



Agenda
Meeting of the Municipal Council
Wednesday, June 8, 2022
REGULAR MEETING 6:00 PM

I. Executive Session - 4:00 p.m.

2022-249 Resolution Authorizing a meeting which excludes the public

A. Contract Negotiations

1. 40 Lake Avenue-Redeveloper Agreement

B. Public Safety

1. Police Department Monthly Report

C. Attorney-Client Privilege

II. Workshop Session - 6:00 p.m.

Call to Order/Roll Call

Silent Prayer/Moment of Reflection

Salute to the Flag

Announcement - Open Public Meetings Act

As to comply with the "Open Public Meetings Act," Chapter 231, P.L. 1975, adequate Notice of this meeting has been provided in the following manner: The Annual Notice was forwarded to the Asbury Park Press, The Coaster and The Star Ledger on January 7, 2022, and posted on the bulletin board the same date. All notices are on file with the City Clerk.

Special Event Applications:

Matters from City Council

Matters from City Manager

Matters from City Attorney

III. Regular Meeting

A. Public Participation

B. Minutes

- Municipal Council- Executive Meeting May 25, 2022 5:00 PM
- Municipal Council - Regular Meeting - May 25, 2022 6:00 PM

C. Consent Agenda Resolutions

All matters listed on the Consent Agenda are presented collectively to the City Council, and will be considered for approval with one vote. These matters are considered to be routine in nature, and there will be no individual discussion of these items. If discussion is desired by one or more Council member(s) as to any particular item(s), then said item(s) shall be removed from the Consent Agenda and considered separately.

2022-250 Resolution Approving Special Event Applications

2022-251 Resolution Approving 2022-2023 Alcoholic Beverage Control License for McLoone's Asbury Park, LLC.-d/b/a/ The Robinson Ale House/Supper Club/Iron Whale Restaurant in the City of Asbury Park, County of Monmouth, New Jersey

2022-252 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Raspberry Moon, Inc.-d/b/a/ Moonstruck Restaurant & lounge in the City of Asbury Park, County of Monmouth, New Jersey

2022-253 Resolution Approving 2022-2023 Alcoholic Beverage Control License for PF, LLC d/b/a/ Garcia Liquors/Tapatia in the City of Asbury Park, County of Monmouth, New Jersey

2022-254 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 1411 Kingsley Street, LLC, the City of Asbury Park, County of Monmouth, New Jersey

2022-255 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Pettibone Paradise, LLC, d/b/a Empress Hotel/Paradise in the City of Asbury Park, County of Monmouth, New Jersey

2022-256 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 934 SHIV, LLC.-d/b/a/ Lush in the City of Asbury Park, County of Monmouth, New Jersey

2022-257 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Iconic Saint Laurent, AP Drink LLC d/b/a Tides in the City of Asbury Park, County of Monmouth, New Jersey

2022-258 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Hemmings at Asbury, LLC.-d/b/a/ Pascal & Sabine in the City of Asbury Park, County of Monmouth, New Jersey

2022-260 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Akshay Enterprises-d/b/a/ Main Liquors in the City of Asbury Park, County of Monmouth, New Jersey

- 2022-261 Resolution Approving 2022-2023 Alcoholic Beverage Control License for RBAR AP, LLC in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-262 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 601-603 Liquor License Partnership, LLC, -d/b/a/ Barrio Costero in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-263 Resolution Approving 2022-2023 Alcoholic Beverage Control License for House of Independents, LLC in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-264 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Cookman Limited Liability Co. , -d/b/a/ Brandos Restaurant in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-265 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Asbury F&B , LLC-d/b/a/ The Berkeley Hotel in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-266 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 1101 Ocean Ave Venture, LLC in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-267 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 210 5th Ave. Venture Urban Renewal, LLC, D/B/A The Asbury Hotel in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-268 Resolution Approving 2022-2023 Alcoholic Beverage Control License for AP Restaurant III , LLC-d/b/a/ The Wonder Bar in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-269 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Stone Pony Liquor License , LLC-d/b/a/ The Stone Pony in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-270 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Cookman Restaurant Group, LLC d/b/a/ Cross & Orange in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-271 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Ohana Kitschen Company-d/b/a/ Langosta Lounge/Pop's Garage in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-272 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Asbury Pub , LLC-d/b/a/ The Brickwall Tavern and Dining Room in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-273 Resolution Approving 2022-2023 Alcoholic Beverage Control License for GTJM, Inc. in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-274 Resolution Approving 2022-2023 Alcoholic Beverage Control License for TBD, Inc.-d/b/a/ Taka Restaurant in the City of Asbury Park, County of Monmouth, New Jersey

D. Individual Resolutions

- 2022-275 Resolution Approving Payment of Bills
- 2022-259 Resolution Approving 2022-2023 Alcoholic Beverage Control License for AP Thirty Property Holdings, LLC-d/b/a/ Convention Hall Concessions (Beach Bar) in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-276 Resolution Authorizing the Purchase Two New GEM Vehicles for Transportation
- 2022-277 Resolution Authorizing the Purchase of Water and Ice Rescue Equipment
- 2022-278 Resolution Approving Change Order #4 for Bond Street Improvements Project
- 2022-279 Resolution Awarding a Bid for the Transportation of Liquid Sewage Sludge from AP Waste Water Treatment Plant to PVSC
- 2022-280 Resolution Authorizing the Firm of Kyle + Mcmanus Associates, LLC To Perform Certain Additional Professional Planning Services Relating to Affordable Housing
- 2022-281 Resolution Awarding a Contract to Millennium Communications Group for a Security Camera with Community Development Block Grant Funds
- 2022-282 Resolution Awarding a Contract to Provide Fire Department Uniforms for 2022
- 2022-283 Resolution Authorizing the Annual Renewal of Gunfire Technology with ShotSpotter
- 2022-284 Resolution to Credit Sewer Account with Erroneous Reading by NJ American Water for Property Located at 135 Elizabeth Avenue, Block 1003 Lot 59

E. Ordinances

1. Introduction

- 2022-10 Ordinance of The City of Asbury Park Establishing Certain Parking Regulations, And Amending and Supplementing Section 7-41.5, Entitled “Residential and Employee Permit Schedules, Fees and Regulations,” Of Chapter VII, “Traffic,” Of The “Code of The City of Asbury Park,” Regarding Residential Parking Permit Eligibility

2. Second Reading/Public Hearing

- 2022-7 An Ordinance Amending and Supplementing The “Code of The City of Asbury Park, New Jersey,” In Order to Repeal the Existing Provisions of Chapter 24, Entitled “Flood Damage Prevention,” In Their Entirety, And Establish A New Chapter 24 Thereof Concerning “Flood Damage Prevention”.
- 2022-8 Bond Ordinance Providing for Various Transportation Utility Improvements, By and In the City of Asbury Park, In the County of Monmouth, State Of New Jersey; Appropriating \$4,500,000 Therefor

(Including Grants from The New Jersey Department of Transportation in The Aggregate Amount Of \$917,432) And Authorizing the Issuance of \$4,500,000 In Bonds or Notes to Finance the Cost Thereof

2022-9 Ordinance Of The City Of Asbury Park Establishing Certain Traffic Regulations And Amending And Supplementing Chapter VII, Entitled “Traffic,” Of The “Code Of The City Of Asbury Park,” Regarding The City Hall Municipal Parking Lot

F. Adjournment

**RESOLUTION NO. 2022-249****RESOLUTION AUTHORIZING A MEETING WHICH EXCLUDES THE PUBLIC**

BE IT RESOLVED by the Mayor and Council of the City of Asbury Park that this body will hold a meeting on June 8, 2022 at 6:00 PM in the Council Chambers located at 1 Municipal Plaza, Asbury Park, New Jersey, that will be limited only to consideration of an items or items with respect to which the public may be excluded pursuant to section 7b of the Open Public Meetings Act.

The general nature of the subject or subjects to be discussed are as follows:

A. Contract Negotiations:

1. 40 Lake Avenue-Redeveloper Agreement

B. Attorney Client Privilege:

The public is excluded from said meeting, and further notice is dispensed with, all in accordance with section 8 and 4a of the Open Public Meetings Act.

MELODY HARTSGROVE
CITY CLERK



Minutes
Meeting of the Municipal Council
Wednesday, May 25, 2022
REGULAR MEETING

Executive Session - 5:00 p.m.

2022-232 Resolution Authorizing a meeting which excludes the public

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Moor, Mayor
SECONDER:	Jesse Kendle, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

Workshop Session - 6:00 p.m.

Call to Order/Roll Call

Attendee Name	Title	Status	Arrived
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Jesse Kendle	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Melody Hartsgrove	City Clerk	Present	
Donna Vieiro	City Manager	Present	
Frederick Raffetto	City Attorney	Present	

City Clerk Melody Hartsgrove called the meeting to order at 6:00 PM.

Silent Prayer/Moment of Reflection

Salute to the Flag

Announcement - Open Public Meetings Act

SPECIAL EVENT APPLICATIONS:

Director of Recreation, Leesha Floyd presented Special Events applications to Mayor and Council.

ITEMS TO BE PRESENTED: ASBURY PARTNERS, LLC

Minutes Acceptance: Minutes of May 25, 2022 6:00 PM (Minutes)

1. Presentation by Asbury Partners LLC regarding proposed development at Block 3801, Lots 1.02, 1.04; 320 Asbury Avenue and Block 3904, Lot 1; 110 First Avenue

Asbury Partners LLC presented proposed development plans for 320 Asbury Avenue and 110 First Avenue.

Matters from City Council

Council member Chapman stated, our Participatory Budget Committee has been out interacting with members of the community. As you know the city has designated \$250,000 for capital projects to improve community spaces. The deadline is July 31, 2022. All of the projects that come in will be voted on by residents of the entire city. Those that are chosen will be adopted in to the city council's budget for the following year. We have cards here with the QR code that will help you to submit projects. Get out there and submit some projects to us, we want to see what people want in the city, what improvements we want. I'm going to leave some cards up here, but the committee members will also be out in the community talking to people and helping them through the process.

Council member Clayton stated, good evening, I don't have anything special to say except my heart goes out to the families impacted by the recent violence. It is up to all of us to make sure our voices are heard and that our elected officials do the things that we want them to do.

Council member Kendle stated, I would like to take a moment and of your time, and whenever you're in private to pray for the City of Asbury Park. Pray for our police officers. Pray that things go right. As you know our nearby city had problems our police department and city council is up on that. So do what you can in your heart to just say a prayer and keep the prayer rolling. A few other things I would like to talk about is we always talk about, if you see something say something. On one occasion I witnessed and I have talked to numerous neighbors about locking your car up. We have a lot of people, new people coming to Asbury Park and they have a tendency to check your locks. It happened on my street this past week, but I don't know why in the world they called me at 11:00 in the morning with their new people in the area. I'm saying to call the police, and a lot of people are hesitant to call the police. For some reason I do not know, but do that. Another thing I would like to talk about is we have a lot of dogs in our community. A lot of people love dogs, I have a dog myself. But a lot of people when you say "curb your dog," I think they forget about picking up after your dog. A lot of complaints have come to me talking about picking up the poop. So just a couple things to notice and think about it and do what you can. Spread the news.

Deputy Mayor Quinn had no matters at this time.

Mayor Moor had no matters at this time.

Matters from City Manager

City Manager Donna Vieiro had no matters at this time.

Matters from City Attorney

City Attorney, Frederick Raffetto had no matters at this time.

PUBLIC PARTICIPATION

A motion was made by Council member Chapman and seconded by Council member Kendle to open the meeting to the public. All were in favor. The following members of the public spoke: Kamil Warriah made a comment about an FOB member Craig Briner; Pam Lamberton made a comment about the Technical Review Committee; Rita Marano made a comment about sidewalk space at the Asbury Ale House, garbage cans on Cookman Avenue, and the Asbury Park Library; Laura Chapman made a comment about resident parking on Park Avenue; Louise Murray made a comment about the LGBT Flag; Tim Clayton asked a question regarding the direction of the City; Annette Harrell made a comment about cap and gowns for middle school graduates and Black history being taught in the school system; Linda Lahey made a comment about speeding vehicles, pot holes, and unpaved streets on 5th Avenue.

A motion to close the meeting to the public was made by Mayor Moor and seconded by Council member Chapman . All were in favor.

MINUTES

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

1. Municipal Council-Executive Meeting May 11, 2022, 4:00 PM
2. Municipal Council - Regular Meeting - May 11, 2022 6:00 PM **Accepted**

CONSENT AGENDA RESOLUTIONS

Council member Chapman abstained from Music Mondays application on RES 2022-234.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2022-234 Resolution Approving Special Event Applications

2022-235 Resolution Authorizing the Display of An Organizational Flag (Celebrating LGBTQ Pride Month) On A City Flagpole

2022-236 Resolution Authorizing the Mayor & City Council to Execute a Discharge of Mortgage for Elizabeth Johnson for Property Located at 1209 Summerfield Avenue, Asbury Park

2022-237 Resolution Authorizing the Mayor & City Council to Execute a Discharge of Mortgage for Lenbergh Hobson for Property Located at 209 Elizabeth Avenue, Asbury Park

Minutes Acceptance: Minutes of May 25, 2022 6:00 PM (Minutes)

- 2022-238 Resolution Authorizing the Mayor & City Council to Execute a Discharge of Mortgage for Patrick Parker for Property located at 1025-1027 Monroe Avenue, Asbury Park
- 2022-239 Resolution Authorizing the Mayor & City Council to Execute a Discharge of Mortgage for Arnold D. & Madelne Fiorillo for Property located at 1705 Fourth Avenue, Asbury Park
- 2022-240 Resolution Authorizing the Mayor & City Council to Execute a Discharge of Mortgage for Jean Day Property Located at 1216 Fourth Avenue, Asbury Park
- 2022-248 Resolution Amending Resolution 2021-307 Liquor License Renewal for 1303-33-013-001 Monmouth Lodge #122, IBPOE

INDIVIDUAL RESOLUTIONS

- 2022-233 Resolution Approving Payment of Bills

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

- 2022-241 Resolution Authorizing the Purchase of Electrical Supplies Needed at Sunset Park

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

- 2022-242 Resolution Authorizing Purchase of Wristbands for the Beach Department

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

- 2022-243 Resolution Authorizing the Purchase of Fire Department Supplies & Equipment from New Jersey Fire Equipment Company with Community Development Block Grant Funds

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

- 2022-244 Resolution Authorizing Transmission Repairs to Kubota #3 at the Department of Public Works

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2022-245 Resolution Authorizing a Professional Services Contract to T&M Associates for Roadway Improvements at Monroe Avenue, Comstock Street and Eight Avenue

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2022-246 Resolution Authorizing a Professional Services Contract to The Rodger's Group for Police Training

RESULT:	ADOPTED [4 TO 1]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Yvonne Clayton, Jesse Kendle, Amy Quinn
NAYS:	John Moor

2022-247 Resolution Amending a Contract with ENGenuity Infrastructure for Wastewater Treatment Plant Review and Alternative Analysis to Include Laboratory Sampling and Testing Costs

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

ORDINANCES

Introduction

2022-7 An Ordinance Amending and Supplementing The “Code of The City of Asbury Park, New Jersey,” In Order to Repeal the Existing Provisions of Chapter 24, Entitled “Flood Damage Prevention,” In Their Entirety, And Establish A New Chapter 24 Thereof Concerning “Flood Damage Prevention”.

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 6/8/2022 6:00 PM
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2022-8 Bond Ordinance Providing for Various Transportation Utility Improvements, By and In the City of Asbury Park, In the County of Monmouth, State Of New Jersey; Appropriating \$4,500,000 Therefor (Including Grants from The New Jersey Department of Transportation in The Aggregate Amount Of \$917,432) And Authorizing the Issuance of \$4,500,000 In Bonds or Notes to Finance the Cost Thereof

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 6/8/2022 6:00 PM
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Jesse Kendle, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2022-9 Ordinance Of The City Of Asbury Park Establishing Certain Traffic Regulations And Amending And Supplementing Chapter Vii, Entitled “Traffic,” Of The “Code Of The City Of Asbury Park,” Regarding The City Hall Municipal Parking Lot

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 6/8/2022 6:00 PM
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Jesse Kendle, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

Second Reading/Public Hearing

2022-6 An Ordinance Establishing a Restricted Parking Space for use by Handicapped Persons at Property Located at 1508 Grand Avenue, in the City of Asbury Park, and Amending and Supplementing Section 7-36, Entitled, “Handicapped Parking,” of Chapter VII, “Traffic,” of the “Revised General Ordinances of the City of Asbury Park, New Jersey.”

A motion to open 2022-6 to the public was made by Deputy Mayor Quinn and seconded by Council member Chapman. All were favor. No members of the public spoke.

A motion to close 2022-6 to the public was made by Council member Chapman and seconded by Deputy Mayor Quinn. All were in favor.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

ADJOURNMENT

The meeting was adjourned at 7:29 PM

A motion to close the meeting was made by Council member Chapman and seconded by Deputy Mayor Quinn. All were in favor.

Meeting adjourned at 7:29PM

Respectfully submitted by:

Melody Hartsgrrove, Deputy City Clerk

Minutes Acceptance: Minutes of May 25, 2022 6:00 PM (Minutes)



RESOLUTION NO. 2022-250

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING SPECIAL EVENT APPLICATIONS

WHEREAS, at work session meeting of the Mayor and Council held on June 8, 2022 the following Special Events Applications were presented for approval by the Director of Recreation:

1. Kona Brewing Beach Cleanup
2. Madison Marquette Beach Cleanup

WHEREAS, the Mayor and Council have determined to approve said applications, so long as all requirements of the City's "Special Events" Ordinance (Section 4-10 of the City Code) have been satisfied by the respective applicants, as well as any other requirements imposed by the City's Police Department and/or Special events Committee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park, in the County of Monmouth, State of New Jersey, that all the above referenced Special Events Applications are hereby approved, so long as all requirements of the City's "Special Events" Ordinance (Section 4-10 of the City Code) have been satisfied by the respective applicants, as well as any other requirements imposed by the City's Police Department and/or Special events Committee.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-250 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK

SPECIAL EVENT APPLICATION FORM

Please complete the following information as required by City Ordinance 2021-6 General Licensing: 4-10

All applications and appropriate application fees are to be received by the Asbury Park Special Events Department no less than 30 days prior to the event for which the permit is being requested. Application fees are non-refundable. Applications should be emailed to: Leesha.floyd@cityofasburypark.com (732-502-5759) or mailed to the Department of Special Events 1 Municipal Plaza Asbury Park, NJ 07712 Attn: Leesha Floyd.

