:13 PM, Kenneth Pieslak <kpieslak@jacksontwpnj.net> wrote:

Ms. Cusanelli :

I apologize for the delay, however, as you know, there were conflicting thoughts/understandings on the ROW that we had to have Legal do some research. As a result we have been advised that the area where the poles are is in what is described as a 'public right of way' therefore not allowed in that area. As a 'public right of way' the things allowed would be utility poles, DOT approved traffic signs, mailboxes and street signs. With this, we are in the process of notifying the homeowners involved that these poles must be removed from the ROW.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Jennifer Cusanelli" <termite027@aol.com>
To: councilmancalogero@jacksontwpnj.net, councilmannixon@jacksontwpnj.net,
mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksontwpnj.net>, "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>,
councilmanbressi@jacksontwpnj.net
Sent: Monday, April 24, 2017 3:12:32 PM
Subject: Re: Eruv wires

I haven't received a response to my email regarding eruv wires placement on the row.

Jennifer Cusanelli

Sent from my iPhone

On Apr 20, 2017, at 10:14 AM, Jennifer Cusanelli <termite027@aol.com> wrote:

Dear Council
members,
There seems
to be quite a
few eruv poles
with wires or
ropes being
put up on "the

row" or "right
of way" in
Jackson
neighborhoods
occupied by
Orthodox
families.

Apparently
they are used
to allow an
extension of
the area in
which
Orthodox
families can
travel on their
days of
prayer. As this
may be of
religious
benefit to
them it does
nothing but
create an
eyesore and
puts a label on
the entire
neighborhood.

I have
inquired with
Ken from code
and I am told
that there is
currently no
ordinances on
record
regulating
their
placement. I
respectfully
request that
this is
addressed as
soon as
possible. If
poles are
going to be

put up then
perhaps they
should be
treated like
signage and
regulated as
such. I have
personally had
signs removed
from the
"right of way"
on my
property and
"destroyed" by
township
employees
because
"nothing is
allowed on the
right of way
other than
mailboxes and
utility needs.
If religious
pole are going
to be allowed
then they
should only be
kept of private
property and
not be allowed
to be placed
on the right of
way. Also if
they are being
installed in the
ground should
they not have
to have
surveys done
as to prevent
interference
with under
ground
utilities? Or
are they even
safe as far as

lightening or
high winds are
concerned?

Please
address this
issue. A clear
precedent has
already been
set in regards
to the function
of "the right of
way". Please
consider
amending it to
include that
nothing other
than what is
already
permitted is to
be put on "the
row". Thank
You, Jennifer
Cusanelli

Sent from my iPhone



image1.JPG
101 KB

Zimbra

hschlegel@jacksontwpnj.net

Re: Eruv wires

From : Jennifer Cusanelli <termite027@aol.com>

Mon, Apr 24, 2017 04:38 PM

Subject : Re: Eruv wires**To :** Kenneth Pieslak <kpieslak@jacksontwpnj.net>**Cc :** councilmancalogero@jacksontwpnj.net,
councilmannixon@jacksontwpnj.net,
mikereina@jacksontwpnj.net,
hschlegel@jacksontwpnj.net, Jeff Purpuro
<jpurpuro@jacksontwpnj.net>,
councilmanbressi@jacksontwp.net

Thank you!!!!!!

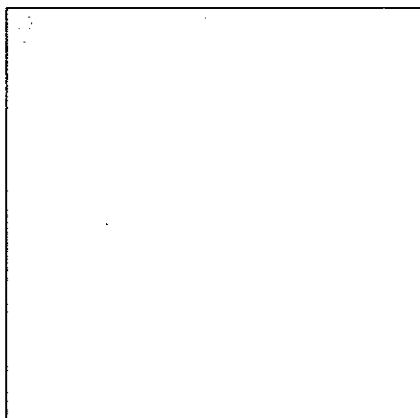
Sent from my iPhone

On Apr 24, 2017, at 4:13 PM, Kenneth Pieslak <kpieslak@jacksontwpnj.net> wrote:

Ms. Cusanelli :

I apologize for the delay, however, as you know, there were conflicting thoughts/understandings on the ROW that we had to have Legal do some research. As a result we have been advised that the area where the poles are is in what is described as a 'public right of way' therefore not allowed in that area. As a 'public right of way' the things allowed would be utility poles, DOT approved traffic signs, mailboxes and street signs. With this, we are in the process of notifying the homeowners involved that these poles must be removed from the ROW.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Jennifer Cusanelli" <termite027@aol.com>

To: councilmancalogero@jacksontwpnj.net, councilmannixon@jacksontwpnj.net, mikereina@jacksontwpnj.net, hshlegel@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmanbressi@jacksontwp.net

Sent: Monday, April 24, 2017 3:12:32 PM

Subject: Re: Eruv wires

I haven't received a response to my email regarding eruv wires placement on the row.

Jennifer Cusanelli

Sent from my iPhone

On Apr 20, 2017, at 10:14 AM, Jennifer Cusanelli <termite027@aol.com> wrote:

Dear Council members,
There seems to be quite a few eruv poles with wires or ropes being put up on "the row" or "right of way" in Jackson neighborhoods occupied by Orthodox families. Apparently they are used

to allow an extension of the area in which Orthodox families can travel on their days of prayer. As this may be of religious benefit to them it does nothing but create an eyesore and puts a label on the entire neighborhood. I have inquired with Ken from code and I am told that there is currently no ordinances on record regulating their placement. I respectfully request that this is addressed as soon as possible. If poles are going to be put up then perhaps they should be treated like signage and regulated as such. I have personally had signs removed

from the
"right of way"
on my
property and
"destroyed" by
township
employees
because
"nothing is
allowed on the
right of way
other than
mailboxes and
utility needs.
If religious
pole are going
to be allowed
then they
should only be
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Please
address this
issue. A clear
precedent has
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to the function
of "the right of
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include that
nothing other
than what is
already
permitted is to
be put on "the
row". Thank
You, Jennifer
Cusanelli

Sent from my iPhone

Zimbra

hschlegel@jacksontwpnj.net

Re: legal opinion needed

From : Helene Schlegel <hschlegel@jacksontwpnj.net> Fri, Apr 07, 2017 10:32 AM

Subject : Re: legal opinion needed

To : Jeff Purpuro <jpurpuro@jacksontwpnj.net>

I will. I would appreciate that you don't send to any residents until we get a clear understanding.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Hwy.
Jackson, NJ 08527
732-928-1200 ext. 1210

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From: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
To: "Helene Schlegel" <hschlegel@jacksontwpnj.net>
Sent: Friday, April 7, 2017 10:24:39 AM
Subject: legal opinion needed

Helene,
Please run this by legal.

Relative the right-of-ways, our definition reads as follows; **"A strip of land occupied or intended to be occupied by a street, crosswalk, railroad, road, electric**

transmission line, gas pipeline, water main, sanitary or storm sewer line main or shade trees of for another special use or structure."

Per this definition, can one install flagpoles, eruv wires, fencing, etc?

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

Zimbra

hschlegel@jacksontwpnj.net

Re: Eruv wires.

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Tue, Apr 04, 2017 04:34 PM

Subject : Re: Eruv wires.

📎 1 attachment

To : Jennifer Cusanelli <termite027@aol.com>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net

Ms. Cusanelli :

With your updated description location I was unable to locate this by driving on New Prospect. As a result I walked the entire walkway along Harmony Farms and I was able to locate one property (#95 Hickory Hill which backs to New Prospect))that had a pole installed at each corner of their rear property connected by a wire (photo attached). Without an official survey/engineer report it would appear that each pole is on the designated private property. This conclusion is based on the fact that the poles align with fence posts to an adjoining property and unless those fences were installed improperly, which does not appear to be the case, this is the private property of #95 Hickory Hill Road. This area joins up with Harmony Farms HOA property which is where the walkway is. In any event this is not 'public property' but at worse case scenario belongs to the Harmony Farms HOA, which becomes an issue between those parties. These poles/wires do not present any safety concerns as they are currently set. The poles are not easily visible from New Prospect, even with looking for them, without foliage and certainly can not be seen when foliage blooms so there is no eyesore issue with or without the foliage. Based upon my inspection I find no violation with regards to this issue in this case.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)

----- Original Message -----

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
Cc: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net
Sent: Monday, April 3, 2017 4:32:03 PM
Subject: Re: Eruv wires.

The poles and wires are on the outskirts. Between the homes and the sidewalk on New Prospect.

Sent from my iPhone

> On Apr 3, 2017, at 3:32 PM, Kenneth Pieslak
<kpieslak@jacksontwpnj.net> wrote:

>

> Ms. Cusanelli :

>

> I personally drove every street in Harmony Farms and the perimeter today and I did not find any. The only poles/wires I found at that end of town are those on California in Brookwood 1. These were identified months ago and found to be no violation. If you can provide any addresses or 'public places' they exist I would appreciate you letting me know and I will investigate and let you know. Thank you.

>

>

> Kenneth J. Pieslak
> Code Compliance Supervisor
> Jackson Township
> 95 W. Veterans Hwy., Jackson, NJ 08527
> 732.928.1200 ext. 1231
> 732.833.0603 (fax)

>

>

> ----- Original Message -----

> From: "Jennifer Cusanelli" <termite027@aol.com>
> To: kpieslak@jacksontwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net
> Sent: Friday, March 31, 2017 3:27:08 PM
> Subject: Eruv wires.

>

> So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? Do they attract

lightening? There is no covering over them. Are they safe for the environment? And lastly why should I have to look at a religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are pushing. Testing the waters. We're permits requested or provided? Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis? Respectfully, Jennifer Cusanelli

>

> Sent from my iPhone



IMG_2829.JPG

195 KB

Zimbra

hschlegel@jacksontwpnj.net

Fwd: Eruv wires.

From : Jennifer Cusanelli <termite027@aol.com>

Mon, Apr 03, 2017 02:29 PM

Subject : Fwd: Eruv wires.**To :** hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net, Kenneth Pieslak
<kpieslak@jacksontwpnj.net>,
councilmannixon@jacksontwpnj.net

Sent from my iPhone

Begin forwarded message:

From: Jeff Purpuro <jpurpuro@jacksontwpnj.net>**Date:** April 3, 2017 at 2:07:46 PM EDT**To:** Jennifer Cusanelli <termite027@aol.com>**Cc:** Helene Schlegel <hschlegel@jacksontwpnj.net>, Michael Reina
<mikereina@jacksontwpnj.net>, Kenneth Pieslak
<kpieslak@jacksontwpnj.net>**Subject: Re: Eruv wires.**

See comments below, as they pertain to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>**To:** "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>**Sent:** Monday, April 3, 2017 12:34:13 PM**Subject:** Re: Eruv wires.

Where shall I begin. Poles being on public property for religious purposes, segregation, is there an issue with lightening considering they are right next to trees, are there any requirements as far as how high or the materials used or location? 244-156 addresses heights of various uses, but I cannot find anything in this section that could be used in this situation. Are you suggesting that the EPA or DEP? I'm suggesting if you have concerns relative to the environment, the New Jersey Department of Environmental Protection may be an avenue in which your environmental concerns may be directed. If this is all knew to you don't you think there needs to be regulations?! It's not a matter if I think regulations are needed, but rather if the Twp wants regulations for this Dept to enforce.

Sent from my iPhone

On Apr 3, 2017, at 9:07 AM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

What are your concerns?