- All applications must be reviewed by the Special Events Committee. This may require the organizer/applicant to attend one or more special event meetings.
- Applications must be formally approved by the City Council after initial approval from the Special Events Committee.
- A refundable \$500.00 deposit may be required in connection with events held on City property in case of damage.
- A certificate of insurance naming the City of Asbury Park (1 Municipal Plaza Asbury Park, NJ 07712) its officers, employees, contractors, agents and representatives harmless from and against any and all liability. Minimum liability coverage of one million dollars (for some events more coverage will be required) must be provided 10 days prior to event. The applicant name/organization on insurance must match the applicant name/organization completing the application.

All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: _____ June 9th, 2022 _____

Rain Date: _____ N/A _____

Time of Event: _____ 5:00pm _____ to _____ 6:00pm _____
time: _____ N/A _____

Setup time: _____ 4:30pm _____ Break-down

Name of Event: _____ Kona Brewing Co. Catch a Clean Wave

Beach Cleanup

Location of Event: _____ Asbury Park Beach _____

Type of Event (check all that apply):

☐ Festival☐ Parade☐ Foot Race☐ Wedding*☒ Beach Event☐ Concert☐ Bike Ride/Race☐ Triathlon☐ Multi Day Event☐ Rally/Demonstration☐ Swim Event☐ Other: _____ Clean up _____



*Wedding applicants only need to complete page 6.

APPLICANT INFORMATION

1. Name of Applicant/Organization: _____ Jordyn Fekete, Kona Brewing Co.
2. Address of Applicant: _____ 868 N West Knoll Dr, West Hollywood, CA 90069
3. Telephone #: 9084776369 Cell Phone #: _____ E-mail: _____
kona@curichweiss.com
4. Is your organization non-profit? ☐ No ☐ If so, please provide Tax ID# _____
Please attach a copy of your non-profit certificate to the application
5. Describe in detail the type of event you want to stage: _____ As part of Kona Brewing Co.'s Catch a Clean Wave program, we will be hosting a beach clean up in different cities along the east coast. On June 9th, we'll be at Asbury Park. Kona representatives, along with consumers who are invited to join via social media, will be walking the beach with gloves and bags to pick up trash in an attempt to leave the beach cleaner than it was.
6. Estimated attendance: 30
7. ☐ YES ☐ NO Will drones be a part of your event?
8. ☐ YES ☐ NO Will there be music or amplified sound associated with your event?
If Yes, please explain what type of amplification will be used: _____

(speakers must be pointed towards the ocean, away from residential housing. No amplified music after 10pm.)
9. ☐ YES ☒ NO Will alcohol be served, sold, distributed or consumed at this event?
If yes, applicant will need to apply for a social affairs permit or catering permit through the State. This should be done at least 15 business days prior to the event. City of AP off duty police officers will be required to be hired. Please include a detailed site plan of the alcohol service area.
10. ☐ YES ☐ NO Is there an admission charge? If yes, how much? _____
11. ☐ YES ☐ NO Is there a vendor charge? If yes, how much? _____
12. ☐ YES ☐ NO Has this event been held in the past?

If Yes, please answer the following questions:

- Date of last event? _____
- Location _____
- Contact person: _____
- Email _____ Phone # _____



13. ☐ YES ☐ NO Will you be hiring a licensed professional security company?

If Yes, please complete:

Company Name: _____ Contact name: _____
 Phone #: _____ Cell #: _____
 Email address: _____

The Asbury Park Police Department will review all security plans. Plans must meet city, state and Homeland Security guidelines and policies. SORA (Security Officer's Registration Act) license required for all security companies. A copy the of the security company's contract may be requested.

14. ☐ YES ☐ NO Do you intend to hire Asbury Park Officers for your event?

If yes, how many? _____ AP Police Department will review application and determine if and how many officers need to be hired.

15. ☐ YES ☐ NO Will you have sponsors for your event? If so, Please list below them:

Photos of sponsor advertisement will need to be provided

16. ☐ YES ☐ NO Will food be provided? All food vendors should contact the Fire Department to determine if any fire permits are required. The Monmouth County Health Department will be on site to inspect all food vendors to ensure proper protocols are in place and being followed. (See attached form from Monmouth County Health Dept)

17. ☐ YES ☐ NO Will you be hiring EMTs? AP Fire Department will review application and determine if and how many EMTs need to be hired.

18. ☐ YES ☐ NO Will you be hiring lifeguards? AP Beach Safety Supervisor will determine if and how many lifeguards will need to be hired.

19. ☐ YES ☐ NO Does your event have any tents or canopies?

- ☐ Tents ☐ Canopies
- If yes, how many? _____ Sizes(sq ft) _____

All events utilizing tents and/or canopies should contact the Fire Department to determine if any fire permits are required



20. ☐ YES ☐ NO Will street closures be required? If yes, please identify what streets and the times the closure required _____

AP City ordinance requires the hiring of an off duty officers if a street is closed. Additional charges will include barricades and street blocking fee (see fee schedule)

21. ☐ YES ☐ NO Will electricity be needed? If yes, explain how will this be provided: _____

Generators require a permit from the Construction department

22. ☐ YES ☐ NO Will this event have staging or platforms? If Yes, please provide the following:

- Size and Height of stage or platform _____
- Name of stage provider _____

Depending on the size of the stage our construction department may require engineering reports & permits

23. ☐ YES ☐ NO Will you require reserved parking spaces for your event?

If yes, how many: _____ and where _____

Please visit www.cityofasburypark.com to purchase reserved parking spaces.

24. ☐ YES ☐ NO Will any area be fenced off? Please explain _____

Name of Fence Provider: _____

Be sure to request a sprinkler head map for City parks.

25. ☐ YES ☐ NO Do you plan to provide portable restrooms? If yes, how many? _____

Number of ADA restrooms _____. Please indicate on your site plan where these restrooms will be located. Estimated # of units: up to 500 people-5 units; 1000 people- 8 units; 2500 people-15 units

➤ Restroom Provider: _____

26. ☐ YES ☐ NO Will you have your own cleanup crew? # _____

If trash, food debris or anything else is left behind from your event, security deposit will be forfeited

27. ☐ YES ☐ NO Will you hire DPW staff to cleanup? See fee schedule for fees. Depending on the event, The City reserves the right to require DPW staff be hired. Certain venues require the hiring of DPW staff

28. ☐ YES ☐ NO Will you require use of the City's trash cans? If yes, how many? __2__

☐ YES ☐ NO Recyclable cans? _____ If yes, how many? _____

Recycling is required at all events. Failure to do so may result in State and local fines



29. ☐ YES ☐ NO Will you be renting a dumpster? If yes, what size: _____
 How many: _____ Delivery Date: _____ Pickup Date: _____ Please indicate
 on your site plan where dumpsters will be located.
 ➤ Name of Company providing dumpster: _____

30. Please explain how you will provide cleanup, disposal and removal of trash and debris
 associated your event:

We will consolidate our picked up trash and dispose at a public trash bin.

As mentioned on page 1, a \$500 refundable deposit(refunds will take at least 4 weeks to receive) will
 required for all events held on City property. Deposit is forfeited if debris, trash, recyclables etc. are
 not removed. The applicant is responsible for all cleanup of any items associated with your event.
 The City will provide trash and recyclable containers for your use.

All fees and are estimated only may be adjusted as needed.

The City reserves the right to revoke the permit for the following reasons including but not limited
 to: the nature of the event changes or expands without consent of the City; if State or Federal
 Executive Orders prohibits events from occurring; public safety or health are called into question;
 proper permits are not obtained by applicant; if all fees are not paid in full and insurance is not
 provided 10 days prior to the event.

 Signature of Applicant

 Date

 Printed Name of Applicant

 Title



Wedding Ceremony Application



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK

SPECIAL EVENT APPLICATION FORM

Please complete the following information as required by City Ordinance 2021-6 General Licensing: 4-10

All applications and appropriate application fees are to be received by the Asbury Park Special Events Department no less than 30 days prior to the event for which the permit is being requested. Application fees are non-refundable. Applications should be emailed to: Leesha.floyd@cityofasburypark.com (732-502-5759) or mailed to the Department of Special Events 1 Municipal Plaza Asbury Park, NJ 07712 Attn: Leesha Floyd.

- All applications must be reviewed by the Special Events Committee. This may require the organizer/applicant to attend one or more special event meetings.
- Applications must be formally approved by the City Council after initial approval from the Special Events Committee.
- A refundable \$500.00 deposit may be required in connection with events held on City property in case of damage.
- A certificate of insurance naming the City of Asbury Park (1 Municipal Plaza Asbury Park, NJ 07712) its officers, employees, contractors, agents and representatives harmless from and against any and all liability. Minimum liability coverage of one million dollars (for some events more coverage will be required) must be provided 10 days prior to event. The applicant name/organization on insurance must match the applicant name/organization completing the application.

All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: 06/14/22 Rain Date: None

Time of Event: 10 am to 1 pm Setup time: N/A Break-down time: N/A

Name of Event: Madison Marquette Beach Clean Up

Location of Event: Asbury Park Beach (1st to 7th Ave)

Type of Event (check all that apply):

- | | | |
|--|---|--|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☒ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | ☐ Other: _____ |

*Wedding applicants only need to complete page 6.



APPLICANT INFORMATION

1. Name of Applicant/Organization: Madison Marquette
2. Address of Applicant: 1300 Ocean Ave, Suite M1, Asbury Park, NJ 07712
3. Telephone #: 732-897-6521 Cell Phone #: 412-335-4640 E-mail: aleopold@mmrs.com
4. Is your organization non-profit? No If so, please provide Tax ID# _____
Please attach a copy of your non-profit certificate to the application
5. Describe in detail the type of event you want to stage: Madison Marquette's employees
will be conducting a beach clean up as a corporate event.

6. Estimated attendance: _____
7. ☐ YES ☒ NO Will drones be a part of your event?
8. ☐ YES ☒ NO Will there be music or amplified sound associated with your event?
If Yes, please explain what type of amplification will be used: _____

(speakers must be pointed towards the ocean, away from residential housing. No amplified music after 10pm.)

9. ☐ YES ☒ NO Will alcohol be served, sold, distributed or consumed at this event?
If yes, applicant will need to apply for a social affairs permit or catering permit through the State. This should be done at least 15 business days prior to the event. City of AP off duty police officers will be required to be hired. Please include a detailed site plan of the alcohol service area.
10. ☐ YES ☒ NO Is there an admission charge? If yes, how much? _____
11. ☐ YES ☒ NO Is there a vendor charge? If yes, how much? _____
12. ☐ YES ☒ NO Has this event been held in the past?

If Yes, please answer the following questions:

- Date of last event? _____
- Location _____
- Contact person: _____
- Email _____ Phone # _____



13. ☐ YES ☒ NO Will you be hiring a licensed professional security company?

If Yes, please complete:

Company Name: _____ Contact name: _____

Phone #: _____ Cell #: _____

Email address: _____

The Asbury Park Police Department will review all security plans. Plans must meet city, state and Homeland Security guidelines and policies. SORA (Security Officer's Registration Act) license required for all security companies. A copy the of the security company's contract may be requested.

14. ☐ YES ☒ NO Do you intend to hire Asbury Park Officers for your event?

If yes, how many? _____ AP Police Department will review application and determine if and how many officers need to be hired.

15. ☐ YES ☒ NO Will you have sponsors for your event? If so, Please list below them:

Photos of sponsor advertisement will need to be provided

16. ☐ YES ☒ NO Will food be provided? All food vendors should contact the Fire Department to determine if any fire permits are required. The Monmouth County Health Department will be on site to inspect all food vendors to ensure proper protocols are in place and being followed. (See attached form from Monmouth County Health Dept)

17. ☐ YES ☒ NO Will you be hiring EMTs? AP Fire Department will review application and determine if and how many EMTs need to be hired.

18. ☐ YES ☒ NO Will you be hiring lifeguards? AP Beach Safety Supervisor will determine if and how many lifeguards will need to be hired.

19. ☐ YES ☒ NO Does your event have any tents or canopies?

• ☐ Tents ☐ Canopies

• If yes, how many? _____ Sizes(sq ft) _____

All events utilizing tents and/or canopies should contact the Fire Department to determine if any fire permits are required



20. ☐ YES ☒ NO Will street closures be required? If yes, please identify what streets and the times the closure required _____

AP City ordinance requires the hiring of an off duty officers if a street is closed. Additional charges will include barricades and street blocking fee (see fee schedule)

21. ☐ YES ☒ NO Will electricity be needed? If yes, explain how will this be provided: _____

Generators require a permit from the Construction department

22. ☐ YES ☒ NO Will this event have staging or platforms? If Yes, please provide the following:

- Size and Height of stage or platform _____
- Name of stage provider _____

Depending on the size of the stage our construction department may require engineering reports & permits

23. ☐ YES ☒ NO Will you require reserved parking spaces for your event?

If yes, how many: _____ and where _____

Please visit www.cityofasburypark.com to purchase reserved parking spaces.

24. ☐ YES ☒ NO Will any area be fenced off? Please explain _____

Name of Fence Provider: _____

Be sure to request a sprinkler head map for City parks.

25. ☐ YES ☒ NO Do you plan to provide portable restrooms? If yes, how many? _____

Number of ADA restrooms _____. Please indicate on your site plan where these restrooms will be located. Estimated # of units: up to 500 people-5 units; 1000 people- 8 units; 2500 people-15 units

➤ Restroom Provider: _____

26. ☒ YES ☐ NO Will you have your own cleanup crew? # All attendees
If trash, food debris or anything else is left behind from your event, security deposit will be forfeited

27. ☐ YES ☒ NO Will you hire DPW staff to cleanup? See fee schedule for fees. Depending on the event, The City reserves the right to require DPW staff be hired. Certain venues require the hiring of DPW staff

28. ☐ YES ☒ NO Will you require use of the City's trash cans? If yes, how many? _____

☐ YES ☒ NO Recyclable cans? _____ If yes, how many? _____

Recycling is required at all events. Failure to do so may result in State and local fines



29. ☐ YES ☒ NO Will you be renting a dumpster? If yes, what size: _____
 How many: _____ Delivery Date: _____ Pickup Date: _____ Please indicate
 on your site plan where dumpsters will be located.
 ➤ Name of Company providing dumpster: _____

30. Please explain how you will provide cleanup, disposal and removal of trash and debris
 associated your event:

All trash collected during the beach clean up will be disposed of in the Madison Marquette dumpsters
currently servicing the boardwalk buildings.

As mentioned on page 1, a \$500 refundable deposit(refunds will take at least 4 weeks to receive) will
 required for all events held on City property. Deposit is forfeited if debris, trash, recyclables etc. are
 not removed. The applicant is responsible for all cleanup of any items associated with your event.
 The City will provide trash and recyclable containers for your use.

All fees and are estimated only may be adjusted as needed.

The City reserves the right to revoke the permit for the following reasons including but not limited
 to: the nature of the event changes or expands without consent of the City; if State or Federal
 Executive Orders prohibits events from occurring; public safety or health are called into question;
 proper permits are not obtained by applicant; if all fees are not paid in full and insurance is not
 provided 10 days prior to the event.

Austin Leopold
 Signature of Applicant

05/16/22

Date

Austin Leopold
 Printed Name of Applicant

Property Manager
 Title



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-251

Resolution Approving 2022-2023 Alcoholic Beverage Control License for McLoone's Asbury Park, LLC.-d/b/a/ The Robinson Ale House/Supper Club/Iron Whale Restaurant in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-251

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR MCLOONE'S ASBURY PARK, LLC.-D/B/A/ THE ROBINSON ALE HOUSE/SUPPER CLUB/IRON WHALE RESTAURANT IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-056-008 McLoones's Asbury Park, LLC. d/b/a Robinson Ale House/Supper Club/ Iron Whale Restaurant; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-056-008 McLoones Asbury Park, LLC. (d/b/a The Robinson Ale House/Supper Club/Iron Whale Restaurant, 1213 Boardwalk Avenue)

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-251 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-252

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Raspberry Moon, Inc.-d/b/a/ Moonstruck Restaurant & lounge in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-252

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR RASPBERRY MOON, INC.-D/B/A/ MOONSTRUCK RESTAURANT & LOUNGE IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-042-006 Raspberry Moon, Inc. d/b/a Moonstruck Restaurant & Lounge; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-042-006 Raspberry Moon, Inc.
(d/b/a Moonstruck Restaurant & Lounge, 517 Lake Ave, Asbury Park, NJ)

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-252 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-253

Resolution Approving 2022-2023 Alcoholic Beverage Control License for PF, LLC d/b/a/ Garcia Liquors/Tapatia in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-253

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR PF, LLC D/B/A/ GARCIA LIQUORS/TAPATIA IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-32-001-010 PF, LLC d/b/a Garcia Liquors/Tapatia; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-32-001-010 PF, LLC. d/b/a Garcia Liquors/Tapatia-705-707 Main Street, Asbury Park

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-253 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-254

Resolution Approving 2022-2023 Alcoholic Beverage Control License for 1411 Kingsley Street, LLC, the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-254

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR 1411 KINGSLEY STREET, LLC, THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-037-008; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-037-008 1411 Kingsley Street, LLC.
(1409 Kingsley Street, Asbury Park, NJ)

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-254 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-255

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Pettibone Paradise, LLC, d/b/a Empress Hotel/Paradise in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-255

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR PETTIBONE PARADISE, LLC, D/B/A EMPRESS HOTEL/PARADISE IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-36-068-002, Pettibone Paradise LLC d/b/a The Empress Hotel/Paradise; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, that the Alcoholic Beverage License be granted with the following special conditions imposed by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, and that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

**1303-36-068-002 Pettibone Paradise, LLC 101 Asbury Ave. The Empress
Hotel/Paradise**

1. The security and bar staff shall clean sidewalks and curbs adjacent to the property nightly after club nights and in the morning following club nights.
2. The establishment must adhere to the Property Maintenance Code, Chapter XIII of the City Code.

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-255 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-256

Resolution Approving 2022-2023 Alcoholic Beverage Control License for 934 SHIV, LLC.-
d/b/a/ Lush in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-256

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR 934 SHIV, LLC.-D/B/A/ LUSH IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-44-011-012 d/b/a Lush; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-44-011-012 (d/b/a LUSH, 700 Cookman Ave, Asbury Park, NJ)

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-256 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-257

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Tides in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-257

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR ICONIC SAINT LAURENT, AP DRINK LLC D/B/A TIDES IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-053-1011. Iconic Saint Laurent, AP Drink LLC ; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-053-011 Iconic Saint Laurent, AP Drink LLC d/b/a Tides
408 Seventh Avenue

*Special Condition: - Liquor may be consumed but not served on the porch area.