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Friday, March 31, 2017 5:15:38 PM
Subject: Re: Eruv wires.

And what about being a safety issue?

Sent from my iPhone

On Mar 31, 2017, at 4:14 PM, Jeff Purpuro
<jpurpuro@jacksontwpnj.net> wrote:

See comments below, as it solely pertains to
Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: kpieslak@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net
Sent: Friday, March 31, 2017 3:27:08 PM
Subject: Eruv wires.

So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Without seeing them, it's difficult to determine. Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? I don't see that they would be a physical danger, nor an impediment to health and well being. Do they attract lightening? There is no covering over them. Are they safe for the environment? Perhaps one could reach out to the NJDEP. Attached is a list of contact numbers. And lastly why should I have to look at a religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are pushing. Testing the waters. We're permits requested or provided? If they are on private property, zoning approval is not required, and if on public property, zoning would not be involved. Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis?
Respectfully, Jennifer Cusanelli

Sent from my iPhone

<NJDEP Info_201507311112.pdf>

Zimbra

hschlegel@jacksontwpnj.net

Re: Public property?

From : Helene Schlegel <hschlegel@jacksontwpnj.net>

Mon, Apr 24, 2017 07:26 PM

Subject : Re: Public property?**To :** Optimum <kamkanis@optonline.net>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>, Kenneth Pieslak <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, Jean Cipriani <jlc@gm-law.net>

Dear Ms. Kanis,

I understand your frustration with receiving conflicting information. This appears to be a complex subject and there seems to be a variety of interpretations.

The two departments (code and zoning) deal with two separate areas within our code. This matter is unfortunately not clear cut as we would like. After gathering the legal information, it appears that this is not a zoning issue identified within land use law, but rather a code issue as the property owner, according to legal council, would need the Township's consent to put them in the right of way.

We are requesting that our Township Attorney provide us with previous legal decisions regarding these wires that will provide a firm answer that we can solidly defend.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Highway
Jackson, NJ 08527
732-928-1200 ext. 1210

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you have received this transmission in error, please forward same to sender and destroy the original transmission and its attachments without reading or saving in any manner.

On Apr 24, 2017, at 4:57 PM, Optimum <kamkanis@optonline.net> wrote:

Thank you for your response. I'm just not clear as I've gotten conflicting messages from the township. One (from code) that is is enforceable and one (from planning and zoning) that it is not. Please clarify.

Thank you.

Sent from my iPhone

On Apr 24, 2017, at 4:24 PM, Jeff Purpuro <jpurpuro@jacksonwpnj.net> wrote:

Hello,

As I've had a few days to, again, research our codes and regulations, I literally went through page by page of our Administrative codes (essentially enforced by Code Enforcement) and the Land Use and Development Regulations (Chapter 244 that is my responsibility), chapter 244 specifically speaks to buffers, easements, yard areas, open spaces, sight triangles and the like, but only deals with all improvements on one's property. So if I were to ask for these wires to be removed, I'd have no black and white codes to cite.

Our sign ordinance (244-207) notes that signs cannot be installed within the right-of-way, our fence ordinance (244-190) says no fencing or walls may be installed w/in the right-of-ways, but except for 244-219 "Utility installations", nothing seems to exist that would permit nor prohibit anything from being installed within these areas, including mailboxes.

Bottom line, from a Planning and Zoning perspective, relative to Chapter 244, as nothing seems to exist on this matter, I have nothing to enforce.

Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Optimum" <kamkanis@optonline.net>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>
Sent: Sunday, April 23, 2017 10:38:12 AM
Subject: Re: Public property?

Hello, again!

Just wondering if these wires will be enforced like other structures on the ROW since the homeowners do not own that land. If mailboxes have to follow suit, then I'm sure other items would as well. If not, I can see this opening up a huge can of worms for other structures to be placed there.

Thank you!

Sent from my iPhone

On Apr 6, 2017, at 4:41 PM, Optimum <kamkanis@optonline.net> wrote:

Thank you for your replies and explanations. I'm not sure where this will end up as far as preventing these divisive boundary lines from being installed. Hopefully the tall poles won't end up being safety hazard and damage cars and property or hurt anyone if they fall during storms, etc. I just can't believe these permanent structures do not fall under a category of things that are already regulated in the ROW.

With regards to the signage, I know there are realtors signs in the BW3 in the ROW area.

Thanks for your time and energy as you investigate this matter.

-Kelly Kanis

Sent from my iPhone

On Apr 6, 2017, at 10:03 AM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

Ken,

While I'm looking into what can and/or cannot be installed within a public r.o.w., but may not be able to find it in the land use regulations, I need to take exception to your thought that area between the sidewalk and street are owned by the homeowner. In most, if not all, cases, the property line ends before the sidewalk, and the sidewalk and curb are outside the property line, but needs to be maintained by the homeowner.

And while everyone places a mailbox within the r.o.w., there are specific conditions that allow for such installations, but again, won't be found in chapter 244 (land use regs.)

I will keep you informed. Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Kenneth Pieslak"
<kpieslak@jacksontwpnj.net>
To: "Optimum" <kamkanis@optonline.net>
Cc: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Thursday, April 6, 2017 8:58:56 AM
Subject: Re: Public property?

Ms. Kanis :

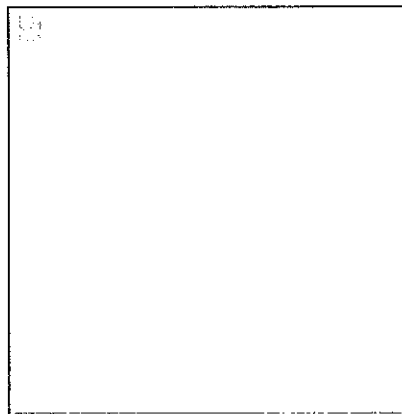
My apologies as I received several emails on this subject at the same time and thought I responded to everyone. The Right-of-way area between the sidewalk and the street is owned by the

homeowner and not 'public property'. It is designated as such for the purpose of allowing government entities, power, cable, telephone, utility companies access to repair/install utilities as needed. This concern has been looked into by Zoning, Engineering and Code Enforcement. We are aware of the group of homes that have installed the poles connected by the wire in Brookwood 1 and found there to be no violation of any Ordinance/Law.

You are correct with signage as there is a specific Code that prohibits most signage from being placed in the Right-of-way.

Hopefully this answers your questions. Should you have any further questions, please feel free to contact me.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson
Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Optimum" <kamkanis@optonline.net>
To: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net

Cc: "Kenneth Pieslak"
<kpieslak@jacksontwpnj.net>
Sent: Wednesday, April 5, 2017 4:45:27 PM
Subject: Re: Public property?

Please advise as I've had no response.

Sent from my iPhone

On Apr 1, 2017, at 5:11 PM, Optimum
<kamkanis@optonline.net> wrote:

I sent this email to code. I'm not sure
why this is being allowed in areas of
JACKSON. Please advise.

Sent from my iPhone

Begin forwarded message:

From: Optimum
<kamkanis@optonline.net>
Date: April 1, 2017 at
5:08:07 PM EDT
To:
kpieslak@jacksontwpnj.net
Subject: Public
property?

Dear Ken,

I'm not sure what is going
on in BW1, but these poles
and wires extend across
property lines and are
permanently affixed to the
public sidewalk/grassy
area.

I live in BW3 and was
always under the
impression that this area
was indeed township
property even though I had

to maintain it. I'll have to see if they are being constructed in my neighborhood.

It seems as if the Hacidic families are grouping their houses together for some reason bc a non-Hacidic family was asked if they could put poles on their property. No one should even be allowed to ask that or for residents to free pressured to allow them to do so. If this is a cultural or religious symbol, it creates a VERY divided community with physical boundaries of separation.

Just like the Jim Crow laws labeling "white or black fountains", this is a sign that "Hacidics only" are welcome. In addition, it is NOT separation of church and state with this crossing property lines and on the public areas of the sidewalk. I didn't even think realtor "for sale" signs were allowed in this strip.

I'm not sure why this is allowed, but if it is, please direct me to the ordinance that states that permanent structures on this public strip are allowed. I always thought a fence, border, lights, or flag poles would look nice there, so I look forward to constructing some soon since it seems to be allowed.

Things like this are
definitely changing the
landscape of Jackson.

Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone

Zimbra

hschlegel@jacksontwpnj.net

Re: Issue

From : Helene Schlegel <hschlegel@jacksontwpnj.net> Wed, Apr 05, 2017 09:54 AM

Subject : Re: Issue

To : Christina <ck41272@optonline.net>

Cc : kpieslak@jacksontwpnj.net,
councilmannixon@jacksontwpnj.net,
councilmanbressi@jacksontwpnj.net,
councilmancalogero@jacksontwpnj.net,
councilmanmartin@jacksontwpnj.net,
mikereina@jacksontwpnj.net,
administrator@jacksontwpnj.net

Dear Ms. Kisseberth,

There are 4 adjoining properties that have poles on their property with a wire connecting those poles. These poles are separate from any utility pole and are neatly installed with the wires high enough as to not interfere with any vehicle, bicycle, equipment, etc below. The poles have been placed in the Right-of-Way, which is owned by the private individual homeowner and only designated as such to allow any government, power, cable, telephone entity to utilize for the repair/installation of any services. These poles/wires were discovered several months ago and discussed with by Zoning, Engineering and Code Enforcement. They poles/wires did not appear to pose any safety concerns. Being that the Right-of-Way is the homeowners property, it is allowable for an individual homeowner, or as in this case, a group to install these on their respective properties. Through the connection they do not utilize any public property or any adjoining homeowners properties where they may not be wanted.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Hwy.
Jackson, NJ 08527
732-928-1200 ext. 1210

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From: "Christina" <ck41272@optonline.net>

To: kpieslak@jacksontwpnj.net, councilmannixon@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, mikereina@jacksontwpnj.net, administrator@jacksontwpnj.net, hschlegel@jacksontwpnj.net

Sent: Monday, April 3, 2017 10:00:26 PM

Subject: Issue

Attention Jackson administration :

I have noticed that there are poles with wires connected on public property in the Brookwood one development. I find that to be an eyesore. I would not

like that in my neighborhood. If I were looking to move into this town and saw a row of this connected poles and wires I would not want to move into that neighborhood. I feel that if a person had that in their neighborhood and wanted to sell their house it also may cause a problem with selling it. I also find yard sales signs on telephone poles an eyesore as well. I enjoy going to yard sales and it annoys me that people don't take their signs down after the sale is over. I find that business signs including realtor signs on public property to also be an eyesore. Are these things allowed?

For the most part this town has nice clean neighborhoods with well maintained homes. This just changes the character of the neighborhood. Not to mention driving down a main road like County line road and see multiple signs in the ground on public property it looks messy.

Now to the next point I would

like to make. This kind of thing causes a separation of all the

residents in the community. I don't think it would go over well if a block of homes were roped off with signs that say white section or Christian section. This causes a divide in the what is supposed to be a Community. I assume you can't do anything about this on private

property but these things are on public property. So I ask you what are you going to about this? I feel as though this needs to be addressed now before it gets out of control.

Thank you and I look forward to a timely response.

Christina Kisseberth

Sent from my iPhone

Zimbra

hschlegel@jacksontwpnj.net

Re: Eruv wires.

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Tue, Apr 04, 2017 04:34 PM

Subject : Re: Eruv wires.