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-257 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-258

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Pascal & Sabine in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-258

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR HEMMINGS AT ASBURY, LLC.-D/B/A/ PASCAL & SABINE IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-055-004 Hemmings at Asbury, LLC d/b/a Pascal & Sabine; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-055-004 Hemmings at Asbury, LLC. -d/b/a Pascal & Sabine
601 Bangs Avenue, Asbury Park, New Jersey 07712

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-258 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-260

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Main Liquors in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-260

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR AKSHAY ENTERPRISES-D/B/A/ MAIN LIQUORS IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-32-010-008, Akshay Enterprises. d/b/a Main Liquors; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following special conditions:

1. The Applicant accepts the renewal of the license on condition that they will not sell for consumption on the licensed premises any alcoholic beverages by the glass or other open receptacle and will only sell alcoholic beverages in original containers for consumption off the licensed premises.
2. This condition is to apply to said premises as long as said premises shall be licensed for sale of alcoholic beverages.
3. All transfer or renewals of said license for said premises shall be subject to the same conditions.

1303-32-010-008, Akshay Enterprises. -d/b/a Main Liquors, 1002 Main Street, Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-260 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-261

Resolution Approving 2022-2023 Alcoholic Beverage Control License for R BAR in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-261

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR RBAR AP, LLC IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-029-008 RBAR AP, LLC;
and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-029-008- RBAR AP, LLC- 114 Main Street, Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-261 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-262

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Barrio Costero Restaurant in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-262

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR 601-603 LIQUOR LICENSE PARTNERSHIP, LLC, -D/B/A/ BARRIO COSTERO IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-32-060-016, 601-603 Liquor License Partnership, LLC. d/b/a Barrio Costero; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

WHEREAS, the following existing special conditions will remain in place;

*Special Condition: 1. The premises for which this license is issued shall continue to be operated as a bona fide Hotel or Motel of One Hundred (100) rooms or more and any transfers or renewals of said license shall be subject to the same condition.

1303-32-060-016 601-603 Liquor License Partnership, LLC d/b/a Barrio Costero, 601-603 Mattison Avenue, Asbury Park, NJ 07712

*Special Condition: 75% of the floor space must be for food service. *

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-262 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-263

House of Independents Liquor License Renewal for the 2022-2023 term.



RESOLUTION NO. 2022-263

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR HOUSE OF INDEPENDENTS, LLC IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-054-009 House of Independents, LLC; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-054-009- House of Independents, LLC- 550-572 Cookman Ave, Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-263 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-264

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Brandos Restaurant in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-264

**City of Asbury Park
County of Monmouth
State of New Jersey**

**RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL
LICENSE FOR COOKMAN LIMITED LIABILITY CO. , -D/B/A/ BRANDOS
RESTAURANT IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW
JERSEY**

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-006-009, Cookman Limited Liability Co. d/b/a Brandos Restaurant; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

WHEREAS, the following existing special conditions will remain in place;

*Special Condition: 1. The premises for which this license is issued shall continue to be operated as a bona fide Hotel or Motel of One Hundred (100) rooms or more and any transfers or renewals of said license shall be subject to the same condition.

1303-33-006-009 Cookman, LLC 162-166 Main Street *Brando's

Special Condition: 75% of the floor space must be for food service.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-264 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-265

Resolution Approving 2022-2023 Alcoholic Beverage Control License for The Berkeley Hotel in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-265

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR ASBURY F&B , LLC-D/B/A/ THE BERKELEY HOTEL IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-36-066-003, Asbury F&B, LLC d/b/a The Berkeley Hotel; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

WHEREAS, the following existing special conditions will remain in place;

1303-36-066-003 Asbury F&B, LLC 1401 Ocean Ave. *The Berkeley Hotel

*Special Condition: 1. The premises for which this license is issued shall continue to be operated as a bona fide Hotel or Motel of One Hundred (100) rooms or more and any transfers or renewals of said license shall be subject to the same condition.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-265 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-266

Resolution Approving 2022-2023 Alcoholic Beverage Control License for 1101 Ocean Ave Venture, LLC in the City of Asbury Park, County of Monmouth, New Jersey. Asbury Ocean Club Hotel



RESOLUTION NO. 2022-266

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR 1101 OCEAN AVE VENTURE, LLC IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-008-011, 1101 Ocean Ave Venture LLC; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-008-011 1101 Ocean Ave Venture, LLC- Asbury Ocean Club Hotel 1100 Ocean Avenue, Asbury Park, NJ.

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-266 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-267

Resolution Approving 2022-2023 Alcoholic Beverage Control License for The Asbury Hotel in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-267

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR 210 5TH AVE. VENTURE URBAN RENEWAL, LLC, D/B/A THE ASBURY HOTEL IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, 210 5th Ave. Venture Urban Renewal LLC (with its member Si Op Co AP LLC) (the “**Licensee**”) is the holder of license number 1303-36-069-002 which is a hotel exception license for a facility containing 100 or more sleeping rooms pursuant to N.J.S.A. 13:1-12.20 (the “**License**”); and

WHEREAS, the licensed premises presently consist of the hotel, known as The Asbury, located at 210 Fifth Avenue, Block 4104, Lot 13, and, the entertainment venue commonly known as Asbury Lanes which is on a portion of the adjoining property being 209 Fourth Avenue, Block 4104, Lot 9, and which is connected to the hotel structure by an enclosed passageway (the “**Licensed Premises**”); and

WHEREAS, the Licensee has filed an application for a License renewal for the 2022-2023 Licensing Term, submitted the requisite application fees, received tax clearance, and the Asbury Park Police Department has undertaken its review and issued its report dated _____ 2022; and

WHEREAS, the City Council reviewed the application and the Police Department’s report at its May 5 2021, and no written objections pursuant to N.J.A.C. 13:2-2.7 were received;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asbury Park, in the County of Monmouth, State of New Jersey, acting as the local alcoholic beverage control board, approves the License renewal for the 2022-2023 Licensing Term, subject to all of the following, existing special conditions:

1. The Licensed Premises shall only be:
 - (a) the entire interior of the structure known as The Asbury, located at 210 Fifth Avenue, Block 4104, Lot 13, and certain outdoor areas, generally described as:
 - (i) the outdoor pool area on the ground floor;

- (ii) the outdoor wooden deck on the ground floor;
- (iii) the outdoor rooftop deck on fifth floor known as “Baronet”;
- (iv) the eighth floor rooftop known as “Salvation”; and
- (v) a portion of the enclosed passageway to Asbury Lanes structure,

and as further depicted on the plans attached hereto as **Exhibit A** (the “Hotel”); and

- (b) the interior of the structure known as the Asbury Lanes at 209 Fourth Avenue, Block 4104, Lot 9, and the remainder of the enclosed passageway to the Hotel, as further depicted on the plans attached hereto as **Exhibit A** (the “Asbury Lanes”)

collectively, the “**Licensed Premises**”.

2. The operation of the Asbury Lanes portion of the Licensed Premises shall be subject to the following special conditions:

- (a) The operation of the Asbury Lanes shall be in conformance with the Asbury Park Code provisions applicable to non-hotel plenary retail consumption licenses, including but not limited to, the hours of operation contained in Code Section 6-4, et seq.
- (b) At all times when the Asbury Lanes is not serving alcoholic beverages, specifically including when closed pursuant to Code Section 6-4, et seq., the enclosed passageway shall be closed off in a manner to prevent access from the Hotel to Asbury Lanes.
- (c) At all times when the Asbury Lanes is not permitted by ordinance to be serving alcoholic beverages, specifically including when closed pursuant to Code Section 6-4, et seq., the food service portion of the Asbury Lanes known as, and depicted as, the “Diner” area on the plans attached hereto as **Exhibit B**, which is generally located in the southeast corner of the building, may continue to operate for the service of food and non-alcoholic beverages, as permitted by Asbury Park Code Section 6-4.2. During such operations there shall be no access to the remainder of the Asbury Lanes (depicted as the “Performance Venue” on the plans attached hereto as **Exhibit B**) and all access shall be through a separate exterior entrance directly into the Diner area, except for handicapped access which shall be by the routes depicted on **Exhibit B**.
- (d) The Licensee shall at all times maintain a leasehold or fee simple or similar property interest in 209 Fourth Avenue, Block 4104, Lot 9 sufficient to encompass the Asbury Lanes portion of the Licensed Premises.
- (e) The security and bar staff shall clean sidewalks and curbs adjacent to the property nightly after club nights and in the morning following club nights.
- (f) The establishment must adhere to the Property Maintenance Code, Chapter XIII

of the City Code.

3. The operation of the Hotel portion of the Licensed Premises shall be subject to the following special conditions:

- (a) The Licensee has installed, and will be required to maintain, one (1) decibel reader at the DJ booth in Salvation and one (1) decibel reader at the DJ booth at the pool so that entertainers and/or staff members of the hotel may monitor the decibel level of outdoor music in a good faith effort to comply with the City's Noise Ordinance (Section 3-9 of the Asbury Park City Code). An additional decibel reader shall be installed at the DJ booth at each and every additional outdoor location(s) at the hotel where outdoor music is played.
- (b) The Licensee shall have its management work with the Asbury Park Police Department for its assistance regarding education in decibel level management and noise reduction. The Licensee agrees to meet with the Asbury Park Police Department, as deemed necessary by the Asbury Park Police Department.
- (c) The Licensee shall implement The Asbury Hotel Sound Mitigation Program Remedial Measures plan prepared by Robert A. Hansen Associates Inc. dated June 29, 2017, as may be refined, which includes the removal of certain speakers and the installation of smaller, overhead, downward facing speakers in Salvation ("Remedial Measures"). The Licensee shall provide an installation schedule to the City Manager and the Asbury Park Police Department and shall provide periodic updates concerning the installation schedule until the Remedial Measures have been completely installed.
- (d) The Licensee met with the Esplanade Home Owners Association to discuss sound mitigation. If deemed necessary by the Asbury Park Police Department and communicated in writing to the Licensee, the Licensee shall arrange for additional meetings with the Esplanade Home Owners Association or any other resident living within two hundred (200) feet of the Licensed Premises that contacts the Asbury Park Police Department to request a meeting with the Licensee to discuss sound mitigation.
- (e) The security and bar staff shall clean sidewalks and curbs adjacent to the property nightly after club nights and in the morning following club nights.
- (f) The establishment must adhere to the Property Maintenance Code, Chapter XIII of the City Code.

4. This License shall be subject to the special condition that it is issued as a hotel exception license for a facility containing 100 or more sleeping rooms pursuant to N.J.S.A. 13:1-12.20 and that the License shall only be used in connection with such a hotel or motel and amenities related to the hotel or motel.

5. This Resolution shall take effect immediately.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-267 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-268

Resolution Approving 2022-2023 Alcoholic Beverage Control License for The Wonder Bar in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-268

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR AP RESTAURANT III, LLC-D/B/A/ THE WONDER BAR IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-059-010, AP Restaurant III, LLC d/b/a The Wonder bar; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

WHEREAS, the following existing special conditions will remain in place;

1303-33-059-010 AP Restaurant III 1213 Ocean Ave. *The Wonder Bar

*Special Condition: The outside licensed area on the south side of the premise shall be as follows: 75' in the southerly direction from the southeast corner of the premises; thence westerly 83'; thence northerly 75' to the wall of the premises. Said outside licensed area shall be fenced in.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

1303-33-059-010, AP Restaurant III, LLC d/b/a The Wonder Bar, 1100 Ocean Ave. Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-268 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-269

Resolution Approving 2022-2023 Alcoholic Beverage Control License for The Stone Pony in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-269

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR STONE PONY LIQUOR LICENSE , LLC-D/B/A/ THE STONE PONY IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-027-010, Stone Pony Liquor License, LLC d/b/a The Stone Pony; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

1303-33-027-010 Stone Pony Liquor License, LLC 901, 909, 913 Ocean Ave. *The Stone Pony

Existing Special Conditions

1. One bonded licensed security agent shall be forthwith employed by the Licensee who shall be responsible for the control of the area in front of and alongside of the licensed premises on Fridays and Saturdays and the eve of Holidays including Sundays from 8:00 p.m. until closing time on those weekends immediately preceding the last Monday in the Month of May through and including the weekend immediately preceding the first Monday in the month of September.
2. The security and bar staff shall clean sidewalks and curbs adjacent to the property nightly after club nights and in the morning following club nights.

3. The establishment must adhere to the Property Maintenance Code, Chapter XIII of the City Code.
4. An additional bonded licensed security agent(s) shall be employed by the Licensee on those evenings and at those times deemed appropriate by the Police Chief after consultation with said Police Chief by the Licensee with respect to any concert/event scheduled to be held at the licensed premises throughout the year.

1303-33-027-010, Stone Pony Liquor License, LLC 901-909 Ocean Ave. Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-269 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-270

Cross & Orange Restaurant Liquor License Renewal for the 2022-2023 term.



RESOLUTION NO. 2022-270

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR COOKMAN RESTAURANT GROUP, LLC D/B/A/ CROSS & ORANGE IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-014-005 Cookman Restaurant Group, LLC d/b/a/ Cross & Orange;
and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

**1303-33-014-005- Cookman Restaurant Group, LLC-d/b/a - Cross & Orange 508
Cookman Ave, Asbury Park, NJ**

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-270 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-271

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Langosta Lounge/Pop's Garage in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-271

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR OHANA KITSCHEN COMPANY-D/B/A/ LANGOSTA LOUNGE/POP'S GARAGE IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-32-038-008, Ohana Kitschen Company d/b/a Langosta Lounge/Pop's Garage; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

WHEREAS, the following existing special conditions will remain in place;

1303-32-038 Ohana Kitschen Company 1321 2nd Ave Langosta Lounge/Pops Garage

1. The security and bar staff shall clean sidewalks and curbs adjacent to the property nightly and after club nights and in the morning following club nights.
2. The establishment must adhere to the Property Maintenance Code, Chapter XIII of the City Code.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-271 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-272

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Brickwall Tavern in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-272

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR ASBURY PUB , LLC-D/B/A/ THE BRICKWALL TAVERN AND DINING ROOM IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-004-009, Asbury Pub, LLC d/b/a Brickwall Tavern and Dining Room; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

WHEREAS, the following existing special conditions will remain in place;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed with the following existing special conditions:

1303-33-004-009 Asbury Pub, LLC 552 Cookman Ave. *Brickwall Tavern

*Special Conditions: 1. Security personnel shall be provided by the Licensee at the premises on Thursday, Friday and Saturday evenings from 10:00 p.m. until closing. All such personnel shall wear an official shirt so that they are distinguished from the patrons of the restaurant.

2. Temporary signs be installed outside the premises to remind patrons to respect neighbors by controlling noise and smoking and promoting the responsible consumption of alcoholic beverages.

3. Temporary stanchions shall be installed outside the doorway of the residence at 522

Cookman Ave. to deter patrons of the premises from gathering in the area. Temporary stanchions shall also be positioned to create boundaries around the outdoor dining area associate with the premises, in accordance with City's adopted Sidewalk Café Ordinance.

4. The Licensee shall employ a qualified professional manager to oversee all aspects of the restaurant operation, including the outside dining area, until closing every night of the week. The manager shall be responsible for training all management and staff, with specific training dedicated to A.B.C. regulations and crowd management.

5. The Licensee shall ensure that carpeting is placed under the equipment utilized by all performers at the premises, in an effort to reduce the noise volume from such equipment.

6. The Licensee shall have management work with the Asbury Park Police Department for their assistance regarding education in decibel level management and in noise reduction.

7. The security and bar staff shall clean sidewalks and curbs adjacent to the property nightly after club nights and in the morning following club nights.

8. The establishment must adhere to the Property Maintenance Code, Chapter XIII of the City Code.

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-272 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-273

Jimmy's Restaurant Liquor License Renewal for the 2022-2023 term.



RESOLUTION NO. 2022-273

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR GTJM, INC. IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-045-004 GTJM, Inc. d/b/a/ Jimmy's Restaurant;
and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the application appears to be in proper form, has paid renewal fees to City of Asbury Park and the Division of ABC and subject to review and approval by the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-045-004- Jimmy's Restaurant- 1405 Asbury Ave, Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-273 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-274

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Taka Restaurant in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-274

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL LICENSE FOR TBD, INC.-D/B/A/ TAKA RESTAURANT IN THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-041-010 TBD, Inc. d/b/a Taka Restaurant; and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-041-010 TBD, Inc.-d/b/a TAKA Restaurant, 660 Cookman Avenue, Asbury Park, NJ
07712

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-274 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-275

Resolution approving payment of bills.



RESOLUTION NO. 2022-275

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING PAYMENT OF BILLS

WHEREAS, the following listed vouchers payable have been approved by the Chief Financial Officer and have subsequently been audited and found correct:

BE IT RESOLVED, that these vouchers payable totaling \$1,780,331.84

BE IT FURTHER RESOLVED, that proper officers are hereby authorized to execute and issue warrants for payment of said vouchers, but only if and when the conditions of the City Treasury shall permit.