📎1 attachment

To : Jennifer Cusanelli <termite027@aol.com>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net

Ms. Cusanelli :

With your updated description location I was unable to locate this by driving on New Prospect. As a result I walked the entire walkway along Harmony Farms and I was able to locate one property (#95 Hickory Hill which backs to New Prospect)) that had a pole installed at each corner of their rear property connected by a wire (photo attached). Without an official survey/engineer report it would appear that each pole is on the designated private property. This conclusion is based on the fact that the poles align with fence posts to an adjoining property and unless those fences were installed improperly, which does not appear to be the case, this is the private property of #95 Hickory Hill Road. This area joins up with Harmony Farms HOA property which is where the walkway is. In any event this is not 'public property' but at worse case scenario belongs to the Harmony Farms HOA, which becomes an issue between those parties. These poles/wires do not present any safety concerns as they are currently set. The poles are not easily visible from New Prospect, even with looking for them, without foliage and certainly can not be seen when foliage blooms so there is no eyesore issue with or without the foliage. Based upon my inspection I find no violation with regards to this issue in this case.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax).

----- Original Message -----

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
Cc: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net
Sent: Monday, April 3, 2017 4:32:03 PM
Subject: Re: Eruv wires.

The poles and wires are on the outskirts. Between the homes and the sidewalk on New Prospect.

Sent from my iPhone

> On Apr 3, 2017, at 3:32 PM, Kenneth Pieslak
<kpieslak@jacksontwpnj.net> wrote:

>

> Ms. Cusanelli :

>

> I personally drove every street in Harmony Farms and the perimeter today and I did not find any. The only poles/wires I found at that end of town are those on California in Brookwood 1. These were identified months ago and found to be no violation. If you can provide any addresses or 'public places' they exist I would appreciate you letting me know and I will investigate and let you know. Thank you.

>

>

> Kenneth J. Pieslak
> Code Compliance Supervisor
> Jackson Township
> 95 W. Veterans Hwy., Jackson, NJ 08527
> 732.928.1200 ext. 1231
> 732.833.0603 (fax)

>

>

> ----- Original Message -----

> From: "Jennifer Cusanelli" <termite027@aol.com>
> To: kpieslak@jacksontwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net
> Sent: Friday, March 31, 2017 3:27:08 PM
> Subject: Eruv wires.

>

> So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? Do they attract

lightening? There is no covering over them. Are they safe for the environment? And lastly why should I have to look at a religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are pushing. Testing the waters. We're permits requested or provided? Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis? Respectfully, Jennifer Cusanelli

>

> Sent from my iPhone



IMG_2829.JPG

195 KB

Zimbra

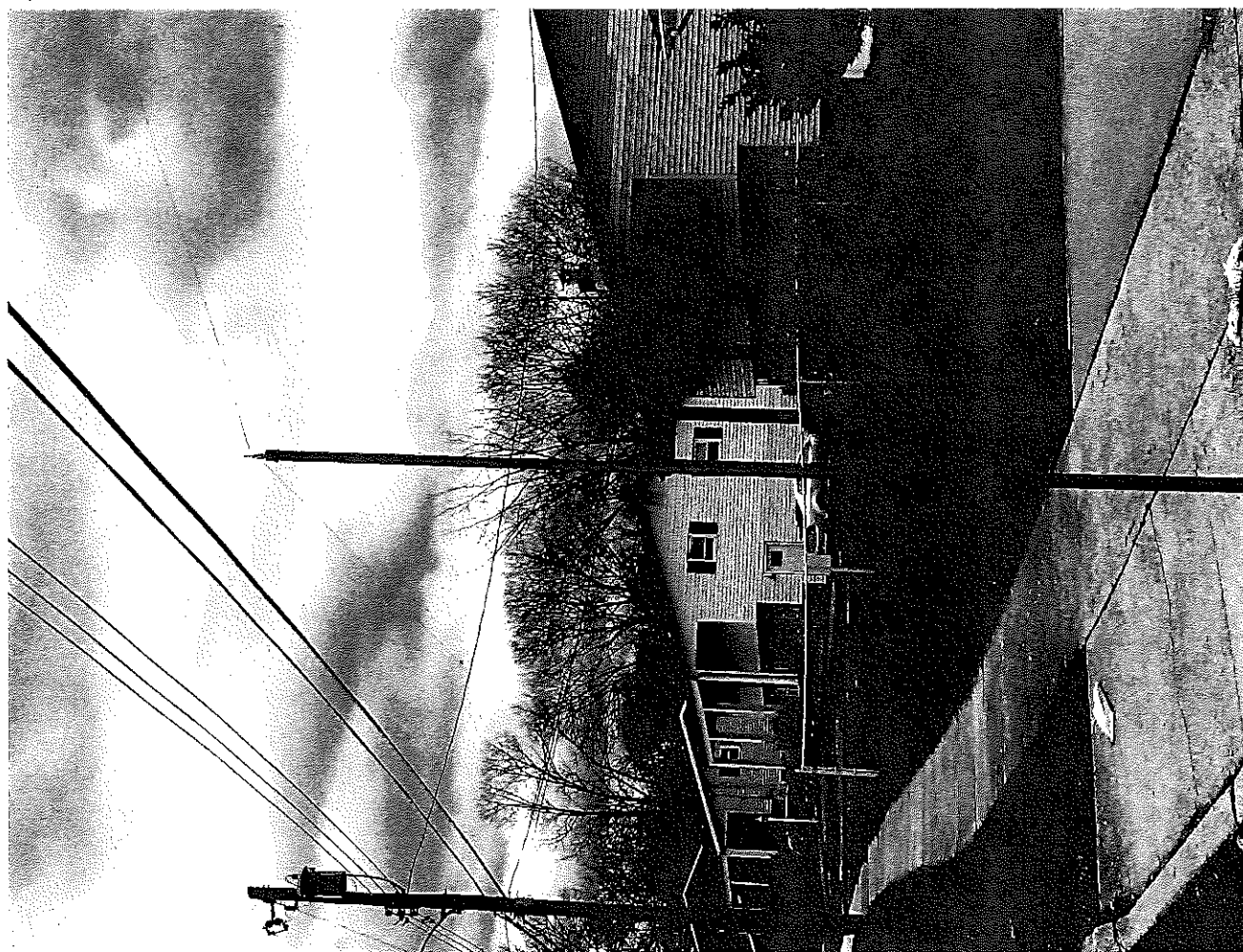
hshhgg@jacksonnj.net

Not Enrich

From: Christine <chris1272@optonline.net>
 Subject: Not Enrich
 To: Helene Schlegel <hshhgg@jacksonnj.net>

Tue, Apr 04, 2017 09:43 AM
 1 attachment

Hello again



Sent from my iPhone

On Apr 4, 2017, at 9:26 AM, Christine <chris1272@optonline.net> wrote:

Good morning. Thank you and please give me a follow up e-mail.

Sent from my iPhone

On Apr 4, 2017, at 7:41 AM, Helene Schlegel <hshhgg@jacksonnj.net> wrote:

Dear Ms. Kaseborth,

We will investigate the situation with regards to public property and address it as appropriate.

Respectfully,

Helene Schlegel, MS, NYS, CPM
 Business Administrator
 Jackson Township
 55 West Veterans Highway
 Jackson, NJ 08527
 732-928-1200 ext. 1210

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On Apr 3, 2017, at 9:57 PM, Christine <chris1272@optonline.net> wrote:

Attention Jackson administration:

I have noticed that there are poles with wires connected on public property in the Brookwood area development. I feel that to be an eyesore. I would not

also that in my neighborhood. If I were looking to move into this town and saw a row of the connected poles and wires. I would not want to move into that neighborhood. I feel that if a person had that in their neighborhood and wanted to sell their house it also may cause a problem with selling it. I also feel that signs on telephone poles are eyesores as well. I am going to try to sell and I am going to see that people don't take their signs down after the sale is over. I feel that business signs including realtor signs on public property to also be an eyesore. Are these things allowed? For the most part this town has nice down neighborhoods with well maintained houses. This just changes the character of the neighborhood. Not to mention driving down a main road like County line road and see multiple signs in the ground on public property looks messy.

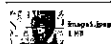
Now to the next point I would

like to make. This kind of thing causes a separation of all the residents in the community. I don't think it would go over well if a block of houses were topped off with signs that say white accents or Christian nation. This causes a divide in the what is supposed to be a Community. I assume you can't do anything about this on private property but these things are on public property. So I ask you what are you going to do about this? I feel as though this needs to be addressed now before it gets out of control.

Thank you and I look forward to a timely response.

Christine Kaseborth

Sent from my iPhone



Images: 1/3
 1/3

Zimbra

hschlegel@jacksontwpnj.net

Re: Eruv wires.

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Fri, Mar 31, 2017 03:55 PM

Subject : Re: Eruv wires.**To :** Jennifer Cusanelli <termite027@aol.com>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net

Ms. Cusanelli :

We will have to ride through and see where the wires are at. I have not seen any on public property and would believe they cannot be on such lands. Understand this does not include the area between a sidewalk and curb as this is a 'right of way' that allows municipalities, power companies and cable providers access to overhead lines but does belong to the property owner. We will investigate and let you know.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)

----- Original Message -----

From: "Jennifer Cusanelli" <termite027@aol.com>

To: kpieslak@jacksontwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net

Sent: Friday, March 31, 2017 3:27:08 PM

Subject: Eruv wires.

So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? Do they attract lightning? There is no covering over them. Are they safe for the environment? And lastly why should I have to look at a

religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are pushing. Testing the waters. We're permits requested or provided? Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis? Respectfully, Jennifer Cusanelli

Sent from my iPhone

Zimbra

hschlegel@jacksontwpnj.net

Re:

From : Robert A Nixon
<councilmannixon@jacksontwpnj.net>

Tue, Apr 25, 2017 10:20 AM

Subject : Re:**To :** Helene Schlegel <hschlegel@jacksontwpnj.net>**Cc :** Michael Reina <mikereina@jacksontwpnj.net>,
Kenneth Bressi
<councilmanbressi@jacksontwpnj.net>

Thank you and I do appreciate that this was a question of responsibilities. However it really is frustrating when two different department heads give two apparently contradictory answers. While their answers made sense within their sphere of influences, it looks confusing to the public. From where I sit it doesn't make sense for complex legal issues to be handled like this without your oversight so there is only one message.

Thanks for taking care of this.

Rob Nixon
Councilman

----- Original Message -----

From: Helene Schlegel <hschlegel@jacksontwpnj.net>
To: Robert A Nixon <councilmannixon@jacksontwpnj.net>
Cc: Michael Reina <mikereina@jacksontwpnj.net>, Kenneth Bressi
<councilmanbressi@jacksontwpnj.net>
Sent: Mon, 24 Apr 2017 18:43:29 -0400 (EDT)
Subject: Re:

Councilman Nixon,

I agree that conflicting information is being given to residents which is unacceptable. However, this seems to be different professional interpretations. That matter will be addressed.

As you are aware the two departments deal with two separate areas within our code. This matter is unfortunately not clear cut as we would like. After gathering the legal information, it appears that this is not a zoning issue identified within land use law, but rather a code issue as the property owner, according to legal

council, would need the Township's consent to put them in the right of way.

I recommend that our Township Attorney provide us with previous legal decisions regarding these wires that provide a firm answer that we can solidly defend.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Highway
Jackson, NJ 08527
732-928-1200 ext. 1210

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> On Apr 24, 2017, at 6:06 PM, Robert A Nixon
<councilmannixon@jacksontwpnj.net> wrote:

>

>

> Mike and Helene,

>

> I'm writing with a sense of frustration at the exchange I've been copied on today between residents, Code, zoning and elected officials. I believe you were also copied. In short, two town department heads have provided residents with conflicting information on the same issue as it relates to how the town will handle a specific issue. The residents are no doubt confused as to what our official position is on the matter and how we will be addressing their concerns.

>

> I think you would agree this looks confusing and makes it appear we don't know how to address the issue. At worse it shows

we aren't communicating internally about responsibilities for enforcement of our own laws. If one department feels they have no enforcement power over a matter but another does it would make sense to me that the former would yield communication of the issue to the responsible department, especially when both reference legal review for their decisions.

>

> As Chair of Administration for Council, I find the appearance of conflicting communication to be troubling and I wonder whether your staff shouldn't be consulting with you first before they communicate important questions of policy with the public.

>

> Thank you for indulging me my thoughts on this matter. I look forward to discussing with you soon.

>

> Rob Nixon

> Councilman

Re: Eruv wires.

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Fri, Mar 31, 2017 03:55 PM

Subject : Re: Eruv wires.**To :** Jennifer Cusanelli <termite027@aol.com>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net

Ms. Cusanelli :

We will have to ride through and see where the wires are at. I have not seen any on public property and would believe they cannot be on such lands. Understand this does not include the area between a sidewalk and curb as this is a 'right of way' that allows municipalities, power companies and cable providers access to overhead lines but does belong to the property owner. We will investigate and let you know.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)

----- Original Message -----

From: "Jennifer Cusanelli" <termite027@aol.com>

To: kpieslak@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net

Sent: Friday, March 31, 2017 3:27:08 PM

Subject: Eruv wires.

So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? Do they attract lightening? There is no covering over them. Are they safe for the environment? And lastly why should I have to look at a religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are pushing. Testing the waters. We're permits requested or provided? Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis? Respectfully,
Jennifer Cusanelli

Sent from my iPhone

Zimbra

mikereina@jacksontwpnj.net

Re: Eruv wires.

From : Jennifer Cusanelli <termite027@aol.com>

Mon, Apr 03, 2017 02:28 PM

Subject : Re: Eruv wires.

To : Jeff Purpuro <jpurpuro@jacksontwpnj.net>

Cc : mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net

Has this been brought up to the town?! Are you saying that the twp isn't concerned with this and those of us who find these wires discriminatory, obnoxious and segregating are wasting our time?! Please clarify that for me. Thanks, Jennifer Cusanelli

Sent from my iPhone

On Apr 3, 2017, at 2:07 PM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

See comments below, as they pertain to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>

To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>

Sent: Monday, April 3, 2017 12:34:13 PM

Subject: Re: Eruv wires.

Where shall I begin. Poles being on public property for religious purposes, segregation, is there an issue with lightening considering they are right next to trees, are there any requirements as far as how high or the materials used or location? 244-156 addresses heights of various uses, but I cannot find anything in this section that could be used in this situation. Are you suggesting that the EPA or DEP? I'm suggesting if you have concerns relative to the environment, the New Jersey Department of Environmental Protection may be an avenue in which your environmental concerns may be directed. If this is all knew to you don't you think there needs to be regulations?! It's not a matter if I think regulations are needed, but rather if the Twp wants regulations for this Dept to enforce.

Sent from my iPhone

On Apr 3, 2017, at 9:07 AM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

What are your concerns?

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksonwpnj.net>
Sent: Friday, March 31, 2017 5:15:38 PM
Subject: Re: Eruv wires.

And what about being a safety issue?

Sent from my iPhone

On Mar 31, 2017, at 4:14 PM, Jeff Purpuro
<jpurpuro@jacksonwpnj.net> wrote:

See comments below, as it solely pertains to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: kpieslak@jacksonwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksonwpnj.net>,
hschlegel@jacksonwpnj.net, mikereina@jacksonwpnj.net
Sent: Friday, March 31, 2017 3:27:08 PM
Subject: Eruv wires.

So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Without seeing them, it's difficult to determine. Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? I don't see that they would be a physical danger, nor an impediment to health and well being. Do they attract lightening? There is no covering over them. Are they safe for the environment? Perhaps one could reach out to the NJDEP. Attached is a list of contact numbers. And lastly why should I have to look at a religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are

pushing. Testing the waters. We're permits requested or provided? If they are on private property, zoning approval is not required, and if on public property, zoning would not be involved. Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis? Respectfully, Jennifer Cusanelli

Sent from my iPhone

<NJDEP Info_201507311112.pdf>

Re: Eruv wires.

From : Jeff Purpuro <jpurpuro@jacksontwpnj.net>

Mon, Apr 03, 2017 02:07 PM

Subject : Re: Eruv wires.

To : Jennifer Cusanelli <termite027@aol.com>

Cc : Helene Schlegel <hschlegel@jacksontwpnj.net>, Michael Reina
<mikereina@jacksontwpnj.net>, Kenneth Pieslak
<kpieslak@jacksontwpnj.net>

See comments below, as they pertain to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Monday, April 3, 2017 12:34:13 PM
Subject: Re: Eruv wires.

Where shall I begin. Poles being on public property for religious purposes, segregation, is there an issue with lightening considering they are right next to trees, are there any requirements as far as how high or the materials used or location? 244-156 addresses heights of various uses, but I cannot find anything in this section that could be used in this situation. Are you suggesting that the EPA or DEP? I'm suggesting if you have concerns relative to the environment, the New Jersey Department of Environmental Protection may be an avenue in which your environmental concerns may be directed. If this is all knew to you don't you think there needs to be regulations?! It's not a matter if I think regulations are needed, but rather if the Twp wants regulations for this Dept to enforce.

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What are your concerns?

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
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From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Friday, March 31, 2017 5:15:38 PM
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See comments below, as it solely pertains to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
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From: "Jennifer Cusanelli" <termite027@aol.com>
To: kpieslak@jacksontwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net
Sent: Friday, March 31, 2017 3:27:08 PM
Subject: Eruv wires.

So the wires are surrounding Harmony Farms. I have a few questions. Are these wires on public property? Without seeing them, it's difficult to determine. Because when I put a sign on public property it was taken by township employees and "destroyed". How about the safety of them? I don't see that they would be a physical danger, nor an impediment to health and well being. Do they attract lightening? There is no covering over them. Are they safe for the environment? Perhaps one could reach out to the NJDEP. Attached is a list of contact numbers. And lastly why should I have to look at a religious structure of any kind on public property? As an atheist I am highly offended by this and I'm sure other atheists in town will also be. They are pushing. Testing the waters. We're permits requested or provided? If they are on private property, zoning approval is not required, and if on public property, zoning would not be involved. Another home listed today with a realtor. People are being pushed out and it's not longer a matter of telling your neighbors "don't sell". It's a matter of the walls closing in on residents. Would you want the home next to you to have 20 men and now woman and children frequenting it on a weekly basis? Respectfully, Jennifer Cusanelli

Sent from my iPhone

<NJDEP Info_201507311112.pdf>

Re: Eruv wires.

From : Jeff Purpuro <jpurpuro@jacksontwpnj.net> Mon, Apr 03, 2017 03:32 PM
Subject : Re: Eruv wires.
To : Jennifer Cusanelli <termite027@aol.com>
Cc : mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net,
Kenneth Pieslak <kpieslak@jacksontwpnj.net>

See comments below...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Cc: mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net
Sent: Monday, April 3, 2017 2:28:56 PM
Subject: Re: Eruv wires.

Has this been brought up to the town?! Based on the ongoing concerns received, I'd say they are aware. Are you saying that the twp isn't concerned with this and those of us who find these wires discriminatory, obnoxious and segregating are wasting our time?! No. Please clarify that for me.
Thanks, Jennifer Cusanelli

Sent from my iPhone

On Apr 3, 2017, at 2:07 PM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

See comments below, as they pertain to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Monday, April 3, 2017 12:34:13 PM
Subject: Re: Eruv wires.

Where shall I begin. Poles being on public property for religious purposes, segregation, is there an issue with lightening considering they are right next to trees, are there any requirements as far as how high or the materials used or location? 244-156 addresses heights of various uses, but I cannot find anything in this section that could be used in this situation. Are you suggesting that the EPA or DEP? I'm suggesting if you have concerns relative to the environment, the New Jersey Department of Environmental Protection may be an avenue in which your environmental concerns may be directed. If this is all knew to you don't you think there needs to be regulations?! It's not a matter if I think regulations are needed, but rather if the Twp wants regulations for this Dept to enforce.

Sent from my iPhone

On Apr 3, 2017, at 9:07 AM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

What are your concerns?

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Friday, March 31, 2017 5:15:38 PM
Subject: Re: Eruv wires.

And what about being a safety issue?

Sent from my iPhone

On Mar 31, 2017, at 4:14 PM, Jeff Purpuro
<jpurpuro@jacksontwpnj.net> wrote:

See comments below, as it solely pertains to Planning and Zoning...

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Jennifer Cusanelli" <termite027@aol.com>
To: kpieslak@jacksontwpnj.net, "Jeff Purpuro"
<jpurpuro@jacksontwpnj.net>,
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Sent from my iPhone

<NJDEP Info_201507311112.pdf>

Zimbra

mikereina@jacksontwpnj.net

Re: Eruv wires.

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Mon, Apr 03, 2017 03:32 PM

Subject : Re: Eruv wires.

To : Jennifer Cusanelli <termite027@aol.com>

Cc : Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net

Ms. Cusanelli :

I personally drove every street in Harmony Farms and the perimeter today and I did not find any. The only poles/wires I found at that end of town are those on California in Brookwood 1. These were identified months ago and found to be no violation. If you can provide any addresses or 'public places' they exist I would appreciate you letting me know and I will investigate and let you know. Thank you.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)

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From: "Jennifer Cusanelli" <termite027@aol.com>
To: kpieslak@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>,
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Jennifer Cusanelli

Sent from my iPhone

Re: Eruv wires.

From : Jennifer Cusanelli <termite027@aol.com>

Mon, Apr 03, 2017 04:32 PM

Subject : Re: Eruv wires.

To : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Cc : Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net

The poles and wires are on the outskirts. Between the homes and the sidewalk on New Prospect.

Sent from my iPhone

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> 95 W. Veterans Hwy., Jackson, NJ 08527
> 732.928.1200 ext. 1231
> 732.833.0603 (fax)

>

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> ----- Original Message -----

> From: "Jennifer Cusanelli" <termite027@aol.com>

> To: kpieslak@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>,
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Jennifer Cusanelli

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> Sent from my iPhone

Re: Eruv wires.