CURRENT VOUCHERS	\$ 1,780,331.84
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TOTAL VOUCHERS	\$ <u>1,780,331.84</u>
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I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-275 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 8th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK

June 2, 2022
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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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P.O. Type: All Print Alpha, Revenue, & G/L Accounts: Y Open: N Void: N Paid:
Format: Condensed Held: N Aprv: N Rcvd:
Range: 1-First to 2-Last Bid: Y State: Y Other: Y Exempt:
Rcvd Batch Id Range: First to Last Encumbrance Date Range: First to 12/31/22 Include Non-Budgeted:
Department Page Break: No Subtotal CAFR: Yes Subtotal Department: Yes Subtotal Extd: Yes

Budget Account	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
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Fund: CURRENT
Department: LEGAL SERVICES
Extd: LEGAL SERVICES

1-01-20-155-000-209	LEGAL SERVICES Fees					
ARCHGR	ARCHER & GREINER, P.C.	22-01148	Invoice 4248917 Home Plate	2,310.00	0.00	
	Extd Total: LEGAL SERVICES			2,310.00		
	Department Total: LEGAL SERVICES			2,310.00		
	CAFR Total:			2,310.00		

Department: UNEMPLOY INSUR
Extd: UNEMPLOYMENT INSURANCE

1-01-23-225-000-209	UNEMPLOYMENT INSURANCE Fees					
CITY	CITY OF ASBURY PARK	22-01419	Budgeted unemployment moved to	1,893.13	0.00	
	Extd Total: UNEMPLOYMENT INSURANCE			1,893.13		
	Department Total: UNEMPLOY INSUR			1,893.13		
	CAFR Total:			1,893.13		

Department: FIRE DEPT.
Extd: FIRE DEPARTMENT

1-01-25-265-000-207	FIRE DEPT. Clothing Allowance					
MUNIC005	MUNICIPAL EMERGENCY SERVICES	21-01085	2021 Cloth Allow-Dilello,R.	477.00	0.00	B
MUNIC005	MUNICIPAL EMERGENCY SERVICES	21-01100	2021 Cloth Allow-Matthews	294.00	0.00	B
MUNIC005	MUNICIPAL EMERGENCY SERVICES	21-01103	2021 Cloth Allow-Owsin	774.00	0.00	B
				<u>1,545.00</u>		
	Extd Total: FIRE DEPARTMENT			1,545.00		
	Department Total: FIRE DEPT.			1,545.00		
	CAFR Total:			1,545.00		

CAFR: CURRENT FUND NON BUDGET ACCTS:
Department: TAXES PAYABLE:
Extd: TAXES PAYABLE:

1-01-55-001-000-007	TAX OVERPAYMENTS					
INFO-PRO	INFO-PRO LENDER SERVICES, INC	22-00116	REFUND 3606/10.19 C0307	1,978.22	0.00	

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

June 2, 2022
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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
1-01-55-001-000-007 COREL CORELOGIC	TAX OVERPAYMENTS	22-00117	REFUND 2012/7	2,225.90 4,204.12	0.00	
	Extd Total: TAXES PAYABLE:			4,204.12		
	Department Total: TAXES PAYABLE:			4,204.12		
	CAFR Total: CURRENT FUND NON BUDGET ACCTS:			4,204.12		
	Fund Total: CURRENT			9,952.25		
	Year Total:			9,952.25		
Fund:	CURRENT					
Department:	ADMINISTRATION					
Extd:	ADMINISTRATION					
2-01-20-100-000-207 BIRDS005 BIRDS BEWARE INC.	ADMINISTRATION Contractual	22-00932	2ND QTR 2022 CLEARING AND	500.00	0.00	B
BIRDS005 BIRDS BEWARE INC.		22-00933	2ND QTR 2022 CLEARING AND	1,000.00 1,500.00	0.00	B
2-01-20-100-000-209 KYLEM005 KYLE MCMANUS ASSOCIATES LLC	ADMINISTRATION Professional Services	22-01410	Invoice 3423 Afford. Hsg.	994.00	0.00	
2-01-20-100-000-211 KEPSPR KEPWEL SPRING WATER	ADMINISTRATION Water	22-01542	ACCT #117290 MAY 2022	470.50	0.00	
2-01-20-100-000-244 TRILIF TRIUMPHANT LIFE CHURCH	ADMINISTRATION Quality of Life Comm.	22-00604	Ad journal books and stamps	150.00	0.00	
	Extd Total: ADMINISTRATION			3,114.50		
	Department Total: ADMINISTRATION			3,114.50		
Department:	MUNIC CLERK					
Extd:	MUNICIPAL CLERK					
2-01-20-120-000-217 THECOA THE NEW COASTER, LLC	MUNICIPAL CLERK Ads&Promotion	22-01432	#58719 ORD. 2022-4 5/19/22	23.68	0.00	
2-01-20-120-000-222 RUTGE005 RUTGERS, THE STATE UNIV. OF NJ	MUNICIPAL CLERK Training	22-01427	ANTHONY CUCCI #MC-4004-SP22-2	653.00	0.00	
2-01-20-120-000-238 NJLEAMUN NJ LEAGUE OF MUNICIPALITIES	MUNICIPAL CLERK Contractual	22-01426	#22M-8728 NJLM Mag. sub.	175.00	0.00	
	Extd Total: MUNICIPAL CLERK			851.68		
	Department Total: MUNIC CLERK			851.68		
Department:	FINANCE					
Extd:	FINANCIAL ADMINISTRATION					
2-01-20-130-000-205 ASBPAK ASBURY PARK PRESS	FINANCE Ads	22-01390	NTB - LIQUID SEWAGE SLUDGE BID	102.32	0.00	

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
2-01-20-130-000-205 ASBPAK ASBURY PARK PRESS	FINANCE Ads	22-01391	Continued NTB - RECREATION BUS BID	77.24 179.56	0.00	
2-01-20-130-000-209 GREFIN GREATAMERICA FINANCIAL SVCS.	FINANCE Fees	22-01529	#31708160 JULY 2022 FINANCE	339.50	0.00	
2-01-20-130-000-223 70270009 702 - 704 5TH AVENUE APTS LLC	FINANCE Condo Reimbursements	22-01412	1st Q 2022 Garbage	2,353.77	0.00	
Extd Total: FINANCIAL ADMINISTRATION				2,872.83		
Department Total: FINANCE				2,872.83		
Department: COMPUTER MIS						
Extd: COMPUTERIZED DATA PROCESSING						
2-01-20-140-000-219 CDWGOV CDW GOVERNMENT LLC	COMPUTER DATA PROC. Equipment	22-01262	Q#MSZC567 Beach Office LAN	795.55	0.00	
AMAZO005 AMAZON.COM SERVICES		22-01347	Beach & iPad Screen	36.31	0.00	
AMAZO005 AMAZON.COM SERVICES		22-01437	WX Station & Accessories	420.99	0.00	
				1,252.85		
2-01-20-140-000-222 ARCHI005 ARCHIVESOCIAL, INC.	COMPUTER DATA PROC Software Lic.	22-01398	INV#21446 2022 Renewal	2,988.00	0.00	
2-01-20-140-000-223 SHIINT SHI INTERNATIONAL CORP	COMPUTER DATA PROC Hardware Support	22-00941	Q#21832500 Unitrends Renewal	4,847.44	0.00	
Extd Total: COMPUTERIZED DATA PROCESSING				9,088.29		
Department Total: COMPUTER MIS				9,088.29		
Department: LEGAL SERVICES						
Extd: LEGAL SERVICES						
2-01-20-155-000-209 ANSZAR ANSELL, GRIMM & AARON, P.C.	LEGAL SERVICES Fees	22-01326	April 2022 General Fees	8,599.62	0.00	
Extd Total: LEGAL SERVICES				8,599.62		
Department Total: LEGAL SERVICES				8,599.62		
CAFR Total:				24,526.92		
Department: PLANNING BOARD						
Extd: PLANNING BOARD						
2-01-21-180-000-201 JACSER JACK A. SERPICO	PLANNING BOARD General Plant	22-01403	Serpico invoices mar 2022	1,926.53	0.00	
Extd Total: PLANNING BOARD				1,926.53		
Department Total: PLANNING BOARD				1,926.53		

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: ZONING BOARD						
Extd: ZONING BOARD OF ADJUSTMENT						
2-01-21-185-000-209	ZONING BOARD Fees					
JACSER JACK A. SERPICO		22-01403	Serpico invoices mar 2022	801.53	0.00	
	Extd Total: ZONING BOARD OF ADJUSTMENT			801.53		
	Department Total: ZONING BOARD			801.53		
	CAFR Total:			2,728.06		
Department: GROUP INSUR.						
Extd: EMPLOYEE GROUP INSURANCE						
2-01-23-220-000-209	EMPLOYEE GROUP INSURANCE Fees (IN CAP)					
NJSHBP NJSHBP		22-01504	HEALTH COVERAGE JUNE 2022	506,984.94	0.00	
	Extd Total: EMPLOYEE GROUP INSURANCE			506,984.94		
	Department Total: GROUP INSUR.			506,984.94		
Department: UNEMPLOY INSUR						
Extd: UNEMPLOYMENT INSURANCE						
2-01-23-225-000-209	UNEMPLOYMENT INSURANCE Fees					
CITY CITY OF ASBURY PARK		22-01419	Budgeted unemployment moved to	125,132.29	0.00	
	Extd Total: UNEMPLOYMENT INSURANCE			125,132.29		
	Department Total: UNEMPLOY INSUR			125,132.29		
	CAFR Total:			632,117.23		
Department: POLICE						
Extd: POLICE DEPARTMENT						
2-01-25-240-000-206	POLICE Purchase of Equipment					
AUTBUI AUTOMATED BUILDING CONTROLS,		22-00274	AC SYSTEM AT SHIFT COMMANDERS	1,725.96	0.00	
2-01-25-240-000-216	POLICE Supplies-Compu.					
AMAZ0005 AMAZON.COM SERVICES		22-01497	PD Tablet & Case	633.52	0.00	
2-01-25-240-000-218	POLICE Contract.Serv.					
THOWES THOMSON WEST CUSTOMER SERVICE		22-01428	#846302489 APRIL 2022	246.00	0.00	
2-01-25-240-000-222	POLICE Training					
CALPRE CALIBRE PRESS		22-01354	6/1 - 6/2 TRAINING JOEL FIORI	495.00	0.00	
	Extd Total: POLICE DEPARTMENT			3,100.48		
	Department Total: POLICE			3,100.48		
Department: FIRE DEPT.						
Extd: FIRE DEPARTMENT						
2-01-25-265-000-203	FIRE DEPT. Motor Vehicle					
SEAGRA SEAGRAVE NEW JERSEY		22-00006	FUEL LINE FOR FIRE TRUCK	1,700.55	0.00	

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
2-01-25-265-000-206	FIRE DEPT. Purchase of Equipment					
FISONS FIS on Site Service LLC		22-00643	Q#220224001, 220224002 ENGINES	4,796.07	0.00	
2-01-25-265-000-229	FIRE DEPT. Medical Sup.					
SEAWEL SEABOARD WELDING SUPPLY, INC.		22-00019	BLANKET PO FOR OXYGEN N.T.E.	45.00	0.00	B
TEALIF TEAM LIFE, INC.		22-01360	Q#11957 AED ADULT ELECTRODES	690.00	0.00	
				735.00		
2-01-25-265-000-298	FIRE DEPT. Special Operations					
UPTFAS UP-TITE FASTNERS INC.		22-00398	Blanket PO not to Exceed	140.16	0.00	B
	Extd Total: FIRE DEPARTMENT			7,371.78		
	Department Total: FIRE DEPT.			7,371.78		
	CAFR Total:			10,472.26		
Department: STREETS & ROAD						
Extd: STREETS & ROADS MAINTENANCE						
2-01-26-290-000-202	STREETS & ROAD Office Supplies					
STAPLE STAPLES BUSINESS ADVANTAGE		22-01300	3 RING BINDERS	185.98	0.00	
2-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
THEHOS THE HOSE SHOP, INC.		22-00197	Hydraulic hose for truck 5 DPW	174.32	0.00	
AKEQU005 A&K EQUIPMENT COMPANY INC.		22-00837	ladder rack truck 12 dpw	675.00	0.00	
SEAGRA SEAGRAVE NEW JERSEY		22-00886	Door latch and wiper arm 8389	167.63	0.00	
SEAFOR SEA BREEZE FORD INC.		22-00898	BLANKET PO FOR VARIOUS PARTS	5.06	0.00	B
EASAUT EASTERN AUTOPARTS WAREHOUSE		22-00969	VARIOUS AUTO PARTS NEEDED	54.19	0.00	B
GPCNA091 GPC-NAPA AUTO PARTS		22-01073	various parts	312.18	0.00	B
AGINS005 AGIN SIGNS & DESIGNS		22-01155	2 door decals car 82	85.00	0.00	
EASAUT EASTERN AUTOPARTS WAREHOUSE		22-01248	VARIOUS PARTS NEEDED	822.89	0.00	B
NORSWE NORTHEAST SWEEPERS & RENTALS,		22-01278	suction fan assembly ravo	3,294.89	0.00	
NOREG005 NOREGON SYSTEMS LLC		22-01299	Diagnostic tool for heavy truc	7,024.00	0.00	
ACTION005 ACTION YAMAHA		22-01322	Beach atv batteries	610.00	0.00	
SEAFOR SEA BREEZE FORD INC.		22-01331	various parts	531.15	0.00	B
NORSWE NORTHEAST SWEEPERS & RENTALS,		22-01358	Suctio Fan motor and filter	4,582.09	0.00	
JOHGUI JOHN GUIRE SUPPLY		22-01362	carberator for chainsaw	75.99	0.00	
STARAD STALKER RADAR		22-01365	updated cables for radar	414.00	0.00	
WORJEE WORLD CHRYSLER DODGE JEEP RAM		22-01373	Left rear door harneess	96.00	0.00	
				18,924.39		
2-01-26-290-000-216	STREETS & ROAD Carpentry Supplies					
GRAING GRAINGER, INC.		22-00140	MISC HARDWARE SUPPLIES NEEDED	56.61	0.00	B
2-01-26-290-000-218	STREETS & ROAD Contract.Serv.					
CONTR005 CONTROLLED GROWTH, LLC		22-00630	Weed Control Springwood Park	359.21	0.00	B
PRESPE PREVENTION SPECIALISTS, INC.		22-01370	#31674 POST ACCIDENT TESTING	213.00	0.00	
				572.21		
2-01-26-290-000-222	STREETS & ROAD Training					
GREGTORO Greg Toro		22-01548	HOTEL ROOM REIMBURSEMENT	200.00	0.00	
2-01-26-290-000-234	STREETS & ROAD Road Supplies					
STAVOLA STAVOLA ASPHALT COMPANY, INC.		22-01384	#250302 HOT MIX ASPHALT 4/29	125.13	0.00	

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
2-01-26-290-000-235 GASFAM GASKOS FAMILY FARM	STREETS & ROAD Shade Tree Commission flowers, mulch etc.	22-00821		677.24	0.00	B
	Extd Total: STREETS & ROADS MAINTENANCE			20,741.56		
	Department Total: STREETS & ROAD			20,741.56		
Department: SOLID WASTE Extd: SOLID WASTE COLLECTION						
2-01-26-305-000-209	SOLID WASTE Fees					
DELDEM DELISA DEMOLITION, INC.	22-01359 #234699 TRASH FEES 5/2 - 5/14			26,793.95	0.00	
DELDEM DELISA DEMOLITION, INC.	22-01372 #234430 & 234431 CONST DEBRIS			2,359.54	0.00	
DELDEM DELISA DEMOLITION, INC.	22-01386 234469 & 234470 HAUL FEE/BRUSH			860.00	0.00	
DELDEM DELISA DEMOLITION, INC.	22-01406 INV #234691 HAUL FEE & MAZZA			250.00	0.00	
				30,263.49		
2-01-26-305-000-218	SOLID WASTE Contract.Serv.					
DELDEM DELISA DEMOLITION, INC.	22-01387 #234349 TRASH FEES 4/16 - 4/30			30,487.98	0.00	
	Extd Total: SOLID WASTE COLLECTION			60,751.47		
	Department Total: SOLID WASTE			60,751.47		
Department: BUILDING & GND Extd: BUILDINGS & GROUNDS						
2-01-26-310-000-202	BUILDING & GND Janitorial Supplies					
GRAING GRAINGER, INC.	22-01342 Replacement Vacuum Parts			118.39	0.00	
2-01-26-310-000-203	BUILDING & GND Misc. Hardware					
GRAING GRAINGER, INC.	22-01369 Maintenance Water Park			217.32	0.00	
2-01-26-310-000-204	BUILDING & GND Building Supplies					
KEMFLA KEMPTON FLAG LLC	22-01186 US flags, POW flags,shipping			604.74	0.00	
2-01-26-310-000-206	BUILDING & GND Irrigation Supplies					
SITE0005 SITEONE LANDSCAPE SUPPLY LLC	22-00530 Sprinkler Maintenance N.T.E.			550.55	0.00	B
2-01-26-310-000-210	BUILDING & GND Building Repairs					
THEHAR THE HARDWARE STORE	22-01376 Finance Dept. Paint			143.98	0.00	
2-01-26-310-000-218	BUILDING & GND Contract.Serv.					
BYDES BY DESIGN LANDSCAPES, INC.	22-01218 BRADLEY PARK LAWN TREATMENTS			477.00	0.00	B
	Extd Total: BUILDINGS & GROUNDS			2,111.98		
	Department Total: BUILDING & GND			2,111.98		
	CAFR Total:			83,605.01		

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: SENIOR CENTER						
Extd: SENIOR CENTER						
2-01-27-350-000-202	SENIOR CENTER Util. and Service Contr.					
OPTIMUM OPTIMUM		22-01388	#07866-196932-01-7 5/15 - 6/14	8.33	0.00	
	Extd Total: SENIOR CENTER			8.33		
	Department Total: SENIOR CENTER			8.33		
	CAFR Total:			8.33		
Department: RECREATION						
Extd: RECREATION SERVICES & PROGRAM						
2-01-28-370-000-290	RECREATION Programs/Activities					
CRAPRI CRAFTMASTER PRINTING, INC.		22-01282	printing summer camp flyers	450.00	0.00	
	Extd Total: RECREATION SERVICES & PROGRAM			450.00		
	Department Total: RECREATION			450.00		
	CAFR Total:			450.00		
Department: LIGHTING						
Extd: LIGHT,HEAT,POW						
2-01-31-435-435-299	LIGHT, HEAT & POWER Misc.					
NJNATU N.J. NATURAL GAS CO.		22-01530	#07-3132-1100-1Y 4/20 - 5/13	4,856.58	0.00	
JCPL JCPL		22-01531	#100 047 210 651 4/26 - 5/25	151.79	0.00	
				5,008.37		
	Extd Total: LIGHT,HEAT,POW			5,008.37		
Extd: STREET/TRAFFIC						
2-01-31-435-436-299	STREET&TRAFFIC LIGHTING Misc.					
JCPL JCPL		22-01513	#100 013 520 380 4/20-5/19	23,849.71	0.00	
JCPL JCPL		22-01531	#100 047 210 651 4/26 - 5/25	176.61	0.00	
				24,026.32		
	Extd Total: STREET/TRAFFIC			24,026.32		
	Department Total: LIGHTING			29,034.69		
Department: TELEPHONE						
Extd: TELEPHONE						
2-01-31-440-000-299	TELEPHONE Misc.					
ATTLLC AT&T MOBILITY LLC		22-01528	#287284936037 4/12 - 5/11	1,007.45	0.00	
MONINT MONMOUTH INTERNET CORPORATION		22-01547	INVOICE 332076-M JUNE 2022	3,582.93	0.00	
				4,590.38		
	Extd Total: TELEPHONE			4,590.38		
	Department Total: TELEPHONE			4,590.38		
	CAFR Total:			33,625.07		