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Tue, Apr 04, 2017 04:34 PM

Subject : Re: Eruv wires. 1 attachment**To :** Jennifer Cusanelli <termite027@aol.com>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>,
hschlegel@jacksontwpnj.net, mikereina@jacksontwpnj.net

Ms. Cusanelli :

With your updated description location I was unable to locate this by driving on New Prospect. As a result I walked the entire walkway along Harmony Farms and I was able to locate one property (#95 Hickory Hill which backs to New Prospect))that had a pole installed at each corner of their rear property connected by a wire (photo attached). Without an official survey/engineer report it would appear that each pole is on the designated private property. This conclusion is based on the fact that the poles align with fence posts to an adjoining property and unless those fences were installed improperly, which does not appear to be the case, this is the private property of #95 Hickory Hill Road. This area joins up with Harmony Farms HOA property which is where the walkway is. In any event this is not 'public property' but at worse case scenario belongs to the Harmony Farms HOA, which becomes an issue between those parties. These poles/wires do not present any safety concerns as they are currently set. The poles are not easily visible from New Prospect, even with looking for them, without foliage and certainly can not be seen when foliage blooms so there is no eyesore issue with or without the foliage. Based upon my inspection I find no violation with regards to this issue in this case.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)

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To: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>

Cc: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, hschlegel@jacksontwpnj.net,
mikereina@jacksontwpnj.net

Sent: Monday, April 3, 2017 4:32:03 PM

Subject: Re: Eruv wires.

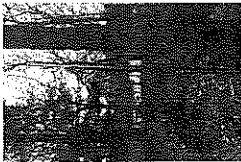
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> Sent from my iPhone



IMG_2829.JPG
195 KB

Eruv wires

From : Jennifer Cusanelli <termite027@aol.com>

Thu, Apr 20, 2017 10:14 AM

Subject : Eruv wires

To : councilmancalogero@jacksontwpnj.net,
councilmannixon@jacksontwpnj.net,
mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net, Jeff
Purpuro <jpurpuro@jacksontwpnj.net>, Kenneth Pieslak
<kpieslak@jacksontwpnj.net>,
councilmanbressi@jacksontwpnj.net

Dear Council members, There seems to be quite a few eruv poles with wires or ropes being put up on "the row" or "right of way" in Jackson neighborhoods occupied by Orthodox families.

Apparently they are used to allow an extension of the area in which Orthodox families can travel on their days of prayer. As this may be of religious benefit to them it does nothing but create an eyesore and puts a label on the entire neighborhood. I have inquired with Ken from code and I am told that there is currently no ordinances on record regulating their placement. I respectfully request that this is addressed as soon as possible. If poles are going to be put up then perhaps they should be treated like signage and regulated as such. I have personally had signs removed from the "right of way" on my property and "destroyed" by township employees because "nothing is allowed on the right of way other than mailboxes and utility needs. If religious pole are going to be allowed then they should only be kept of private property and not be allowed to be placed on the right of way. Also if they are being installed in the ground should they not have to have surveys done as to

prevent interference with under ground utilities? Or are they even safe as far as lightening or high winds are concerned?

Please address this issue. A clear precedent has already been set in regards to the function of "the right of way". Please consider amending it to include that nothing other than what is already permitted is to be put on "the row". Thank You, Jennifer Cusanelli

Sent from my iPhone

Re: Eruv wires

From : Jennifer Cusanelli <termite027@aol.com>

Mon, Apr 24, 2017 03:12 PM

Subject : Re: Eruv wires

To : councilmancalogero@jacksontwpnj.net,
councilmannixon@jacksontwpnj.net,
mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net, Jeff
Purpuro <jpurpuro@jacksontwpnj.net>, Kenneth Pieslak
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I haven't received a response to my email regarding eruv wires placement on the row.
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Ms. Cusanelli :

I apologize for the delay, however, as you know, there were conflicting thoughts/understandings on the ROW that we had to have Legal do some research. As a result we have been advised that the area where the poles are is in what is described as a 'public right of way' therefore not allowed in that area. As a 'public right of way' the things allowed would be utility poles, DOT approved traffic signs, mailboxes and street signs. With this, we are in the process of notifying the homeowners involved that these poles must be removed from the ROW.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
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From: "Jennifer Cusanelli" <termite027@aol.com>**To:** councilmancalogero@jacksontwpnj.net, councilmannixon@jacksontwpnj.net, mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmanbressi@jacksontwp.net

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External images are not displayed. [Display images below](#)

Thank you!!!!!!

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<jpurpuro@jacksontwpnj.net>, councilmanbressi@jacksontwp.net

White Rd near Galassi Court. As you can see it's attached to the utility pole. There are several others in



Kensington Manor.

On Apr 24, 2017, at 4:13 PM, Kenneth Pieslak <kpieslak@jacksontwpnj.net> wrote:

Ms. Cusanelli :

I apologize for the delay, however, as you know, there were conflicting thoughts/understandings on the ROW that we had to have Legal do some research. As a result we have been advised that the area where the poles are is in what is described as a 'public right of way' therefore not allowed in that area. As a 'public right of way' the things allowed would be utility poles, DOT approved traffic signs, mailboxes and street signs. With this, we are in the process of notifying the homeowners involved that these poles must be removed from the ROW.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Jennifer Cusanelli" <termite027@aol.com>

To: councilmancalogero@jacksontwpnj.net, councilmannixon@jacksontwpnj.net, mikereina@jacksontwpnj.net, hschlegel@jacksontwpnj.net, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmanbressi@jacksontwp.net

Sent: Monday, April 24, 2017 3:12:32 PM

Subject: Re: Eruv wires

I haven't received a response to my email regarding eruv wires placement on the row.
Jennifer Cusanelli

Sent from my iPhone

On Apr 20, 2017, at 10:14 AM, Jennifer Cusanelli <termite027@aol.com> wrote:

Dear Council
members,
There seems
to be quite a
few eruv poles
with wires or

ropes being
put up on "the
row" or "right
of way" in
Jackson
neighborhoods
occupied by
Orthodox
families.

Apparently
they are used
to allow an
extension of
the area in
which
Orthodox
families can
travel on their
days of
prayer. As this
may be of
religious
benefit to
them it does
nothing but
create an
eyesore and
puts a label on
the entire
neighborhood.
I have
inquired with
Ken from code
and I am told
that there is
currently no
ordinances on
record
regulating
their
placement. I
respectfully
request that
this is
addressed as
soon as
possible. If
poles are
going to be
put up then
perhaps they
should be
treated like
signage and
regulated as
such. I have
personally had
signs removed
from the
"right of way"

on my
property and
"destroyed" by
township
employees
because
"nothing is
allowed on the
right of way
other than
mailboxes and
utility needs.
If religious
pole are going
to be allowed
then they
should only be
kept of private
property and
not be allowed
to be placed
on the right of
way. Also if
they are being
installed in the
ground should
they not have
to have
surveys done
as to prevent
interference
with under
ground
utilities? Or
are they even
safe as far as
lightening or
high winds are
concerned?
Please
address this
issue. A clear
precedent has
already been
set in regards
to the function
of "the right of
way". Please
consider
amending it to
include that
nothing other
than what is
already
permitted is to
be put on "the
row". Thank
You, Jennifer
Cusanelli

Sent from my iPhone



image1.JPG
101 KB

changes the character of the neighborhood. Not to mention driving down a main road like County line road and see multiple signs in the ground on public property it looks messy.

Now to the next point I would

like to make. This kind of thing causes a separation of all the residents in the community. I don't think it would go over well if a block of homes were roped off with signs that say white section or Christian section. This causes a divide in the what is supposed to be a Community. I assume you can't do anything about this on private property but these things are on public property. So I ask you what are you going to about this? I feel as though this needs to be addressed now before it gets out of control.

Thank you and I look forward to a timely response.

Christina Kisseberth

Sent from my iPhone

Re: Issue

From : Helene Schlegel <hschlegel@jacksontwpnj.net>

Wed, Apr 05, 2017 09:54 AM

Subject : Re: Issue**To :** Christina <ck41272@optonline.net>**Cc :** kpieslak@jacksontwpnj.net, councilmannixon@jacksontwpnj.net,
councilmanbressi@jacksontwpnj.net,
councilmancalogero@jacksontwpnj.net,
councilmanmartin@jacksontwpnj.net,
mikereina@jacksontwpnj.net, administrator@jacksontwpnj.net

Dear Ms. Kisseberth,

There are 4 adjoining properties that have poles on their property with a wire connecting those poles. These poles are separate from any utility pole and are neatly installed with the wires high enough as to not interfere with any vehicle, bicycle, equipment, etc below. The poles have been placed in the Right-of-Way, which is owned by the private individual homeowner and only designated as such to allow any government, power, cable, telephone entity to utilize for the repair/installation of any services. These poles/wires were discovered several months ago and discussed with by Zoning, Engineering and Code Enforcement. They poles/wires did not appear to pose any safety concerns. Being that the Right-of-Way is the homeowners property, it is allowable for an individual homeowner, or as in this case, a group to install these on their respective properties. Through the connection they do not utilize any public property or any adjoining homeowners properties where they may not be wanted.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Hwy.
Jackson, NJ 08527
732-928-1200 ext. 1210

CONFIDENTIALITY NOTICE: This electronic message contains information from the Jackson Township Mayor's office. This email and any files attached may contain confidential information that is legally privileged. If you are not the intended recipient, or a person responsible for delivering it, you are hereby notified that any DISCLOSURE, COPYING, DISTRIBUTION or use of any information contained in or attached to this transmission is STRICTLY PROHIBITED. If you have received this transmission in error, please forward same to sender and destroy the original transmission and its attachments without reading or saving in any manner.

From: "Christina" <ck41272@optonline.net>**To:** kpieslak@jacksontwpnj.net, councilmannixon@jacksontwpnj.net,
councilmanbressi@jacksontwpnj.net, councilmancalogero@jacksontwpnj.net,
councilmanmartin@jacksontwpnj.net, mikereina@jacksontwpnj.net,

administrator@jacksontwpnj.net, hschlegel@jacksontwpnj.net

Sent: Monday, April 3, 2017 10:00:26 PM

Subject: Issue

Attention Jackson administration :

I have noticed that there are poles with wires connected on public property in the Brookwood one development. I find that to be an eyesore. I would not

like that in my neighborhood. If I were looking to move into this town and saw a row of this connected poles and wires I would not want to move into that neighborhood. I feel that if a person had that in their neighborhood and wanted to sell their house it also may cause a problem with selling it. I also find yard sales signs on telephone poles an eyesore as well. I enjoy going to yard sales and it annoys me that people don't take their signs down after the sale is over. I find that business signs including realtor signs on public property to also be an eyesore. Are these things allowed? For the most part this town has nice clean neighborhoods with well maintained homes. This just changes the character of the neighborhood. Not to mention driving down a main road like County line road and see multiple signs in the ground on public property it looks messy.

Now to the next point I would

like to make. This kind of thing causes a separation of all the residents in the community. I don't think it would go over well if a block of homes were roped off with signs that say white section or Christian section. This causes a divide in the what is supposed to be a Community. I assume you can't do anything about this on private

property but these things are on public property. So I ask you what are you going to about this? I feel as though this needs to be addressed now before it gets out of control.

Thank you and I look forward to a timely response.

Christina Kisseberth

Sent from my iPhone

Re: Public property?

From : Optimum <kamkanis@optonline.net>

Wed, Apr 05, 2017 04:45 PM

Subject : Re: Public property?**To :** councilmannixon@jacksontwpnj.net, Michael Reina
<mikereina@jacksontwpnj.net>,
councilmancalogero@jacksontwpnj.net,
councilmanmartin@jacksontwpnj.net,
councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net**Cc :** Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Please advise as I've had no response.

Sent from my iPhone

On Apr 1, 2017, at 5:11 PM, Optimum <kamkanis@optonline.net> wrote:

I sent this email to code. I'm not sure why this is being allowed in areas of JACKSON.
Please advise.