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Department: MUNIC COURT						
Extd: MUNICIPAL COURT						
2-01-43-490-000-202	MUNIC COURT Office Supplies					
MUNREC	MUNICIPAL RECORD SERVICE	22-00620	special complaints and mailers	3,387.00	0.00	
2-01-43-490-000-245	MUNIC COURT Interpreter					
BEACRA	BEATRIZ C. CRANEY	22-01380	INVOICE #23813 5/13 SERVICES	165.00	0.00	
2-01-43-490-000-247	MUNIC COURT Leases					
IMPTEC	IMPACT TECHNOLOGY SOLUTIONS	22-01381	annual agreement video system	875.00	0.00	
Extd Total: MUNICIPAL COURT				4,427.00		
Department Total: MUNIC COURT				4,427.00		
CAFR Total:				4,427.00		
Department: LOAN REPAYMENT						
2-01-45-940-941-299	Green Acres Loan Payments					
TRE727	TREAS.STATE OF NJ/727 FUND	22-01409	GrnAcres-Brdwlk/wstSd-Prin/Int	21,055.07	0.00	
Extd Total:				21,055.07		
Department Total: LOAN REPAYMENT				21,055.07		
CAFR Total:				21,055.07		
Department: DEFERRED CHGS						
2-01-46-870-880-297	P/Y BILLS					
SEAFOR	SEA BREEZE FORD INC.	22-01416	Inv 5114757 Adapter PY BILL	53.82	0.00	
Extd Total:				53.82		
Department Total: DEFERRED CHGS				53.82		
CAFR Total:				53.82		
Fund Total: CURRENT				813,068.77		
Fund: BEACH						
Department: UTILITY OE						
Extd: BEACH UTILITY O/E: OTHER EXPENSES:						
2-05-55-502-000-207	BEACH UTILITY O/E: Clothing					
SCREE005	SCREEN STYLES, LLC	22-00785	Q #13792 LIFEGUARD CLOTHING	2,278.00	0.00	
2-05-55-502-000-208	BEACH UTILITY O/E: Office Expense					
SEAFIR	SEABOARD FIRE & SAFETY EQUIP.	22-01413	#19904222 FIRE EXTINGUISHER	216.64	0.00	
OPTIMUM	OPTIMUM	22-01518	#07866-197754-01-4 5/15 - 6/14	157.05	0.00	
				373.69		
2-05-55-502-000-211	BEACH UTILITY O/E: Light & Power					
JCPL	JCPL	22-01513	#100 013 520 380 4/20-5/19	291.07	0.00	
JCPL	JCPL	22-01531	#100 047 210 651 4/26 - 5/25	2,059.44	0.00	
				2,350.51		

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
2-05-55-502-000-212	BEACH UTILITY O/E: Misc. Hardware					
FERENT	FERGUSON ENTERPRISES INC.	22-00778	Misc. Plumbing Supplies	289.70	0.00	B
AMAZO005	AMAZON.COM SERVICES	22-01347	Beach & iPad Screen	359.99	0.00	
GRAING	GRAINGER, INC.	22-01407	Beach parts / Tools	396.85	0.00	
				<u>1,046.54</u>		
2-05-55-502-000-215	BEACH UTILITY O/E: Lumber/Bldg. Supplies					
GRAING	GRAINGER, INC.	22-01178	Air Conditioner / wall sleeve	688.57	0.00	
JAEUM	JAEGER LUMBER & SUPPLY CO. INC	22-01346	Beach Lumber	428.05	0.00	
				<u>1,116.62</u>		
	Extd Total: BEACH UTILITY O/E: OTHER EXPENSES:			7,165.36		
	Department Total: UTILITY OE			7,165.36		
2-05-55-503-000-302	BEACH UTILITY O/E: Unemployment					
CITY	CITY OF ASBURY PARK	22-01419	Budgeted unemployment moved to	100,000.00	0.00	
	Extd Total:			100,000.00		
	Department Total:			100,000.00		
	CAFR Total:			107,165.36		
	Fund Total: BEACH			107,165.36		
Fund:	TRANSPORTATION UTILITY: BUDGET:					
Department:	UTILITY OE					
Extd:	TRANS.UTILITY O/E: OTHER EXPENSES:					
2-06-55-502-000-202	TRANS.UTILITY O/E: Office Supplies					
GRAING	GRAINGER, INC.	22-01291	Bill and Coin Counters	1,023.13	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	22-01292	Parking Office Business Cards	45.00	0.00	
KEPSPR	KEPWEL SPRING WATER	22-01542	ACCT #117290 MAY 2022	12.00	0.00	
				<u>1,080.13</u>		
2-06-55-502-000-212	TRANS.UTILITY O/E: Parking Meter Supply					
IPSGRO	IPS GROUP, INC.	22-01307	Parking Meter Screens	992.86	0.00	
2-06-55-502-000-215	TRANS.UTILITY O/E: Software License					
RIDER005	RIDE REPORT	22-01314	2022 Rid Report Invoice	4,500.00	0.00	
2-06-55-502-000-219	TRANSP. UTILITY OE Traffic Signals					
JCCON	J.C. CONTRACTING, INC.	22-01311	ASBURY & RIDGE TRAFFIC POLE	11,650.12	0.00	
2-06-55-502-000-226	TRANS.UTILITY OE Park Lighting					
WARGEN	WARSHAUER GENERATOR, LLC	22-00275	LIBRARY PARK POST TOPS	16,743.65	0.00	
	Extd Total: TRANS.UTILITY O/E: OTHER EXPENSES:			34,966.76		
	Department Total: UTILITY OE			34,966.76		

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: TRANS.UTILITY O/E: Deferred Charges						
Extd: TRANS.UTILITY O/E: Deferred Charges						
2-06-55-503-000-251	TRANS.UTILITY O/E: Unemployment					
CITY	CITY OF ASBURY PARK	22-01419	Budgeted unemployment moved to	7,500.00	0.00	
	Extd Total: TRANS.UTILITY O/E: Deferred Charges			7,500.00		
	Department Total: TRANS.UTILITY O/E: Deferred Charges			7,500.00		
	CAFR Total:			42,466.76		
	Fund Total: TRANSPORTATION UTILITY: BUDGET:			42,466.76		
Fund: SEWER UTILITY: BUDGET:						
Department: UTILITY OE						
Extd: SEWER UTILITY O/E: OTHER EXPENSES:						
2-07-55-502-000-202	SEWER UTILITY O/E: Hardware/Tools					
MCMCAR	MCMMASTER-CARR SUPPLY CO.	22-00899	RBC Carriage Bolts	359.66	0.00	
MCMCAR	MCMMASTER-CARR SUPPLY CO.	22-01368	Bolts & Nuts for RBC Project	3,029.81	0.00	
JEMIND	JEM INDUSTRIAL SERVICES, INC.	22-01389	Formula 54 Lubricant	789.60	0.00	
				4,179.07		
2-07-55-502-000-205	SEWER UTILITY O/E: Repairs					
RAPPUM	RAPID PUMP & METER SERVICE	22-01385	RSRI64172 & RSRI64385 SERVICES	1,296.65	0.00	
2-07-55-502-000-211	SEWER UTILITY O/E: Light & Power					
NJNATU	N.J. NATURAL GAS CO.	22-01530	#07-3132-1100-1Y 4/20 - 5/13	4,632.51	0.00	
2-07-55-502-000-218	SEWER UTILITY O/E: Contract Services					
CERID005	CERIDA INVESTMENT CORP.	22-01383	INV #127-14409 APRIL 2022	168.75	0.00	
KEPSPR	KEPWEL SPRING WATER	22-01542	ACCT #117290 MAY 2022	12.00	0.00	
				180.75		
2-07-55-502-000-224	SEWER UTILITY O/E: Sludge Removal					
PASVAL	PASSAIC VALLEY SEWERAGE COM.	22-01371	INVOICE #520426 APRIL 2022	9,906.75	0.00	
2-07-55-502-000-234	UTILITY OE ARP Funds					
ENGEN005	ENGENUITY INFRASTRUCTURE	22-00828	WWTP REVIEW & ALTERNATIVES	13,346.75	0.00	B
NICHCO	NICHEM CO	22-00829	CARBON MEDIA REPLACEMENT	287,141.76	0.00	B
BRWELD	BR WELDING, INC.	22-00934	RBC SHAFT RECONDITIONING	40,705.00	0.00	
				341,193.51		
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:			361,389.24		
	Department Total: UTILITY OE			361,389.24		
	CAFR Total:			361,389.24		
	Fund Total: SEWER UTILITY: BUDGET:			361,389.24		
	Year Total:			1,324,090.13		

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund:	GENERAL CAPITAL FUND BUDGET:					
Extd:	Odr. 2018-57 Acq. of Real Property FH					
C-04-55-998-176-001	Section 20 Costs					
SHOPOI	SHORE POINT ARCHITECTURE,PA	21-01208	ENGINEERING SERVICES NEW FIRE	33,866.00	0.00	B
	Extd Total: Odr. 2018-57 Acq. of Real Property FH			33,866.00		
Extd:	Ord. 2021-36 Various Capital Improv.					
C-04-55-998-182-005	Police Equipment and Vehicles					
AUTBUI	AUTOMATED BUILDING CONTROLS,	22-00274	AC SYSTEM AT SHIFT COMMANDERS	5,194.04	0.00	
	Extd Total: Ord. 2021-36 Various Capital Improv.			5,194.04		
	Department Total:			39,060.04		
	CAFR Total:			39,060.04		
	Fund Total: GENERAL CAPITAL FUND BUDGET:			39,060.04		
Fund:	SEWER CAPITAL FUND BUDGET:					
Extd:	Ord. 2018-7 Sewer Utility Improvements					
C-08-55-528-018-002	Sewer Utility Improvements					
BRWELD	BR WELDING, INC.	21-02859	MEDIA REMOVAL & DELIVERY	53,364.18	0.00	B
	Extd Total: Ord. 2018-7 Sewer Utility Improvements			53,364.18		
	Department Total:			53,364.18		
	CAFR Total:			53,364.18		
	Fund Total: SEWER CAPITAL FUND BUDGET:			53,364.18		
Fund:	PARKING CAPITAL					
Department:	Ord. 2020-24 Bond Street Improvements					
Extd:	Ord. 2020-24 Bond Street Improvements					
C-09-17-907-000-903	Bond Street Improvements					
LUCBRO	LUCAS BROTHERS,INC.	21-03115	BOND STREET IMPROVEMENTS GRANT	248,848.46	0.00	B
	Extd Total: Ord. 2020-24 Bond Street Improvements			248,848.46		
	Department Total: Ord. 2020-24 Bond Street Improvements			248,848.46		
Department:	Ord. 2021-37 Var. Transportation Impr.					
Extd:	Ord. 2021-37 Var. Transportation Impr.					
C-09-17-908-000-901	Section 20 Costs					
ENGEN005	ENGENUITY INFRASTRUCTURE	22-01309	#SI-754 PORTLAND LOO 4/30/22	11,467.75	0.00	
	Extd Total: Ord. 2021-37 Var. Transportation Impr.			11,467.75		
	Department Total: Ord. 2021-37 Var. Transportation Impr.			11,467.75		
	CAFR Total:			260,316.21		
	Fund Total: PARKING CAPITAL			260,316.21		
	Year Total:			352,740.43		

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Fund:	GRANT FUND BUDGET:					
G-02-43-883-017-200	NJ DOT Transportation Alternatives					
FREPAR FRENCH & PARRELLO, PA	21-02880 DESIGN ASSISTANCE 2016 TAP			1,175.42	0.00	B
	Extd Total:			1,175.42		
	Department Total:			1,175.42		
G-02-43-938-020-200	Safe Streets to Schools					
NV5IN005 NV5, INC.	22-01367 INVOICE #260689 SERVICES			15,675.94	0.00	
	Extd Total:			15,675.94		
	Department Total:			15,675.94		
G-02-43-956-022-203	Mental Health Grant					
VISNUR VISITING NURSES ASSN. OF CENTR	22-00623 Nursing Services 2022			6,970.00	0.00	B
	Extd Total:			6,970.00		
	Department Total:			6,970.00		
	CAFR Total:			23,821.36		
	Fund Total: GRANT FUND BUDGET:			23,821.36		
	Year Total:			23,821.36		
Fund:	COMMUNITY DEVELOPMENT BLK GRANT BUDGET:					
Extd:	2020 CDBG B20MC340100 CFDA 14.218					
T-17-78-850-850-001	2020 Administration					
MONCLE MONMOUTH COUNTY CLERK	22-01366 Discharge of Mortgages			24.00	0.00	
T-17-78-850-850-004	Tree Planting					
GASFAM GASKOS FAMILY FARM	22-01201 Trees for planting			489.93	0.00	B
	Extd Total: 2020 CDBG B20MC340100 CFDA 14.218			513.93		
	Department Total:			513.93		
	CAFR Total:			513.93		
	Fund Total: COMMUNITY DEVELOPMENT BLK GRANT BUDGET:			513.93		
Fund:	TRUST OTHER					
T-20-56-850-878-801	Reserve for Recreation					
AMAZ0005 AMAZON.COM SERVICES	22-00927 Supplies for Rock & Roll Event			2,398.55	0.00	
PARWAR PARTY FAIR OF OAKHURST INC	22-01395 balloons for Rock & Roll Event			435.31	0.00	
				2,833.86		
	Extd Total:			2,833.86		
T-20-56-850-930-301	Reserve for Police Community Relations					
COSTCO COSTCO WHOLESALE	22-01493 Membership 2022			60.00	0.00	
	Extd Total:			60.00		
	Department Total:			2,893.86		
	CAFR Total:			2,893.86		
	Fund Total: TRUST OTHER			2,893.86		

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Fund:	PLANNING & ZONING ESCROW FUND BUDGET:					
CAFR:	PLANNING & ZONING ESCROW FUND BUDGET:					
T-21-00-380-000-299	649 MATTISON AVENUE(649 MATTISON, LLC)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	520.00	0.00	
	Extd Total:			520.00		
	Department Total:			520.00		
T-21-00-447-000-299	545 LAKE-INSPECTION(545 LAKE AVE,LLC)					
INSENG	INSITE ENGINEERING, LLC	22-01302	INSITE outstdg invoices PB/ZB	662.78	0.00	
	Extd Total:			662.78		
	Department Total:			662.78		
T-21-00-454-000-299	1503 PARK AVENUE (PADRAIC GALLAGHER)					
JACSER	JACK A. SERPICO	22-01403	Serpico invoices mar 2022	412.50	0.00	
	Extd Total:			412.50		
	Department Total:			412.50		
T-21-00-467-000-299	910 COOKMAN AVENUE(900 COOKMAN, LLC)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	1,280.00	0.00	
	Extd Total:			1,280.00		
	Department Total:			1,280.00		
T-21-00-473-000-299	1156 SPRINGWOOD-INSPECTIONS(INTERFAITH)					
INSENG	INSITE ENGINEERING, LLC	22-01302	INSITE outstdg invoices PB/ZB	4,512.50	0.00	
	Extd Total:			4,512.50		
	Department Total:			4,512.50		
T-21-00-494-000-299	202 7TH AVE(202 7TH AVE, LLC/P.FASANO)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	260.00	0.00	
	Extd Total:			260.00		
	Department Total:			260.00		
T-21-00-497-000-299	917 ASBURY AVENUE(H4 HOLDINGS, LLC)					
INSENG	INSITE ENGINEERING, LLC	22-01302	INSITE outstdg invoices PB/ZB	2,770.00	0.00	
	Extd Total:			2,770.00		
	Department Total:			2,770.00		
T-21-00-499-000-299	216-2183RD/215-219 2ND(TRC)(K.HOVNANIAN)					
INSENG	INSITE ENGINEERING, LLC	22-01302	INSITE outstdg invoices PB/ZB	2,405.00	0.00	
	Extd Total:			2,405.00		
	Department Total:			2,405.00		

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T-21-00-504-000-299 INSENG INSITE ENGINEERING, LLC	722-724 COOKMAN(INSPECTION)(C&C COOKMAN)	22-01336	INSITE PB/ZB INVOICES MAR 2022	298.64	0.00	
	Extd Total:			298.64		
	Department Total:			298.64		
Department: CAPITAL OUTLAY						
T-21-00-512-000-299 INSENG INSITE ENGINEERING, LLC	407 SEWALL(INSPECTIONS)(407 SEWALL,LLC)	22-01302	INSITE outstdg invoices PB/ZB	1,127.24	0.00	
	Extd Total:			1,127.24		
	Department Total: CAPITAL OUTLAY			1,127.24		
T-21-00-518-000-299 INSENG INSITE ENGINEERING, LLC	AP TRIANGLE-INSPECTION(ASBURY PRT/iStar)	22-01336	INSITE PB/ZB INVOICES MAR 2022	274.68	0.00	
	Extd Total:			274.68		
	Department Total:			274.68		
Department: INT ON NOTES						
T-21-00-523-000-299 INSENG INSITE ENGINEERING, LLC	705 SUNSET AVENUE(SAVITHA RAO)	22-01336	INSITE PB/ZB INVOICES MAR 2022	260.00	0.00	
	Extd Total:			260.00		
	Department Total: INT ON NOTES			260.00		
T-21-00-524-000-299 INSENG INSITE ENGINEERING, LLC	BLOCK 4001(AP BLOCK 4001 VENTURE, LLC)	22-01302	INSITE outstdg invoices PB/ZB	1,224.52	0.00	
	Extd Total:			1,224.52		
	Department Total:			1,224.52		
T-21-00-526-000-299 INSENG INSITE ENGINEERING, LLC	527 BANGS-INSPECTIONS (PEARLBUD REALTY)	22-01302	INSITE outstdg invoices PB/ZB	276.14	0.00	
	Extd Total:			276.14		
	Department Total:			276.14		
T-21-00-535-000-299 INSENG INSITE ENGINEERING, LLC	704 4TH AVE(INSPE.FEE)(13 GRAND POINT WY)	22-01336	INSITE PB/ZB INVOICES MAR 2022	276.14	0.00	
	Extd Total:			276.14		
	Department Total:			276.14		
T-21-00-539-000-299 JACSER JACK A. SERPICO	904 HECK STREET(MICHELE DUNN)	22-01403	Serpico invoices mar 2022	150.00	0.00	
	Extd Total:			150.00		
	Department Total:			150.00		