Sent from my iPhone

Begin forwarded message:

From: Optimum <kamkanis@optonline.net>
Date: April 1, 2017 at 5:08:07 PM EDT
To: kpieslak@jacksontwpnj.net
Subject: Public property?

Dear Ken,

I'm not sure what is going on in BW1, but these poles and wires extend across property lines and are permanently affixed to the public sidewalk/grassy area.

I live in BW3 and was always under the impression that this area was indeed township property even though I had to maintain it. I'll have to see if they are being constructed in my neighborhood.

It seems as if the Hacidic families are grouping their houses together for some reason bc a non-Hacidic family was asked if they could put poles on their property. No one should even be allowed to ask that or for residents to free pressured to allow them to do so. If this is a cultural or religious symbol, it creates a VERY divided community with physical boundaries of separation.

Just like the Jim Crow laws labeling "white or black fountains", this is a

sign that "Hacidics only" are welcome. In addition, it is NOT separation of church and state with this crossing property lines and on the public areas of the sidewalk. I didn't even think realtor "for sale" signs were allowed in this strip.

I'm not sure why this is allowed, but if it is, please direct me to the ordinance that states that permanent structures on this public strip are allowed. I always thought a fence, border, lights, or flag poles would look nice there, so I look forward to constructing some soon since it seems to be allowed.

Things like this are definitely changing the landscape of Jackson.

Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone

Re: Public property?

From : Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Thu, Apr 06, 2017 08:58 AM

Subject : Re: Public property?

To : Optimum <kamkanis@optonline.net>

Cc : councilmannixon@jacksontwpnj.net, Michael Reina
<mikereina@jacksontwpnj.net>,
councilmancalogero@jacksontwpnj.net,
councilmanmartin@jacksontwpnj.net,
councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net,
Helene Schlegel <hschlegel@jacksontwpnj.net>, Jeff Purpuro
<jpurpuro@jacksontwpnj.net>

Ms. Kanis :

My apologies as I received several emails on this subject at the same time and thought I responded to everyone. The Right-of-way area between the sidewalk and the street is owned by the homeowner and not 'public property'. It is designated as such for the purpose of allowing government entities, power, cable, telephone, utility companies access to repair/install utilities as needed. This concern has been looked into by Zoning, Engineering and Code Enforcement. We are aware of the group of homes that have installed the poles connected by the wire in Brookwood 1 and found there to be no violation of any Ordinance/Law.

You are correct with signage as there is a specific Code that prohibits most signage from being placed in the Right-of-way.

Hopefully this answers your questions. Should you have any further questions, please feel free to contact me.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Optimum" <kamkanis@optonline.net>
To: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net
Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
Sent: Wednesday, April 5, 2017 4:45:27 PM
Subject: Re: Public property?

Please advise as I've had no response.

Sent from my iPhone

On Apr 1, 2017, at 5:11 PM, Optimum <kamkanis@optonline.net> wrote:

I sent this email to code. I'm not sure why this is being allowed in areas of JACKSON.
Please advise.

Sent from my iPhone

Begin forwarded message:

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Date: April 1, 2017 at 5:08:07 PM EDT
To: kpieslak@jacksontwpnj.net
Subject: Public property?

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I live in BW3 and was always under the impression that this area was indeed township property even though I had to maintain it. I'll have to

see if they are being constructed in my neighborhood.

It seems as if the Hacidic families are grouping their houses together for some reason bc a non-Hacidic family was asked if they could put poles on their property. No one should even be allowed to ask that or for residents to free pressured to allow them to do so. If this is a cultural or religious symbol, it creates a VERY divided community with physical boundaries of separation.

Just like the Jim Crow laws labeling "white or black fountains", this is a sign that "Hacidics only" are welcome. In addition, it is NOT separation of church and state with this crossing property lines and on the public areas of the sidewalk. I didn't even think realtor "for sale" signs were allowed in this strip.

I'm not sure why this is allowed, but if it is, please direct me to the ordinance that states that permanent structures on this public strip are allowed. I always thought a fence, border, lights, or flag poles would look nice there, so I look forward to constructing some soon since it seems to be allowed.

Things like this are definitely changing the landscape of Jackson.

Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone

Re: Public property?

From : Optimum <kamkanis@optonline.net>

Thu, Apr 06, 2017 04:41 PM

Subject : Re: Public property?

To : Jeff Purpuro <jpurpuro@jacksontwpnj.net>

Cc : Kenneth Pieslak <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, Helene Schlegel <hschlegel@jacksontwpnj.net>

Thank you for your replies and explanations. I'm not sure where this will end up as far as preventing these divisive boundary lines from being installed. Hopefully the tall poles won't end up being safety hazard and damage cars and property or hurt anyone if they fall during storms, etc. I just can't believe these permanent structures do not fall under a category of things that are already regulated in the ROW.

With regards to the signage, I know there are realtors signs in the BW3 in the ROW area.

Thanks for your time and energy as you investigate this matter.
-Kelly Kanis

Sent from my iPhone

On Apr 6, 2017, at 10:03 AM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

Ken,

While I'm looking into what can and/or cannot be installed within a public r.o.w., but may not be able to find it in the land use regulations, I need to take exception to your thought that area between the sidewalk and street are owned by the homeowner. In most, if not all, cases, the property line ends before the sidewalk, and the sidewalk and curb are outside the property line, but needs to be maintained by the homeowner.

And while everyone places a mailbox within the r.o.w., there are specific conditions that allow for such installations, but again, won't be found in chapter 244 (land use regs.)

I will keep you informed. Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
To: "Optimum" <kamkanis@optonline.net>
Cc: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Thursday, April 6, 2017 8:58:56 AM
Subject: Re: Public property?

Ms. Kanis :

My apologies as I received several emails on this subject at the same time and thought I responded to everyone. The Right-of-way area between the sidewalk and the street is owned by the homeowner and not 'public property'. It is designated as such for the purpose of allowing government entities, power, cable, telephone, utility companies access to repair/install utilities as needed. This concern has been looked into by Zoning, Engineering and Code Enforcement. We are aware of the group of homes that have installed the poles connected by the wire in Brookwood 1and found there to be no violation of any Ordinance/Law.

You are correct with signage as there is a specific Code that prohibits most signage from being placed in the Right-of-way.

Hopefully this answers your questions. Should you have any further questions, please feel free to contact me.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Optimum" <kamkanis@optonline.net>
To: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net,

councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net,
annieup@jacksontwpnj.net

Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>

Sent: Wednesday, April 5, 2017 4:45:27 PM

Subject: Re: Public property?

Please advise as I've had no response.

Sent from my iPhone

On Apr 1, 2017, at 5:11 PM, Optimum <kamkanis@optonline.net> wrote:

I sent this email to code. I'm not sure why this is being allowed in areas of JACKSON. Please advise.

Sent from my iPhone

Begin forwarded message:

From: Optimum <kamkanis@optonline.net>

Date: April 1, 2017 at 5:08:07 PM EDT

To: kpieslak@jacksontwpnj.net

Subject: Public property?

Dear Ken,

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to the ordinance that states that permanent structures on this public strip are allowed. I always thought a fence, border, lights, or flag poles would look nice there, so I look forward to constructing some soon since it seems to be allowed.

Things like this are definitely changing the landscape of Jackson.

Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone

Fwd: Issue

From : Christina <ck41272@optonline.net>

Mon, Apr 24, 2017 04:33 PM

Subject : Fwd: Issue

To : Helene Schlegel <hschlegel@jacksontwpnj.net>, Michael Reina <mikereina@jacksontwpnj.net>, Robert A Nixon <councilmannixon@jacksontwpnj.net>, councilmanbressi@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, Barry Calogero <councilmancalogero@jacksontwpnj.net>, Kenneth Pieslak <kpieslak@jacksontwpnj.net>

Hello there. I am just following up on this issue. It's been a few weeks and I have not received a reply since

The last email I sent to Ms. Schlegel.

Why are signs not allowed in the R O W? Why is the pole like structures permissible ? It appears that a new or revised ordinance needs to be put in place. There is nothing in regards to these poles because it has not been an issue until recently.

Thanks.

Christina Kisseberth

Sent from my iPhone

Begin forwarded message:

From: Christina <ck41272@optonline.net>

Date: April 6, 2017 at 8:02:48 PM EDT

To: Helene Schlegel <hschlegel@jacksontwpnj.net>

Subject: Re: Issue

Hello. Again I thank you very much for the follow up. I would think that the poles together is like a permanent structure so shouldn't there be a whole set of rules for that? I'm trying to understand why real estate signs and jackson strong signs were ordered to be taken down from code in the past when they were placed in that right of way area? What is the rationale? Why is one different than the other? Please help me understand this better. I think it's along the same principle. I think that the taking signs off In that right of way is on the books and something like these polls are not and needs to be.

Again I look forward to hearing back from you.

Christina Kisseberth

Sent from my iPhone

On Apr 5, 2017, at 9:54 AM, Helene Schlegel <hschlegel@jacksontwpnj.net> wrote:

Dear Ms. Kisseberth,

There are 4 adjoining properties that have poles on their property with a wire connecting those poles. These poles are separate from any utility pole and are neatly installed with the wires high enough as to not interfere with any vehicle, bicycle, equipment, etc below. The poles have been placed in the Right-of-Way, which is owned by the private individual homeowner and only designated as such to allow any government, power, cable, telephone entity to utilize for the repair/installation of any services. These poles/wires were discovered several months ago and discussed with by Zoning, Engineering and Code Enforcement. They poles/wires did not appear to pose any safety concerns. Being that the Right-of-Way is the homeowners property, it is allowable for an individual homeowner, or as in this case, a group to install these on their respective properties. Through the connection they do not utilize any public property or any adjoining homeowners properties where they may not be wanted.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Hwy.
Jackson, NJ 08527
732-928-1200 ext. 1210

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From: "Christina" <ck41272@optonline.net>
To: kpieslak@jacksontwpnj.net, councilmannixon@jacksontwpnj.net,
councilmanbressi@jacksontwpnj.net,
councilmancalogero@jacksontwpnj.net,
councilmanmartin@jacksontwpnj.net, mikereina@jacksontwpnj.net,
administrator@jacksontwpnj.net, hschlegel@jacksontwpnj.net
Sent: Monday, April 3, 2017 10:00:26 PM
Subject: Issue

Attention Jackson administration :
I have noticed that there are poles with wires
connected on public property in the

Brookwood one development. I find that to be an eyesore. I would not like that in my neighborhood. If I were looking to move into this town and saw a row of this connected poles and wires I would not want to move into that neighborhood. I feel that if a person had that in their neighborhood and wanted to sell their house it also may cause a problem with selling it. I also find yard sales signs on telephone poles an eyesore as well. I enjoy going to yard sales and it annoys me that people don't take their signs down after the sale is over. I find that business signs including realtor signs on public property to also be an eyesore. Are these things allowed? For the most part this town has nice clean neighborhoods with well maintained homes. This just changes the character of the neighborhood. Not to mention driving down a main road like County line road and see multiple signs in the ground on public property it looks messy.

Now to the next point I would like to make. This kind of thing causes a separation of all the residents in the community. I don't think it would go over well if a block of homes were roped off with signs that say white section or Christian section. This causes a divide in the what is supposed to be a Community. I assume you can't do anything about this on private property but these things are on public property. So I ask you what are you going to about this? I feel as though this needs to be addressed now before it gets out of control.

Thank you and I look forward to a timely response.

Christina Kisseberth

Sent from my iPhone

Re: Public property?

From : Optimum <kamkanis@optonline.net>

Mon, Apr 24, 2017 05:01 PM

Subject : Re: Public property?

To : Jeff Purpuro <jpurpuro@jacksontwpnj.net>

Cc : Kenneth Pieslak <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, Helene Schlegel <hschlegel@jacksontwpnj.net>

Thank you for your response. I'm just not clear as I've gotten conflicting messages from the township. One (from code) that is enforceable and one (from planning and zoning) that it is not. Please clarify.

Thank you.

Sent from my iPhone

On Apr 24, 2017, at 4:24 PM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

Hello,

As I've had a few days to, again, research our codes and regulations, I literally went through page by page of our Administrative codes (essentially enforced by Code Enforcement) and the Land Use and Development Regulations (Chapter 244 that is my responsibility), chapter 244 specifically speaks to buffers, easements, yard areas, open spaces, sight triangles and the like, but only deals with all improvements on one's property. So if I were to ask for these wires to be removed, I'd have no black and white codes to cite.

Our sign ordinance (244-207) notes that signs cannot be installed within the right-of-way, our fence ordinance (244-190) says no fencing or walls may be installed w/in the right-of-ways, but except for 244-219 "Utility installations", nothing seems to exist that would permit nor prohibit anything from being installed within these areas, including mailboxes.

Bottom line, from a Planning and Zoning perspective, relative to Chapter 244, as nothing seems to exist on this matter, I have nothing to enforce.

Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240

732.928.1397 (fax)

From: "Optimum" <kamkanis@optonline.net>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>
Sent: Sunday, April 23, 2017 10:38:12 AM
Subject: Re: Public property?

Hello, again!

Just wondering if these wires will be enforced like other structures on the ROW since the homeowners do not own that land. If mailboxes have to follow suit, then I'm sure other items would as well. If not, I can see this opening up a huge can of worms for other structures to be placed there.

Thank you!

Sent from my iPhone

On Apr 6, 2017, at 4:41 PM, Optimum <kamkanis@optonline.net> wrote:

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With regards to the signage, I know there are realtors signs in the BW3 in the ROW area.

Thanks for your time and energy as you investigate this matter.
-Kelly Kanis

Sent from my iPhone

On Apr 6, 2017, at 10:03 AM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

Ken,

While I'm looking into what can and/or cannot be installed within a public r.o.w., but may not be able to find it in the land use regulations, I need to take exception to your thought that area between the sidewalk and street are owned by the homeowner. In most, if not all, cases, the property line ends before the sidewalk, and the sidewalk

and curb are outside the property line, but needs to be maintained by the homeowner.

And while everyone places a mailbox within the r.o.w., there are specific conditions that allow for such installations, but again, won't be found in chapter 244 (land use regs.)

I will keep you informed. Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
To: "Optimum" <kamkanis@optonline.net>
Cc: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Sent: Thursday, April 6, 2017 8:58:56 AM
Subject: Re: Public property?

Ms. Kanis :

My apologies as I received several emails on this subject at the same time and thought I responded to everyone. The Right-of-way area between the sidewalk and the street is owned by the homeowner and not 'public property'. It is designated as such for the purpose of allowing government entities, power, cable, telephone, utility companies access to repair/install utilities as needed. This concern has been looked into by Zoning, Engineering and Code Enforcement. We are aware of the group of homes that have installed the poles connected by the wire in Brookwood 1 and found there to be no violation of any Ordinance/Law.

You are correct with signage as there is a specific Code that prohibits most signage from being placed in the Right-of-way.

Hopefully this answers your questions. Should you have any further questions, please feel free to contact me.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township

95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Optimum" <kamkanis@optonline.net>
To: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net
Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
Sent: Wednesday, April 5, 2017 4:45:27 PM
Subject: Re: Public property?

Please advise as I've had no response.

Sent from my iPhone

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Begin forwarded message:

From: Optimum
<kamkanis@optonline.net>
Date: April 1, 2017 at 5:08:07 PM EDT
To: kpieslak@jacksontwpnj.net
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Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone

Re: Public property?

From : Optimum <kamkanis@optonline.net>

Mon, Apr 24, 2017 06:27 PM

Subject : Re: Public property?**To :** Barry Calogero <councilmancalogero@jacksontwpnj.net>**Cc :** Jeff Purpuro <jpurpuro@jacksontwpnj.net>, Kenneth Pieslak <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, Helene Schlegel <hschlegel@jacksontwpnj.net>

Thank you, Mr. Calogero!

Sent from my iPhone

> On Apr 24, 2017, at 5:07 PM, Barry Calogero <councilmancalogero@jacksontwpnj.net> wrote:

>

> I respectfully request we "Council" revisit these Ordinances and correct the obvious loop holes being exploited.

> CP Bressi, would you mind if I sought legal advice on a possible revision to these ordinances ?

>

> Regards

> Councilman

> Barry Calogero

>

> ----- Original Message -----

> From: Optimum <kamkanis@optonline.net>

> To: Jeff Purpuro <jpurpuro@jacksontwpnj.net>

> Cc: Kenneth Pieslak <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, Helene Schlegel <hschlegel@jacksontwpnj.net>

> Sent: Mon, 24 Apr 2017 17:01:19 -0400 (EDT)

> Subject: Re: Public property?

>

> Thank you for your response. I'm just not clear as I've gotten conflicting messages from the township. One (from code) that is is enforceable and one (from planning and zoning) that it is not. Please clarify.

>

> Thank you.

>

> Sent from my iPhone

>

>> On Apr 24, 2017, at 4:24 PM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

>>

>> Hello,

>>
>> As I've had a few days to, again, research our codes and regulations, I literally went through page by page of our Administrative codes (essentially enforced by Code Enforcement) and the Land Use and Development Regulations (Chapter 244 that is my responsibility), chapter 244 specifically speaks to buffers, easements, yard areas, open spaces, sight triangles and the like, but only deals with all improvements on one's property. So if I were to ask for these wires to be removed, I'd have no black and white codes to cite.
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>> Thank you.
>>
>>
>> Jeffrey Purpuro
>> Jackson Township Zoning Officer
>> 95 W.Veterans Hwy. Jackson, NJ 08527
>> 732.928.1200 ext. 1240
>> 732.928.1397 (fax)
>>
>> From: "Optimum" <kamkanis@optonline.net>

Zimbra

mikereina@jacksontwpnj.net

Re:

From : Helene Schlegel <hschlegel@jacksontwpnj.net>

Mon, Apr 24, 2017 06:43 PM

Subject : Re:

To : Robert A Nixon <councilmannixon@jacksontwpnj.net>

Cc : Michael Reina <mikereina@jacksontwpnj.net>, Kenneth Bressi
<councilmanbressi@jacksontwpnj.net>

Councilman Nixon,

I agree that conflicting information is being given to residents which is unacceptable. However, this seems to be different professional interpretations. That matter will be addressed.

As you are aware the two departments deal with two separate areas within our code. This matter is unfortunately not clear cut as we would like. After gathering the legal information, it appears that this is not a zoning issue identified within land use law, but rather a code issue as the property owner, according to legal council, would need the Township's consent to put them in the right of way.

I recommend that our Township Attorney provide us with previous legal decisions regarding these wires that provide a firm answer that we can solidly defend.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Highway
Jackson, NJ 08527
732-928-1200 ext. 1210

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> On Apr 24, 2017, at 6:06 PM, Robert A Nixon
> <councilmannixon@jacksontwpnj.net> wrote:
>
>
> Mike and Helene,
>

> I'm writing with a sense of frustration at the exchange I've been copied on today between residents, Code, zoning and elected officials. I believe you were also copied. In short, two town department heads have provided residents with conflicting information on the same issue as it relates to how the town will handle a specific issue. The residents are no doubt confused as to what our official position is on the matter and how we will be addressing their concerns.

>

> I think you would agree this looks confusing and makes it appear we don't know how to address the issue. At worse it shows we aren't communicating internally about responsibilities for enforcement of our own laws. If one department feels they have no enforcement power over a matter but another does it would make sense to me that the former would yield communication of the issue to the responsible department, especially when both reference legal review for their decisions.

>

> As Chair of Administration for Council, I find the appearance of conflicting communication to be troubling and I wonder whether your staff shouldn't be consulting with you first before they communicate important questions of policy with the public.

>

> Thank you for indulging me my thoughts on this matter. I look forward to discussing with you soon.

>

> Rob Nixon
> Councilman

Re: Public property?

From : Helene Schlegel <hschlegel@jacksontwpnj.net> Mon, Apr 24, 2017 07:26 PM
Subject : Re: Public property?
To : Optimum <kamkanis@optonline.net>
Cc : Jeff Purpuro <jpurpuro@jacksontwpnj.net>, Kenneth Pieslak <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, Jean Cipriani <jlc@gm-law.net>

Dear Ms. Kanis,

I understand your frustration with receiving conflicting information. This appears to be a complex subject and there seems to be a variety of interpretations.

The two departments (code and zoning) deal with two separate areas within our code. This matter is unfortunately not clear cut as we would like. After gathering the legal information, it appears that this is not a zoning issue identified within land use law, but rather a code issue as the property owner, according to legal council, would need the Township's consent to put them in the right of way.

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On Apr 24, 2017, at 4:57 PM, Optimum <kamkanis@optonline.net> wrote:

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Sent from my iPhone

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Jackson Township
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Thank you so much for clarifying that for me. I didn't know how it worked. Hopefully this will be solidified and tightened up, so that when the township denies such requests, the code will be all that's needed for denial.

Sent from my iPhone

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Sent: Thursday, April 6, 2017 8:58:56 AM
Subject: Re: Public property?

Ms. Kanis :

My apologies as I received several emails on this subject at the same time and thought I responded to everyone. The Right-of-way area between the sidewalk and the street is owned by the homeowner and not 'public property'. It is designated as such for the purpose of allowing government entities, power, cable, telephone, utility companies access to

repair/install utilities as needed. This concern has been looked into by Zoning, Engineering and Code Enforcement. We are aware of the group of homes that have installed the poles connected by the wire in Brookwood 1 and found there to be no violation of any Ordinance/Law.

You are correct with signage as there is a specific Code that prohibits most signage from being placed in the Right-of-way.

Hopefully this answers your questions. Should you have any further questions, please feel free to contact me.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Optimum" <kamkanis@optonline.net>
To: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmannmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net
Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
Sent: Wednesday, April 5, 2017 4:45:27 PM
Subject: Re: Public property?

Please advise as I've had no response.

Sent from my iPhone

On Apr 1, 2017, at 5:11 PM, Optimum <kamkanis@optonline.net> wrote:

I sent this email to code. I'm not sure why this is being allowed in areas of JACKSON. Please advise.

Sent from my iPhone

Begin forwarded message:

From: Optimum
<kamkanis@optonline.net>
Date: April 1, 2017 at
5:08:07 PM EDT
To:
kpieslak@jacksontwpnj.net
Subject: Public
property?

Dear Ken,

I'm not sure what is going on in BW1, but these poles and wires extend across property lines and are permanently affixed to the public sidewalk/grassy area.