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-21-00-541-000-299	1212 SUNSET AVE(ARUN P. & SANJANA RIMAL)					
INSENG	INSITE ENGINEERING, LLC	22-01302	INSITE outstdg invoices PB/ZB	1,170.00	0.00	
	Extd Total:			1,170.00		
	Department Total:			1,170.00		
T-21-00-542-000-299	503 8TH AVENUE(503 8TH AVE,LLC/P.SIEGEL)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	795.00	0.00	
JACSER	JACK A. SERPICO	22-01403	Serpico invoices mar 2022	412.50	0.00	
				<u>1,207.50</u>		
	Extd Total:			1,207.50		
	Department Total:			1,207.50		
T-21-00-543-000-299	531 COOKMAN AVE(ISABELLA/ASBURY ALE HSE)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	585.00	0.00	
JACSER	JACK A. SERPICO	22-01403	Serpico invoices mar 2022	375.00	0.00	
				<u>960.00</u>		
	Extd Total:			960.00		
	Department Total:			960.00		
T-21-00-546-000-299	407 LAKE AVENUE(TOLL ASBURY PARK, LLC)					
INSENG	INSITE ENGINEERING, LLC	22-01302	INSITE outstdg invoices PB/ZB	1,352.50	0.00	
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	594.63	0.00	
				<u>1,947.13</u>		
	Extd Total:			1,947.13		
	Department Total:			1,947.13		
T-21-00-549-000-299	929 ASBURY/1000 1ST(PARTNER PROP.,LLC)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	2,553.00	0.00	
	Extd Total:			2,553.00		
	Department Total:			2,553.00		
T-21-00-550-000-299	115 4TH/1209 OCEAN/150 5TH(SOMERSET AP)					
INSENG	INSITE ENGINEERING, LLC	22-01336	INSITE PB/ZB INVOICES MAR 2022	650.00	0.00	
	Extd Total:			650.00		
	Department Total:			650.00		
	CAFR Total: PLANNING & ZONING ESCROW FUND BUDGET:			25,197.77		
	Fund Total: PLANNING & ZONING ESCROW FUND BUDGET:			25,197.77		
Fund:	ISTAR-2 ESCROW FUND:					
T-42-56-850-850-802	ISTAR-2 ESCROW - Miscellaneous					
MARFAL	MARAZITI FALCON, LLP	22-01377	Professional Services Rendered	20,719.52	0.00	
	Extd Total:			20,719.52		
	Department Total:			20,719.52		
	CAFR Total:			20,719.52		
	Fund Total: ISTAR-2 ESCROW FUND:			20,719.52		

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

June 2, 2022
02:13 PM

CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund: CITY OF ASBURY PARK REDEVELOPMENT ESCROW						
T-48-56-850-000-833 ARCHGR ARCHER & GREINER, P.C.	1201 MEMORIAL(DOUGLAS DEVELOPMENT CORP)	22-01150	Invoice 1201 Memorial	1,722.50	0.00	
T-48-56-850-000-839 ARCHGR ARCHER & GREINER, P.C.	45 BORDEN AVE.(VETERAN REL.PROJECT,LLC)	22-01149	Invoice 4248922 45 Borden Ave.	2,632.50	0.00	
T-48-56-850-000-850 MARFAL MARAZITI FALCON, LLP	115 4TH AVENUE(SOMERSET ASBURY PARK,LLC)	22-01340	#50600: BLK 4105/SOMERSET DEV.	9,047.59	0.00	
Extd Total:				13,402.59		
Department Total:				13,402.59		
CAFR Total:				13,402.59		
Fund Total: CITY OF ASBURY PARK REDEVELOPMENT ESCROW				13,402.59		
Year Total:				62,727.67		
Total Charged Lines: 293 Total List Amount: 1,773,331.84 Total Void Amount: 0.00						

Attachment: BILL LIST 6-8-22 (2022-275 : Payment of Bills)

CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	1-01	9,952.25	0.00	0.00	9,952.25
CURRENT	2-01	813,068.77	0.00	0.00	813,068.77
BEACH	2-05	107,165.36	0.00	0.00	107,165.36
TRANSPORTATION UTILITY: BUDGET:	2-06	42,466.76	0.00	0.00	42,466.76
SEWER UTILITY: BUDGET:	2-07	361,389.24	0.00	0.00	361,389.24
Year Total:		1,324,090.13	0.00	0.00	1,324,090.13
GENERAL CAPITAL FUND BUDGET:	C-04	39,060.04	0.00	0.00	39,060.04
SEWER CAPITAL FUND BUDGET:	C-08	53,364.18	0.00	0.00	53,364.18
PARKING CAPITAL	C-09	260,316.21	0.00	0.00	260,316.21
Year Total:		352,740.43	0.00	0.00	352,740.43
GRANT FUND BUDGET:	G-02	23,821.36	0.00	0.00	23,821.36
COMMUNITY DEVELOPMENT BLK GRANT BUDGE	T-17	513.93	0.00	0.00	513.93
TRUST OTHER	T-20	2,893.86	0.00	0.00	2,893.86
PLANNING & ZONING ESCROW FUND BUDGET:	T-21	25,197.77	0.00	0.00	25,197.77
ISTAR-2 ESCROW FUND:	T-42	20,719.52	0.00	0.00	20,719.52
CITY OF ASBURY PARK REDEVELOPMENT ESC	T-48	13,402.59	0.00	0.00	13,402.59
Year Total:		62,727.67	0.00	0.00	62,727.67
Total of All Funds:		1,773,331.84	0.00	0.00	1,773,331.84

June 8, 2022 Council Meeting

Balance Brought Forward from Total List Amount	\$	1,773,331.84
City of Asbury Park (Bank for Beach)	\$	7,000.00
Total:	\$	<u>1,780,331.84</u>



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-259

Resolution Approving 2022-2023 Alcoholic Beverage Control License for Convention Hall Concessions (Beach Bar)t in the City of Asbury Park, County of Monmouth, New Jersey



RESOLUTION NO. 2022-259

**City of Asbury Park
County of Monmouth
State of New Jersey**

**RESOLUTION APPROVING 2022-2023 ALCOHOLIC BEVERAGE CONTROL
LICENSE FOR AP THIRTY PROPERTY HOLDINGS, LLC-D/B/A/ CONVENTION
HALL CONCESSIONS (BEACH BAR) IN THE CITY OF ASBURY PARK, COUNTY
OF MONMOUTH, NEW JERSEY**

WHEREAS, an application has heretofore been filed with the City Clerk to renew Alcoholic Beverage License control license 1303-33-047-010- AP Thirty Property Holdings LLC, d/b/a Convention Hall Concessions (The Beach Bar); and

WHEREAS, the Chief of Police has reviewed said application and recommends renewal without reservation; and

WHEREAS, the following applicant is in compliance with the Division of Taxation and has paid renewal fees to the City of Asbury Park and the Division of Alcoholic Beverage Control.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park in the County of Monmouth and State of New Jersey, that the following Alcoholic Beverage License in the City of Asbury Park for the period from July 1, 2022 until June 30, 2023, is hereby renewed:

1303-33-047-010 AP Thirty Property Holdings, LLC- 1100 Ocean Avenue, Asbury Park, NJ

BE IT FURTHER RESOLVED that the City Clerk shall sign and deliver each license to the licensee designated.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-259 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-276

Resolution authorizing the purchase of two new GEM vehicles for Transportation based off of the Sourcewell Co-Op utilizing Transportation O&E funds.



RESOLUTION NO. 2022-276

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING THE PURCHASE TWO NEW GEM VEHICLES FOR TRANSPORTATION

WHEREAS, the City of Asbury Park ("City") has a need to purchase two new GEM vehicles for Transportation; and

WHEREAS, the City of Asbury Park received a quote from Eastern Lift Truck with the price totaling \$34,098.96 based off of the Sourcewell Co-Op Contract #122220-PSI, in which the City is a member; and

WHEREAS, the City of Asbury Park is desirous of awarding a contract for the purchase of two new GEM vehicles from Eastern Lift Truck in the amount of \$34,098.96; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following accounts 2-06-55-502-000-217. The maximum dollar value of the pending contract is as set forth in the resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the purchase of two new GEM vehicles in the amount of \$34,098.96 and a copy of this Resolution shall be provided to the Transportation Manager, City Manager, CFO and Purchasing Agent.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-276 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK

POLARIS		Vehicle Sourcewell Quote from Polaris Commerical			
GENERAL INFORMATION					
Sourcewell Member Name City of Asbury Park Contact Name Address 1 Municipal Plz Ste 1 City Asbury Park State NJ Zip 07712-7066 Sourcewell Member ID # 18864		Date 5.19.2022 Quote Expiration 6.18.2022 Polaris Rep Tom Traxler Phone 740/504-3588 Email tom.traxler@waevinc.com Polaris's Sourcewell Contract # 122220-PSI			
Dealer Name Eastern Lift Truck Dealer Number 2268900 Dealer Contact Alex Busse Dealer Phone # 609-472-9535		Sourcewell Formerly NJPA			

VEHICLE CONFIGURATION

Model Name	S Number
2022 GEM e2	41312121141211100000

Category	Factory Option	Sourcewell	MSRP
Model Number	L22G2AEALA	\$ 11,840.83	\$ 12,436.00
Compliance	e2 NJ/PA Compliance	\$ -	\$ -
Motor	e2 Standard Motor	\$ -	\$ -
Batteries	e2 Sealed Distance Battery Pack	\$ 1,248.66	\$ 1,458.00
Charging	e2 Standard 1 kW Charger	\$ -	\$ -
Body Color	e2 White Body	\$ -	\$ -
Doors	e2 No Doors Option	\$ -	\$ -
Roof	e2 Standard White Roof	\$ -	\$ -
Wheels	e2 Standard 13" Steel Wheels w/poly hub cover	\$ -	\$ -
Headlights	e2 Standard LED Headlights	\$ -	\$ -
Windows/Washer	e2 Standard Front and Rear Window w/Washer	\$ 363.98	\$ 425.00
Seating	e2 Standard Charcoal Seats	\$ -	\$ -
Steering	e2 LH Tilt Steering Wheel	\$ 156.73	\$ 183.00
Dash	e2 No Stereo or Heater Options, LH	\$ -	\$ -
Interior Lighting	e2 No Cab Lighting Option	\$ -	\$ -
Interior Accessories	e2 No Floor Mat, No Sun Visors Option	\$ -	\$ -
Roof Accessories		\$ -	\$ -
Bumper		\$ -	\$ -
Carrier		\$ -	\$ -
None		\$ -	\$ -
Upfit		\$ -	\$ -
Accessories		\$ -	\$ -
Accessories Install Fee		\$ -	\$ -
Open Market Customization	Destination and Handling	\$ 1,000.00	\$ 1,000.00
Factory Options/Accessories/Customization Subtotal		\$ 2,769.37	\$ 3,066.00

VEHICLE PRICING		
	Vehicle Total	\$14,610.20
	Freight	\$2,093.00
	Tax	\$2,093.00
	Open Market Prep & Local Delivery	\$750.00
	Destination and Handling Discount	-\$750.00
	Sub Total	\$15,953.20
	Quantity	1
	Total Quoted Price	\$15,953.20

STANDARD VEHICLE SPECS	
Motor 5.0 kW / 6.7 HP Top Speed 25 mph Gross Weight 2,000 lbs. Payload Capacity 800 lbs. Length 103 in. Width 55.5 in. Height 73 in. Wheelbase 69 in. Turning Radius 150 in. Wheels 13 in. Street Rated Tires 155/80 R13	INSERT VEHICLE PICTURE FROM "BUILD A GEM" WEBSITE TOOL [http://www.polaris.com/en-us/gem-electric-car/build] (vehicle pictured with options on quote)
Standard Features	Street legal, 3 pt. safety belts, bucket seats, 43 in. legroom, mirrors, automotive glass, windshield wiper, bucket seats, adjustable driver seat, H/L headlights, LED brake lights and self-cancelling turn signals, Automotive style suspension - Front: MacPherson Strut, Rear: Independent Trailing Arms 1 kW onboard charger with cord that plugs into any 110 V outlet

Approved By

Approved Date

POLARIS		Vehicle Sourcewell Quote from Polaris Commerical																																																																																																																																					
GENERAL INFORMATION																																																																																																																																							
Sourcewell Member Name	City of Asbury Park	Date	5.19.2022																																																																																																																																				
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City	Asbury Park	Phone	740/504-3588																																																																																																																																				
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*Aftermarket (i.e. non-Polaris) items may not be included on any purchase orders referencing the Sourcewell Contract; note that installation of aftermarket items may void part, or all, of the original factory warranty. Please see Owner's Manual for details.		Vehicle Total		\$16,727.76	\$17,726.00																																																																																																																																		
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		Quantity		1	1																																																																																																																																		
Total Quoted Price		\$18,145.76	\$19,144.00																																																																																																																																				
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Motor: 5.0 kW / 6.7 HP Top Speed: 25 mph Gross Weight: 2,500 lbs. Payload Capacity: 1,150 lbs. Length: 135 in. Width: 55.5 in. Height: 73 in. Wheelbase: 101 in. Turning Radius: 207 in. Wheels: 13 in. Street Rated Tires: 155/80 R13		INSERT VEHICLE PICTURE FROM "BUILD A GEM" WEBSITE TOOL http://www.polaris.com/en-us/gem-electric-car/build (vehicle pictured with options on quote)																																																																																																																																					
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Approved By

Approved Date



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-277

Resolution authorizing the purchase of water & ice rescue equipment needed totaling \$9,882.64 utilizing Beach O&E.



RESOLUTION NO. 2022-277

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING THE PURCHASE OF WATER AND ICE RESCUE EQUIPMENT

WHEREAS, the City has a need to purchase water and ice rescue equipment needed; and

WHEREAS, the City has obtained the attached quotes totaling \$9,882.64

- Firefighter One in the amount of \$9,882.64 on State Contract #17-FLEET-00734

WHEREAS, the City of Asbury Park is desirous of awarding a contract for this purchase to Firefighter One in an amount of \$9,882.64; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following accounts 2-05-55-502-000-223. The maximum dollar value of the pending contract is as set forth in the resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the “City”), in the County of Monmouth, State of New Jersey authorize the purchase of water and ice rescue equipment in the amount of \$9,882.64 and a copy of this Resolution shall be provided to the Fire Chief , City Manager, CFO and Director of Purchasing.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-277 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK


Firefighter One

 34 Wilson Drive Sparta New Jersey 07871
 Phone (973) 940-3061 Fax: (973) 860-1388

QUOTE

SQ-00225062
Sales Rep: Joe Tompey: JTompey@ff1.com
Quote Date 05/24/2022

Customer: Asbury Park Fire Department
 Bill to:
 Street: 800 Main St,
 City: Asbury Park
 State: NJ
 Zip Code: 07712
 Acct. # APFD07712

Delivery Address: 800 Main St
 Delivery City: Asbury Park
 Delivery State: NJ
 Delivery Zip Code: 07712
 Delivery Method: Warehouse / Partial
 Payment Term 30 days

Part	Description	Qty	Price**	Total
MUS-IC9001-03	Ice Commander Gold Suit w/ Carry Bag	8.00	825.61	6,604.88
MUS-MRV150	Universal Swift Water Rescuer Vest	8.00	194.76	1,558.08
17-FLEET-00734-Mustang	T-0106: POLICE AND HOMELAND SECURITY EQUIPMENT AND SUPPLIES NJ State Contract Master Blanket# 17-FLEET-00734 / Mustang Survival Price List Date: 2021 USA Public Safety Price List / 30% Discount Category 10 Marine and Scuba Equipment, Supplies, Parts & Accessories Price Line 122	1.00	0.00	0.00
NRS-2042-R	NRS Havoc Livery Helmet Red	8.00	35.96	287.68
NRS-2213-XL	NRS Rescue Wetsuit XL / Black/Yellow	2.00	223.16	446.32
NRS-2213-L	NRS Rescue Wetsuit L / Black/Yellow	1.00	223.16	223.16
NRS-2213-2XL	NRS Rescue Wetsuit 2XL / Black/Yellow	2.00	223.16	446.32
17-FLEET-00807-NRS	T-0790 (17DPP00100) - Firefighter Protective Clothing and Equipment Award Summary NJ State Contract Master Blanket# 17-FLEET-00807 / NRS Price List Dated 2020 / 28% Discount / Category 8: Search and Rescue/Vehicle Extrication/ Equipment/ Thermal Imaging Devices/Firefighting Equipment	1.00	0.00	0.00

Charge

Price

RETURN POLICY:

- Special Order or Custom items are not returnable.
- All Returns are subject to a 20% restocking fee.
- No returns will be accepted without an RMA # issued by FF1.
- No Returns will be accepted after 60 days from date of purchase.
- Returning party responsible for shipping related charges.
- Returned merchandise must be in NEW and RESALABLE condition for credit to be applied.

Sub Total	9,566.44
Charges	0.00
Tax Total	0.00
Total	9,566.44

Authorized Signature: _____

Printed Name: _____

Purchase Order #: _____ *Physical P.O. must be received in order to process (if applicable)

Attachment: FIREFIGHTER ONE - RESCUE EQUIPMENT (2022-277 : Authorizing the Purchase of Water & Ice Rescue Equipment)

****Due to the volatility within the global supply chain network we reserve the right to adjust pricing at any time.**

Current lead times are also subject to change due to delays in the global supply chain.



34 Wilson Drive Sparta New Jersey 07871
Phone (973) 940-3061 Fax: (973) 860-1388

QUOTE

SQ-00226119

Sales Rep: Joe Tompey: JTompey@ff1.com

Quote Date 05/25/2022

Customer: Asbury Park Fire Department
Bill to:
Street: 800 Main St,
City: Asbury Park
State: NJ
Zip Code: 07712
Acct. # APFD07712

Delivery Address: 800 Main St
Delivery City: Asbury Park
Delivery State: NJ
Delivery Zip Code: 07712
Delivery Method: Warehouse / Partial
Payment Term 30 days

Part	Description	Qty	Price**	Total
EFGB4770	Gear Bag Red	8.00	36.40	291.20
SH<1500	Shipping / Delivery Fees	1.00	25.00	25.00

Charge	Price
--------	-------

RETURN POLICY:

- Special Order or Custom items are not returnable.
- All Returns are subject to a 20% restocking fee.
- No returns will be accepted without an RMA # issued by FF1.
- No Returns will be accepted after 60 days from date of purchase.
- Returning party responsible for shipping related charges.
- Returned merchandise must be in NEW and RESALABLE condition for credit to be applied.

Sub Total	316.20
Charges	0.00
Tax Total	0.00
Total	316.20

Authorized Signature: _____

Printed Name: _____

Purchase Order #: _____ *Physical P.O. must be received in order to process (if applicable)

**Due to the volatility within the global supply chain network we reserve the right to adjust pricing at any time.

Current lead times are also subject to change due to delays in the global supply chain.

Attachment: FIREFIGHTER ONE - RESCUE EQUIPMENT (2022-277 : Authorizing the Purchase of Water & Ice Rescue Equipment)



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-278

Resolution approving change order #4 for Bond Street Improvements Project in the amount of \$0.00



RESOLUTION NO. 2022-278

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING CHANGE ORDER #4 FOR BOND STREET IMPROVEMENTS PROJECT

WHEREAS, the City Council of Asbury Park awarded a contract to Lucas Brothers Inc. on November 10, 2021 for Bond Street Improvements Project via Resolution #2021-477; and

WHEREAS, the original contract amount approved by the City Council was in the sum of one million six hundred fifty-seven thousand six hundred and fifty-seven dollars (\$1,657,657.00); and

WHEREAS, the City had approved via Resolution 2022-161 Change Order #1 and had no change to the contract amount of \$1,657,657.00; and

WHEREAS, the City had approved via Resolution 2022-180 Change Order #2 and had no change to the contract amount of \$1,657,657.00; and

WHEREAS, the City had approved via Resolution 2022-221 Change Order #3 and had no change to the contract amount of \$1,657,657.00; and

WHEREAS, the City Engineer is requesting Change Order #4 in the amount of \$0.00; and

WHEREAS, Change Order #4 reflects additions and reductions to as-built quantities resulting in a zero (\$0.00) dollar net change to the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available in C-09-17-907-000-902 and C-09-17-907-000-903 within the Capital Fund and the maximum dollar value of the pending change orders is as set forth in this resolution; and

WHEREAS, said certification has designated specifically the line-item appropriation(s) of the official budget to which the contract will be officially charged.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Asbury park, County of Mayor and State of New Jersey that this Change Order 4 shall not exceed zero dollars and zero cents (\$0.00).

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute Change Order Number 4 on behalf of the Governing Body.

BE IT FURTHER RESOLVED that the contract between the parties referred to above shall be amended to reflect the changes approved herein.

BE IT FURTHER RESOLVED that a certification of availability of funds shall be attached to the original copy of this resolution and kept in the files of the City Clerk.

BE IT FURTHER RESOLVED that a copy of this Resolution be provided the CFO, Lucas Brothers Inc., City Engineer and City Manager.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-278 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK

T&M ASSOCIATES
CONSULTING & MUNICIPAL ENGINEERS
ELEVEN TINDALL ROAD MIDDLETOWN,
NEW JERSEY 07748

SHEET NO. 1 OF 2
PROJECT NO. ASPK-00776

CHANGE ORDER NO. 4

DATE: May 24, 2022
PROJECT: Bond Street Improvements
OWNER: City of Asbury Park
CONTRACTOR: Lucas Brothers, Inc.

DESCRIPTION OF CHANGE:

REDUCTIONS:

Various items are reduced to reflect current as-built quantities.

EXTRA:

Various items are reduced to reflect current as-built quantities.

SUPPLEMENTARY:

APPROVAL RECOMMENDED:

Jason D. Harzold
JASON D. HARZOLD PRINCIPAL
PROJECT MANAGER

ACCEPTED:

Edmund McCreary
CONTRACTOR:
Lucas Brothers, Inc.

OWNER'S
APPROVALS:

NOTE: All work to be done
according to Contract
Specifications.

SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
A. TOTAL REDUCTIONS THIS C.O.	XXXXXXXXXX	\$22,472.55
B. TOTAL EXTRAS THIS C.O.	\$22,472.55	XXXXXXXXXX
C. TOTAL SUPPLEMENTARY THIS C.O.	\$0.00	XXXXXXXXXX
TOTALS THIS C.O.	\$22,472.55	\$22,472.55
NET CHANGE THIS CHANGE ORDER	\$0.00	\$0.00
PREVIOUS CHANGE ORDERS	\$191,593.35	\$191,593.35
TOTAL CHANGE ORDERS TO DATE	\$214,065.90	\$214,065.90
NET CHANGE IN CONTRACT	\$0.00	\$0.00

ORIGINAL CONTRACT BID PRICE \$1,657,657.00

CHANGE ORDERS TO DATE 0.00% \$0.00

REVISED CONTRACT PRICE \$1,657,657.00

Attachment: LUCAS BROTHERS CHANGE ORDER 4 (2022-278 : Change Order #4 for Bond Street Improvement Project)

CHANGE ORDER NO.
4SHEET NO. 2 OF 2
PROJECT NO. ASPK-00776

PROJECT: Bond Street Improvements

OWNER: City of Asbury Park

CONTRACTOR: Lucas Brothers, Inc.

REDUCTION	ITEM NO.	DESCRIPTION	QUANTITY	UNIT	PRICE	AMOUNT
	1	Silt Fence	100.00	LF	\$0.01	\$1.00
	2	Breakaway Barricade	5.00	UN	\$0.01	\$0.05
	6	Police Traffic Directors (If & Where Directed)	0.50	HR	\$75.00	\$37.50
	13	Tack Coat	1.50	GAL.	\$6.00	\$9.00
	16	Concrete Sidewalk, 4" Thick	345.00	SY	\$65.00	\$22,425.00

A. TOTAL REDUCTIONS \$22,472.55

EXTRA	19	Reset Paver Driveway (If & Where Directed)	3.00	SY	\$115.00	\$345.00
	20	Detectable Warning Surface	204.00	SF	\$45.00	\$9,180.00
	25	Reset Valve Box or Meter Pit	19.00	UN	\$681.45	\$12,947.55

B. TOTAL EXTRA \$22,472.55

SUPPLEMENTARY						\$0.00
						\$0.00
						\$0.00
						\$0.00

C. TOTAL SUPPLEMENTARY \$0.00

Attachment: LUCAS BROTHERS CHANGE ORDER 4 (2022-278 : Change Order #4 for Bond Street Improvement Project)



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-279

Resolution awarding a bid for the transportation of liquid sewage sludge from AP WWTP to PVSC for 2022 with the option of renewing the contract for two (2) one-year extensions.



RESOLUTION NO. 2022-279

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AWARDING A BID FOR THE TRANSPORTATION OF LIQUID SEWAGE SLUDGE FROM AP WASTE WATER TREATMENT PLANT TO PVSC

WHEREAS, the City of Asbury Park duly advertised on Monday, May 23, 2022 for the receipt of bids for the transportation of liquid sewage sludge from the Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission (PVSC); and

WHEREAS, the following bids were received on Thursday, June 2, 2022 and reviewed by the Director of Purchasing:

YEAR 1	Russell Reid Waste Hauling	Spectraserve Inc.
Standard Fee Per Gallon	0.0947	0.1080
Add-On Fee Per Gallon	0.020	0.015
Add-On/Deduct Fee per Mile	\$0.75	\$5.00
Saturday, Sunday & Holiday Per Gallon	0.126	0.1120

WHEREAS, it has been determined that Russell Reid Waste Hauling and Disposal Service Co., Inc. submitted the lowest responsible bid in accordance with the bid specifications; and

WHEREAS, it is the desire of the governing body to award a contract for the transportation of liquid sewage sludge from the Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission for year 1 with the option of renewing the contract for two (2) one-year extensions at the submitted bid prices; and

WHEREAS, there are sufficient funds in the Sewer Operating Budget to cover the cost of this contract for 2022 and funds will be provided for in the future budget as needed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey that it hereby awards a contract to Russell Reid Waste Hauling and Disposal Service Co., Inc. for the transportation of liquid sewage sludge from the Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission.

NOW, THEREFORE BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the Director of Capital Projects & Public Facilities, Chief Sewerage Plant Operator, City Manager and Director of Purchasing.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-279 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-280

Proposal for additional services listed on attached amendment.



RESOLUTION NO. 2022-280

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING THE FIRM OF KYLE + MCMANUS ASSOCIATES, LLC TO PERFORM CERTAIN ADDITIONAL PROFESSIONAL PLANNING SERVICES RELATING TO AFFORDABLE HOUSING

WHEREAS, on January 5, 2022, the Mayor and Council of the City of Asbury Park (the “City”) adopted Resolution No. 2022-37 authorizing the award of a contract to the firm of Kyle + McManus Associates, LLC (the “Contractor”) to perform professional Affordable Housing Planning and/or Consulting Services (the “services”) for the City; and

WHEREAS, also on January 5, 2022, the City entered into a contract (the “Contract”) with the Contractor for the services; and

WHEREAS, the Contract, at Section II thereof, permits the Contractor to perform additional services related to special projects if deemed necessary by the City, with authorization to be provided by Resolution of the City; and

WHEREAS, the City is in need of additional services (the “additional services”) from the Contractor, related to the preparation of an amendment to the City’s 2019 Housing Element and Fair Share Plan; and

WHEREAS, the Contractor has submitted the attached Proposal for such additional services, dated May 27, 2022; and

WHEREAS, the Mayor and Council wish to approve and authorize the Contractor to perform the additional services as set forth in the attached Proposal.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park, in the County of Monmouth and State of New Jersey, as follows:

1. That the Contractor is hereby authorized to perform the additional services in accordance with the terms and conditions set forth in the attached Proposal.
2. That a certified copy of this Resolution, along with the attached Proposal, shall be provided to each of the following:

- a. Kyle + McManus Associates, LLC;
- b. Donna M. Vieiro, City Manager;
- c. JoAnn Boos, CMFO, Chief Financial Officer;
- d. Tracy Lizardi, Director of Purchasing, QPA/Assistant CFO; and
- e. Frederick C. Raffetto, Esq., Municipal Attorney.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-XX, which was finally adopted by the City Council at a meeting held on the 8th day of JUNE, 2022.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-280 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



P.O. Box 236
 2 East Broad Street, 2nd Floor
 Hopewell, NJ 08525
 609-257-6705 (v)
 609-374-9939 (f)
 info@kylemcmamus.com

Donna Vieiro, City Manager
 City of Asbury Park
 One Municipal Plaza
 Asbury Park, NJ 07712

May 27, 2022

**Re: Proposal for Affordable Housing Planning Services
 Amendment to the 2019 Housing Element and Fair Share Plan**

Dear Ms. Vieiro

I am pleased to submit a proposal to prepare an amendment to the City's 2019 Housing Element and Fair Share Plan. The Amendment is intended to assist the City in its ongoing affordable housing litigation with Fair Share Housing Center, and other intervenors, stemming from its filing of a Declaratory Judgment.

1.0 SCOPE OF WORK

Kyle + McManus Associates will amend the 2019 Housing Element and Fair Share Plan (hereinafter the "Amended Housing Plan") to reflect the then-status of the City's affordable housing programs and litigation. The following minimum items will be addressed in the Amended Housing Plan.

- A. RCA Program. The Amended Housing Plan will include a description of the City's RCA program, including an accounting of the units for which the affordable housing units were properly created, and the units which remain outstanding. This section will largely rely on the research conducted by Community Grants, Housing and Planning.
- B. 100% Affordable Housing Programs. The Amended Housing Plan will identify any proposed 100% affordable housing site(s). This will include but not be limited to identification of the site and its suitability for affordable housing, the portion of the obligation which it will fulfill, and the process envisioned for bringing the project to fruition.
- C. Rehabilitation Obligation and Program. The Amended Housing Plan will propose adjustment of the rehabilitation obligation to reflect the City's completed Structural Conditions Survey. It will also discuss how the obligation will be satisfied – to what extent a rehabilitation program is proposed and any other programs, such as existing or planned affordable housing units, which will satisfy the obligation.

The above scope of work includes three (3) virtual meetings with City staff and professionals to discuss the draft work product.



Public meetings before the planning board, governing body and/or the community are not included in the scope of work. Instead, these meetings will be billed on a time and materials basis in accordance with the firm's hourly rates.

2.0 COST PROPOSAL

The cost for the above scope of work shall not exceed SIX THOUSAND FIVE HUNDRED (\$6,500.00).

Any additional items that are beyond the herein Scope of Work will be billed on a hourly basis in accordance with the firm's hourly rates. For example, the above proposal does not include within the quoted price the following:

- Blueprint, reproduction, overnight mail, deliveries or courier service;
- Public meetings before the planning board, governing body and/or the community.

Should you find this proposal acceptable, please sign where indicated below and return the retainer and an original to PO Box 236, Hopewell, NJ 08525. On behalf of Kyle + McManus Associates, I thank you for the opportunity to provide professional planning services and look forward to a successful outcome.

Sincerely,

A handwritten signature in black ink, appearing to read 'Elizabeth McManus'. The signature is fluid and cursive, written over a horizontal line.

Elizabeth McManus, PP, AICP, LEED AP
Principal

Accepted this _____ day of _____, 2022

By (printed name): _____

Signature: _____



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-281

Award of a contract to Millennium Communications in the amount of \$26,420 for the installation of a security camera.



RESOLUTION NO. 2022-281

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AWARDING A CONTRACT TO MILLENNIUM COMMUNICATIONS GROUP FOR A SECURITY CAMERA WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

RESOLUTION AWARDING OF A CONTRACT TO MILLENNIUM COMMUNICATIONS GROUP FOR A SECURITY CAMERA WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG)

WHEREAS, the City of Asbury Park received pricing from Millennium Communications Group for the installation of security cameras in designated areas of Asbury Park; and

WHEREAS, price of the project is \$26,420 and is attached to this Resolution; and

WHEREAS, pricing is based off of State Contract #T2989/#88740; and

WHEREAS, this project shall be paid for with Community Development Block Grant (CDBG) funds; and

WHEREAS, the City Manager is hereby authorized to sign any and all contracts and paperwork associated with this project; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Accounts T-17-80-850-850-005 of the official budget to which the contract will be officially charged; and the maximum dollar value of the pending contract is set forth in the resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the award of a contract to Millennium Communications in the amount of \$26,420 for the installation of a security camera.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-281 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



SPIN #143007785

*One Point of Contact.
Endless Possibilities.*

Federal GSA #GS-35F-0220R
NJ WSCA 87720 / 75580
HCESC TEC #06
NJ State Contract / #T2989 / #88740
Hunterdon County HCESC TEC #06
TIPS USA

May 15th, 2022

P.O. Joseph Swansinger
Asbury Park Police Department
(Technical Services Unit)
One Municipal Plaza
Asbury Park, NJ 07712

Re: Asbury Park CCTV –

Thank you for allowing Millennium Communications Group (MCG) the opportunity to address your requirements. We propose to provide Engineering & Design Services as well as all labor and materials required to complete the following:

All work to be performed under our NJ State Contract and NJ Prevailing Wage Act

- Furnish & Install 400' of new strand & hardware from existing Enclosure and attached to new utility poles
- Furnish and Install 5 – Cat 6 Outdoor Cables from enclosure to new poles with cameras
- Furnish and Install 3 - new wooden 35' utility pole
- Furnish and Install all necessary jumpers at enclosure
- Furnish and Install 5 Fixed HD 5MP cameras
- License 5 new cameras – Genetec
- Configure switch and cameras
- Integrate into AP CCTV Genetec system @ APPD MDF
- Test & Document
- Add as-builts to Asbury Park's Private Fiber Network Plans 26,420.00

Labor & Material\$26,420.00

Sincerely,
Keith P. Burkhard
Manager, Security & Surveillance

11 Melanie Lane, Unit 13 East Hanover, NJ 07936 P 800.677.1919 F 973.503.0111

Affirmative Action, Equal Opportunity Employer

millenniuminc.com

Attachment: Invoice for Millennium 5-16-2022 (2022-281 : Resolution Awarding Contract to Millennium Communications Group for a Security



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-282

Awarding a contract to Municipal Emergency Services for Fire Department Uniforms utilizing Sourcewell Contract #032620-MES. Clothing allowance is \$900 per Officer.



RESOLUTION NO. 2022-282

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AWARDING A CONTRACT TO PROVIDE FIRE DEPARTMENT UNIFORMS FOR 2022

WHEREAS, the City has a need to purchase uniforms for the Fire Department for 2022;
and

WHEREAS, Municipal Emergency Services has been awarded a Fire Department Uniform contract from Sourcewell Cooperative #032620 and #040220 MES effective May 7, 2020 through May 7, 2024; and

WHEREAS, the City of Asbury Park is desirous of awarding the purchase of Fire Department Uniforms to Municipal Emergency Services in the amount not-to-exceed \$49,000.00 from Sourcewell Cooperative in which the City is a member with a membership number of 18864; and

WHEREAS, the City of Asbury Park is desirous of awarding the purchases to the vendor in an amount listed above; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following account: 2-01-25-265-000-207. The maximum amount of the pending contract is as stated in the resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the purchase of Fire Department Uniforms for 2022 in the amount not-to-exceed \$49,000.00 and a copy of this Resolution shall be provided to the Fire Chief, City Manager, CFO and Director of Purchasing.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-282 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-283

Resolution authorizing the annual renewal of Gunfire Technology with Shot Spotter IN THE AMOUNT OF \$54,450. Asbury entered into an M.O.U. with the County of Monmouth and Township of Neptune via Resolution 2019-237. Asbury and Neptune agreed to be responsible for all cost necessary to keep Shot Spotter for 2021 and 2022.