I live in BW3 and was always under the impression that this area was indeed township property even though I had to maintain it. I'll have to see if they are being constructed in my neighborhood.

It seems as if the Hacidic families are grouping their houses together for some reason bc a non-Hacidic family was asked if they could put poles on their property. No one should even be allowed to ask that or for residents to free pressured to allow them to do so. If this is a cultural or religious symbol, it creates a VERY divided community with physical boundaries of separation.

Just like the Jim Crow laws labeling "white or black fountains", this is a sign that "Hacidics only" are welcome. In addition, it is NOT separation of church and state with this crossing property lines and on the public areas of the sidewalk. I didn't even think realtor "for sale" signs were allowed in this strip.

I'm not sure why this is allowed, but if it is, please direct me to the ordinance that states that permanent

structures on this public strip are allowed. I always thought a fence, border, lights, or flag poles would look nice there, so I look forward to constructing some soon since it seems to be allowed.

Things like this are definitely changing the landscape of Jackson.

Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone

Zimbra

mikereina@jacksontwpnj.net

Re:

From : Robert A Nixon <councilmannixon@jacksontwpnj.net>

Tue, Apr 25, 2017 10:20 AM

Subject : Re:

To : Helene Schlegel <hschlegel@jacksontwpnj.net>

Cc : Michael Reina <mikereina@jacksontwpnj.net>, Kenneth Bressi
<councilmanbressi@jacksontwpnj.net>

Thank you and I do appreciate that this was a question of responsibilities. However it really is frustrating when two different department heads give two apparently contradictory answers. While their answers made sense within their sphere of influences, it looks confusing to the public. From where I sit it doesn't make sense for complex legal issues to be handled like this without your oversight so there is only one message.

Thanks for taking care of this.

Rob Nixon
Councilman

----- Original Message -----

From: Helene Schlegel <hschlegel@jacksontwpnj.net>

To: Robert A Nixon <councilmannixon@jacksontwpnj.net>

Cc: Michael Reina <mikereina@jacksontwpnj.net>, Kenneth Bressi
<councilmanbressi@jacksontwpnj.net>

Sent: Mon, 24 Apr 2017 18:43:29 -0400 (EDT)

Subject: Re:

Councilman Nixon,

I agree that conflicting information is being given to residents which is unacceptable. However, this seems to be different professional interpretations. That matter will be addressed.

As you are aware the two departments deal with two separate areas within our code. This matter is unfortunately not clear cut as we would like. After gathering the legal information, it appears that this is not a zoning issue identified within land use law, but rather a code issue as the property owner, according to legal council, would need the Township's consent to put them in the right of way.

I recommend that our Township Attorney provide us with previous legal decisions regarding these wires that provide a firm answer that we can solidly defend.

Respectfully,

Helene Schlegel, MS, MPP, CPM
Business Administrator
Jackson Township
95 West Veterans Highway
Jackson, NJ 08527

732-928-1200 ext. 1210

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> On Apr 24, 2017, at 6:06 PM, Robert A Nixon
<councilmannixon@jacksontwpnj.net> wrote:

>

>

> Mike and Helene,

>

> I'm writing with a sense of frustration at the exchange I've been copied on today between residents, Code, zoning and elected officials. I believe you were also copied. In short, two town department heads have provided residents with conflicting information on the same issue as it relates to how the town will handle a specific issue. The residents are no doubt confused as to what our official position is on the matter and how we will be addressing their concerns.

>

> I think you would agree this looks confusing and makes it appear we don't know how to address the issue. At worse it shows we aren't communicating internally about responsibilities for enforcement of our own laws. If one department feels they have no enforcement power over a matter but another does it would make sense to me that the former would yield communication of the issue to the responsible department, especially when both reference legal review for their decisions.

>

> As Chair of Administration for Council, I find the appearance of conflicting communication to be troubling and I wonder whether your staff shouldn't be consulting with you first before they communicate important questions of policy with the public.

>

> Thank you for indulging me my thoughts on this matter. I look forward to discussing with you soon.

>

> Rob Nixon
> Councilman

Fwd: Public property?

From : Optimum <kamkanis@optonline.net>

Tue, Apr 25, 2017 05:50 PM

Subject : Fwd: Public property?**To :** councilmannixon@jacksontwpnj.net, Michael Reina <mikereina@jacksontwpnj.net>, councilmanbressi@jacksontwpnj.net, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, annieup@jacksontwpnj.net

Thank you! This is great news. Hopefully all requests to construct these poles will be denied.
Kelly Kanis

Sent from my iPhone

Begin forwarded message:

From: Optimum <kamkanis@optonline.net>**Date:** April 25, 2017 at 5:48:41 PM EDT**To:** Kenneth Pieslak <kpieslak@jacksontwpnj.net>**Subject:** Re: Public property?

This is great! Thank you for sharing! My only hope NOW is that the township does not give consent to any individuals who ask to put up these poles in the ROW.

Sent from my iPhone

On Apr 25, 2017, at 4:38 PM, Kenneth Pieslak <kpieslak@jacksontwpnj.net> wrote:

Ms. Kanis :

After much research the Township Attorney has provided us with legal guidance/direction as follows:

Jackson Township Ordinance 372-8 prohibits the obstruction of streets:

No person shall encumber or obstruct any street or public place with any article or thing whatsoever unless permission has first been obtained in writing from the Township Committee of the Township of Jackson.

Placement of a pole in the municipal ROW requires municipal consent. The poles constitute an obstruction and violate 372-8 and violations as set in 372-10 may be issued:

Any person who shall violate any of the terms or provisions of this article shall be subject to a penalty of not less than \$100 and not to exceed \$2000 or imprisonment for a term not to exceed 90 days, or both, in the discretion of the Judge before whom such conviction may be had.

This prohibition applies to all obstructions in the right of way and should be uniformly applied throughout the Township, to include other obstructions such as basketball nets that are placed in the right of way without permission.

We will begin enforcing this as outlined. If you have any other questions, please let me know.

Kenneth J. Pieslak
Code Compliance Supervisor
Jackson Township
95 W. Veterans Hwy., Jackson, NJ 08527
732.928.1200 ext. 1231
732.833.0603 (fax)



From: "Optimum" <kamkanis@optonline.net>
To: "Helene Schlegel" <hschlegel@jacksontwpnj.net>
Cc: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>, "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Jean Cipriani" <jlc@gm-law.net>
Sent: Monday, April 24, 2017 8:58:45 PM
Subject: Re: Public property?

Thank you so much for clarifying that for me. I didn't know how it worked. Hopefully this will be solidified and tightened up, so that when the township denies such requests, the code will be all that's needed for denial.

Sent from my iPhone

On Apr 24, 2017, at 7:26 PM, Helene Schlegel <hschlegel@jacksontwpnj.net> wrote:

Dear Ms. Kanis,

I understand your frustration with receiving conflicting information. This appears to be a complex subject and there seems to be a variety of interpretations.

The two departments (code and zoning) deal with two separate areas within our code. This matter is unfortunately not clear cut as we would like. After gathering the legal information, it appears that this is not a zoning issue identified within land use law, but rather a code issue as the property owner, according to legal council, would need the Township's consent to put them in the right of way.

We are requesting that our Township Attorney provide us with previous legal decisions regarding these wires that will provide a firm answer that we can solidly defend.

Respectfully,

Helene Schlegel, MS, MPP, CPM
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On Apr 24, 2017, at 4:57 PM, Optimum <kamkanis@optonline.net> wrote:

Thank you for your response. I'm just not clear as I've gotten conflicting messages from the township. One (from code) that is enforceable and one (from planning and zoning) that it is not. Please clarify.

Thank you.

Sent from my iPhone

On Apr 24, 2017, at 4:24 PM, Jeff Purpuro <jpurpuro@jacksontwpnj.net> wrote:

Hello,

As I've had a few days to, again, research our codes and regulations, I literally went through page by page of our Administrative codes (essentially enforced by Code Enforcement) and the Land Use and Development Regulations (Chapter 244 that is my responsibility), chapter 244 specifically speaks to buffers, easements, yard areas, open spaces, sight triangles and the like, but only deals with all improvements on one's property. So if I were to ask for these wires to be removed, I'd have no black and white codes to cite.

Our sign ordinance (244-207) notes that signs cannot be installed within the right-of-way, our fence ordinance (244-190) says no fencing or walls may be installed w/in the right-of-ways, but except for 244-219 "Utility installations", nothing seems to exist that would permit nor prohibit anything from being installed within these areas, including mailboxes.

Bottom line, from a Planning and Zoning perspective, relative to Chapter 244, as nothing seems to exist on this matter, I have nothing to enforce.

Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W.Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Optimum" <kamkanis@optonline.net>
To: "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>, councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annleup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>
Sent: Sunday, April 23, 2017 10:38:12 AM
Subject: Re: Public property?

Hello, again!

Just wondering if these wires will be enforced like other structures on the ROW since the homeowners do not own that land. If mailboxes have to follow suit, then I'm sure other items would as well. If not, I can see this opening up a huge can of worms for other structures to be placed there.

Thank you!

Sent from my iPhone

On Apr 6, 2017, at 4:41 PM, Optimum <kamkanis@optonline.net> wrote:

Thank you for your replies and explanations. I'm not sure where this will end up as far as preventing these divisive boundary lines from being installed. Hopefully the tall poles won't end up being safety hazard and damage cars and property or hurt anyone if they fall during storms, etc.
I just can't believe these permanent structures do not fall under a category of things that are already regulated in the ROW.

With regards to the signage, I know there are realtors signs in the BW3 in the ROW area.

Thanks for your time and energy as you investigate this matter.
-Kelly Kanis

Sent from my iPhone

On Apr 6, 2017, at 10:03 AM, Jeff Purpuro
<jpurpuro@jacksontwpnj.net> wrote:

Ken,

While I'm looking into what can and/or cannot be installed within a public r.o.w., but may not be able to find it in the land use regulations, I need to take

exception to your thought that area between the sidewalk and street are owned by the homeowner. In most, if not all, cases, the property line ends before the sidewalk, and the sidewalk and curb are outside the property line, but needs to be maintained by the homeowner.

And while everyone places a mailbox within the r.o.w., there are specific conditions that allow for such installations, but again, won't be found in chapter 244 (land use regs.)

I will keep you informed. Thank you.

Jeffrey Purpuro
Jackson Township Zoning Officer
95 W. Veterans Hwy. Jackson, NJ 08527
732.928.1200 ext. 1240
732.928.1397 (fax)

From: "Kenneth Pieslak"
<kpieslak@jacksontwpnj.net>
To: "Optimum" <kamkanis@optonline.net>
Cc: councilmannixon@jacksontwpnj.net, "Michael Reina" <mikereina@jacksontwpnj.net>, councilmancalogero@jacksontwpnj.net, councilmanmartin@jacksontwpnj.net, councilmanbressi@jacksontwpnj.net, annieup@jacksontwpnj.net, "Helene Schlegel" <hschlegel@jacksontwpnj.net>, "Jeff Purpuro" <jpurpuro@jacksontwpnj.net>
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Code Compliance Supervisor
Jackson Township
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Cc: "Kenneth Pieslak" <kpieslak@jacksontwpnj.net>
Sent: Wednesday, April 5, 2017 4:45:27 PM
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To:
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Subject: Public
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Sincerely,
Kelly Kanis

<IMG_4523.JPG>

<IMG_4524.JPG>

Sent from my iPhone