RESOLUTION NO. 2022-283

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING THE ANNUAL RENEWAL OF GUNFIRE TECHNOLOGY WITH SHOTSPOTTER

WHEREAS, Asbury Park, Neptune Township and the County of Monmouth have negotiated a Memorandum of Understanding (the “M.O.U.”) which contains all of the terms and conditions associated with establishing the Gunfire Technology in Asbury Park via Resolution #2019-372; and

WHEREAS, the City has a need to renew the Gunfire Technology with ShotSpotter Inc.; and

WHEREAS, the City has obtained the attached INVOICE from ShotSpotter for the service period of June 30, 2022 through June 29, 2023 in the amount of \$54,450.00; and

WHEREAS, this service is exempt from public bidding as per the New Jersey Local Public Contracts Law under Section 40A:11-5(dd) Exemptions; and

WHEREAS, the City of Asbury Park is desirous of awarding a contract for the annual renewal of gunfire technology to the vendor listed above in an amount of \$54,450.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following accounts 2-01-25-240-000-201. The maximum dollar value of the pending contract is as set forth in the resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the “City”), in the County of Monmouth, State of New Jersey authorize the renewal of gunfire technology with ShotSpotter in the amount of \$54,450.00 and a copy of this Resolution shall be provided to the City Manager, CFO, Chief of Police, and Director of Purchasing.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-283 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK

**ShotSpotter, Inc.**

39300 Civic Center Dr., Ste. 300
 Fremont, CA 94538
 Ph. 510-794-3172
 Fx. 408-608-0340
 www.shotspotter.com
 accounting@shotspotter.com
 Tax ID # 47-0949915

INVOICE

Invoice Date 5/20/2022
 Invoice# INV#12398
 Invoice Due Date 6/19/2022

ShotSpotter Service Agreement - FE 3/20/2022

Monmouth County
 Freehold, NJ 07728
 United States

City of Asbury Park -
 60%

Description	Amount
199-0000-01 Flex ShotSpotter Respond Gunshot Location Services for the period 6/30/2022 - 6/29/2023 Year 3 of 3	\$54,450.00
Total	\$54,450.00

For ACH payments, please use the following bank info:

Bank Name : Umpqua Bank, Portland, OR
 ABA Routing No.: 123205054
 Account Name : ShotSpotter Inc DBA SST Inc
 Account No. : 4863184075



INV#12398



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-284

This account is inactive so we will need to credit the property owner for sewer charges that have inaccurately accrued.



RESOLUTION NO. 2022-284

**City of Asbury Park
County of Monmouth
State of New Jersey**

**RESOLUTION TO CREDIT SEWER ACCOUNT WITH ERRONEOUS READING BY
NJ AMERICAN WATER FOR PROPERTY LOCATED AT 135 ELIZABETH AVENUE,
BLOCK 1003 LOT 59**

WHEREAS, Pursuant to N.J.S.A. 40A:5-17 the governing body of a municipality may adopt a resolution authorizing the tax collector to make adjustments to a property owners account, and;

WHEREAS: the Tax Collector was notified by DLS400 LLC, owner of the property located at 135 Elizabeth Avenue, Block 1003 Lot 59 that New Jersey American Water Company billed the incorrect amount for usage on account 10459500-1; and

WHEREAS, after verifying with New Jersey American Water it was determined the account was inactive since the 3rd Qtr billing of 2018;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the City of Asbury Park authorize the Tax Collector to credit the sewer account 10459500-1 \$1,280.00 for the billing periods of 2018 3rd Qtr to 2022 2nd Qtr.

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2022-284 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.

MELODY HARTSGROVE
CITY CLERK



**Asbury Park, New Jersey
ORDINANCE NO. 2022-10**

**ORDINANCE OF THE CITY OF ASBURY PARK ESTABLISHING CERTAIN
PARKING REGULATIONS, AND AMENDING AND SUPPLEMENTING SECTION 7-
41.5, ENTITLED “RESIDENTIAL AND EMPLOYEE PERMIT SCHEDULES, FEES
AND REGULATIONS,” OF CHAPTER VII, “TRAFFIC,” OF THE “CODE OF THE
CITY OF ASBURY PARK,” REGARDING RESIDENTIAL PARKING PERMIT
ELIGIBILITY**

WHEREAS, the City of Asbury Park (the “City”) has previously established certain traffic regulations concerning permit parking within the City; and

WHEREAS, the previous regulations as referenced above, which are codified in Chapter VII of the City Code, shall be collectively referenced herein as the “prior traffic regulations”; and

WHEREAS, since adoption of the prior regulations, the parking conditions within the City have been evaluated by the City’s Acting Director of Transportation on a continuous basis; and

WHEREAS, the City’s Acting Director of Transportation has recommended that the prior traffic regulations be revised in certain limited respects; and

WHEREAS, it is the intention of the Mayor and Council to revise the prior traffic regulations as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Asbury Park (the “City”), in the County of Monmouth and State of New Jersey, as follows:

1. That the amended parking regulations set forth herein are hereby approved and adopted for use within the City of Asbury Park.

2. That Section 7-41.5, entitled “Residential and Employee Permit Schedules, Fees and Regulations,” of Chapter VII, “Traffic,” of the “Code of the City of Asbury Park, New Jersey,” is hereby amended and supplemented in certain limited respects, as follows (additions are shown with underline, deletions are shown with ~~strikethrough~~):

§ 7-41.5. Residential and Employee Permit Schedules, Fees and Regulations.

c. Residential Parking Permit Regulations.

Residential parking permits shall be limited to residents in Zones 1, 2, 3, and 4, as defined in section 7-41.5 and residents of streets with free on street parking that are abutting two or more of the aforementioned zones, that meet the proof of residency requirements in section 7-41.5(d) and demonstrate lack of access to available off-street parking (garage, driveway, surface lot, or other off-street parking), subject to City verification through the City of Asbury Park Parking Office.

3. That all other provisions of Section 7-41.5 which are not referenced in Paragraph 2 of this Ordinance shall remain unaffected/unchanged and remain in full force and effect.

4. That all parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

5. That the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

6. An emergency is hereby declared so that the provisions of this Ordinance shall take effect immediately following its adoption, rather than twenty (20) days after its final passage, per N.J.S.A. 40:69A-181(b).

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2022-10 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

MELODY HARTSGROVE
CITY CLERK



**Asbury Park, New Jersey
ORDINANCE NO. 2022-7**

AN ORDINANCE AMENDING AND SUPPLEMENTING THE “CODE OF THE CITY OF ASBURY PARK, NEW JERSEY,” IN ORDER TO REPEAL THE EXISTING PROVISIONS OF CHAPTER 24, ENTITLED “FLOOD DAMAGE PREVENTION,” IN THEIR ENTIRETY, AND ESTABLISH A NEW CHAPTER 24 THEREOF CONCERNING “FLOOD DAMAGE PREVENTION”.

WHEREAS, the Legislature of the State of New Jersey has, in N.J.S.A. 40:48, *et seq.*, and N.J.S.A. 40:55D, *et seq.*, conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency has identified special flood hazard areas within the boundaries of the City of Asbury Park (the “City”) and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare, and

WHEREAS, the City was accepted for participation in the National Flood Insurance Program on February 15, 1979 and the City Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59, 60, 65, and 70 necessary for such participation; and

WHEREAS, the City is required, pursuant to N.J.A.C. 5:23, *et seq.*, to administer and enforce the State building codes, and such building codes contain certain provisions that apply to the design and construction of buildings and structures in flood hazard areas; and

WHEREAS, the City is required, pursuant to N.J.S.A. 40:49-5, to enforce zoning codes that secure safety from floods and contain certain provisions that apply to the development of lands; and

WHEREAS, the City is required, pursuant to N.J.S.A. 58:16A-57, within 12 months after the delineation of any flood hazard area, to adopt rules and regulations concerning the development and use of land in the flood fringe area which at least conform to the standards promulgated by the New Jersey Department of Environmental Protection (NJDEP).

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and Council of the City of Asbury Park, in the County of Monmouth and State of New Jersey, as follows:

1. That the provisions contained within Chapter 24, entitled “Flood Damage Prevention,” of the “Code of the City of Asbury Park, New Jersey,” are hereby repealed in their entirety.
2. That a new Chapter 24 shall hereby be established as set forth in the within Ordinance, to read as follows:

Chapter 24. Flood Damage Prevention

Article I. Scope and Administration

§ 24-1. TITLE.

These regulations, in combination with the flood provisions of the Uniform Construction Code (UCC) N.J.A.C. 5:23 (hereinafter “Uniform Construction Code,” consisting of the Building Code, Residential Code, Rehabilitation Subcode, and related codes, and the New Jersey Flood Hazard Area Control Act (hereinafter “FHACA”), N.J.A.C. 7:13, shall be known as the *Floodplain Management Regulations* of the City (hereinafter “these regulations”).

§ 24-2. SCOPE.

These regulations, in combination with the flood provisions of the Uniform Construction Code and FHACA shall apply to all proposed development in flood hazard areas established in Article II of these regulations.

§ 24-3. PURPOSE AND OBJECTIVES.

The purpose and objectives of these regulations are to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific flood hazard areas through the establishment of comprehensive regulations for management of flood hazard areas, designed to:

- a. Protect human life and health.
- b. Prevent unnecessary disruption of commerce, access, and public service during times of flooding.
- c. Manage the alteration of natural floodplains, stream channels and shorelines.
- d. Manage filling, grading, dredging and other development which may increase flood damage or erosion potential.
- e. Prevent or regulate the construction of flood barriers which will divert floodwater or increase flood hazards.
- f. Contribute to improved construction techniques in the floodplain.

- g. Minimize damage to public and private facilities and utilities.
- h. Help maintain a stable tax base by providing for the sound use and development of flood hazard areas.
- i. Minimize the need for rescue and relief efforts associated with flooding.
- j. Ensure that property owners, occupants, and potential owners are aware of property located in flood hazard areas.
- k. Minimize the need for future expenditure of public funds for flood control projects and response to and recovery from flood events.
- l. Meet the requirements of the National Flood Insurance Program for community participation set forth in Title 44 Code of Federal Regulations, Section 59.22.

§ 24-4. COORDINATION WITH BUILDING CODES.

Pursuant to the requirement established in N.J.A.C. 5:23, the Uniform Construction Code, that the City administer and enforce the State building codes, the City Council of the City does hereby acknowledge that the Uniform Construction Code contains certain provisions that apply to the design and construction of buildings and structures in flood hazard areas. Therefore, these regulations are intended to be administered and enforced in conjunction with the Uniform Construction Code.

§ 24-5. ORDINARY BUILDING MAINTENANCE AND MINOR WORK.

Improvements defined as ordinary building maintenance and minor work projects by the Uniform Construction Code including non-structural replacement-in-kind of windows, doors, cabinets, plumbing fixtures, decks, walls, partitions, new flooring materials, roofing, etc. shall be evaluated by the Floodplain Administrator through the floodplain development permit to ensure compliance with the Substantial Damage and Substantial Improvement Section 24-26 of this ordinance.

§ 24-6. WARNING.

The degree of flood protection required by these regulations is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur. Flood heights may be increased by man-made or natural causes. Enforcement of these regulations does not imply that land outside the special flood hazard areas, or that uses permitted within such flood hazard areas, will be free from flooding or flood damage.

§ 24-7. OTHER LAWS.

The provisions of these regulations shall not be deemed to nullify any provisions of local, State, or Federal law.

§ 24-8. VIOLATIONS AND PENALTIES FOR NONCOMPLIANCE.

No structure or land shall hereafter be constructed, relocated to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a violation under N.J.S.A. 40:49-5. Any person who violates this ordinance or fails to comply with any of its requirements shall be subject to one (1) or more of the following: a fine of not more than \$2,000.00, imprisonment for a term not exceeding ninety (90) days or a period of community service not exceeding 90 days.

Each day in which a violation of an ordinance exists shall be considered to be a separate and distinct violation subject to the imposition of a separate penalty for each day of the violation as the Court may determine except that the owner will be afforded the opportunity to cure or abate the condition during a 30-day period and shall be afforded the opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the 30-day period, a fine of not more than \$2,000.00 may be imposed if the court has not determined otherwise, or if upon reinspection of the property, it is determined that the abatement has not been substantially completed.

Any person who is convicted of violating an ordinance within one year of the date of a previous violation of the same ordinance and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the ordinance, but shall be calculated separately from the fine imposed for the violation of the ordinance.

§ 24-8.1. Solid Waste Disposal in a Flood Hazard Area.

Any person who has unlawfully disposed of solid waste in a floodway or floodplain who fails to comply with this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$2,500.00 or up to a maximum penalty by a fine not exceeding \$10,000.00 under N.J.S.A. 40:49-5.

§ 24-9. ABROGATION AND GREATER RESTRICTIONS.

These regulations supersede any ordinance in effect in flood hazard areas. However, these regulations are not intended to repeal or abrogate any existing ordinances including land development regulations, subdivision regulations, zoning ordinances, stormwater management regulations, or building codes. In the event of a conflict between these regulations and any other ordinance, code, or regulation, the more restrictive shall govern.

Article II. Applicability

§ 24-10. GENERAL.

These regulations, in conjunction with the Uniform Construction Code, provide minimum requirements for development located in flood hazard areas, including the subdivision of land and other developments; site improvements and installation of utilities; placement and replacement of manufactured homes; placement of recreational vehicles; new construction and alterations, repair, reconstruction, rehabilitation or additions of existing buildings and structures; substantial improvement of existing buildings and structures, including repair of substantial damage; installation of tanks; temporary structures and temporary or permanent storage; utility and miscellaneous Group U buildings and structures; and certain building work exempt from permit under the Uniform Construction Code; and other buildings and development activities.

§ 24-11. ESTABLISHMENT OF FLOOD HAZARD AREAS.

The City was accepted for participation in the National Flood Insurance Program on February 15, 1979.

The National Flood Insurance Program (NFIP) floodplain management regulations encourage that all Federal, State, and Local regulations that are more stringent than the minimum NFIP standards take precedence in permitting decisions. The FHACA requires that the effective Flood Insurance Rate Map, most recent preliminary FEMA mapping and flood studies, and Department delineations be compared to determine the most restrictive mapping. The FHACA also regulates unstudied flood hazard areas in watersheds measuring 50 acres or greater in size and most riparian zones in New Jersey. Because of these higher standards, the regulated flood hazard area in New Jersey may be more expansive and more restrictive than the FEMA Special Flood Hazard Area. Maps and studies that establish flood hazard areas are on file at the Office of the City Clerk, One Municipal Plaza, Asbury Park, New Jersey 07712.

The following sources identify flood hazard areas in this jurisdiction and must be considered when determining the Best Available Flood Hazard Data Area:

a. Effective Flood Insurance Study.

Special Flood Hazard Areas (SFHAs) identified by the Federal Emergency Management Agency in a scientific and engineering report entitled "Flood Insurance Study, Monmouth County, New Jersey (All Jurisdictions) dated September 25, 2009 and revised June 20, 2018 and June 15 2022 and the accompanying Flood Insurance Rate Maps (FIRM) identified in Table 24-11(1) whose effective date is June 15, 2022 are hereby adopted by reference.

Table 24-11(1)

Map Panel #	Effective Date	Revision Letter
34025C0332G	June 15, 2022	G
34025C0334G	June 15, 2022	G
34025C0351G	June 15, 2022	G

34025C0353G	June 15, 2022	G
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b. Federal Best Available Information.

The City shall utilize Federal flood information as listed in the table below that provides more detailed hazard information, higher flood elevations, larger flood hazard areas, and results in more restrictive regulations. This information may include but is not limited to preliminary flood elevation guidance from FEMA (such as Advisory Flood Hazard Area Maps, Work Maps or Preliminary FIS and FIRM). Additional Federal Best Available studies issued after the date of this ordinance must also be considered. These studies are listed on FEMA's Map Service Center. This information shall be used for floodplain regulation purposes only.

Table 24-11(2)

Map Panel #	Preliminary Date
34025C0332H	January 31, 2014
34025C0334H	January 31, 2014
34025C0351H	January 31, 2014
34025C0353H	January 31, 2014

c. Other Best Available Data.

The City shall utilize high water elevations from flood events, groundwater flooding areas, studies by federal or state agencies, or other information deemed appropriate by the City. Other "best available information" may not be used which results in less restrictive flood elevations, design standards, or smaller flood hazard areas than the sources described in Section 24-11(a) & 24-11(b) above. This information shall be used for floodplain regulation purposes only.

d. State Regulated Flood Hazard Areas.

For State regulated waters, the NJ Department of Environmental Protection (NJDEP) identifies the flood hazard area as the land, and the space above that land, which lies below the "Flood Hazard Area Control Act Design Flood Elevation", as defined in Section 24-53, and as described in the New Jersey Flood Hazard Area Control Act at N.J.A.C. 7:13. A FHACA flood hazard area exists along every regulated water that has a drainage area of 50 acres or greater. Such area may extend beyond the boundaries of the Special Flood Hazard Areas (SFHAs) as identified by FEMA. No New Jersey State studied waters were identified in this community under the FHACA.

§ 24-12. ESTABLISHING THE LOCAL DESIGN FLOOD ELEVATION (LD FE).

The Local Design Flood Elevation (LD FE) is established in the flood hazard areas determined in Section 102.2, above, using the best available flood hazard data sources, and the Flood Hazard Area Control Act minimum Statewide elevation requirements for lowest floors in A, Coastal A, and V zones, ASCE 24 requirements for critical facilities as specified by the building code, plus

additional freeboard as specified by this ordinance.

At a minimum, the Local Design Flood Elevation shall be as follows:

- a. For a delineated watercourse, the elevation associated with the Best Available Flood Hazard Data Area determined in Section 24-11 above, plus one foot or as described by N.J.A.C. 7:13 of freeboard; or
- b. For any undelineated watercourse (where mapping or studies described in Section 24-11(a) and (b) above are not available) that has a contributory drainage area of 50 acres or more, the applicants must provide one of the following to determine the Local Design Flood Elevation:
 1. A copy of an unexpired NJDEP Flood Hazard Area Verification plus one foot of freeboard and any additional freeboard as required by ASCE 24-14; or
 2. A determination of the Flood Hazard Area Design Flood Elevation using Method 5 or Method 6 (as described in N.J.A.C. 7:13) plus one foot of freeboard and any additional freeboard as required by ASCE 24. Any determination using these methods must be sealed and submitted according to Section 24-35(c).
- c. AO Zones - For Zone AO areas on the municipality's FIRM (or on preliminary flood elevation guidance from FEMA), the Local Design Flood Elevation is determined from the FIRM panel as the highest adjacent grade plus the depth number specified plus one foot of freeboard. If no depth number is specified, the Local Design Flood Elevation is three (3) feet above the highest adjacent grade.
- d. Class IV Critical Facilities - For any proposed development of new and substantially improved Flood Design Class IV Critical Facilities, the Local Design Flood Elevation must be the higher of the 0.2% annual chance (500 year) flood elevation or the Flood Hazard Area Design Flood Elevation with an additional 2 feet of freeboard in accordance with ASCE 24.
- e. Class III Critical Facilities - For proposed development of new and substantially improved Flood Design Class III Critical Facilities in coastal high hazard areas, the Local Design Flood Elevation must be the higher of the 0.2% annual chance (500 year) flood elevation or the Flood Hazard Area Design Flood Elevation with an additional 1 foot of freeboard in accordance with ASCE 24.

Article III. Duties and Powers of the Floodplain Administrator

§ 24-13. FLOODPLAIN ADMINISTRATOR DESIGNATION.

The **City Manager** is designated the Floodplain Administrator. The Floodplain Administrator shall have the authority to delegate performance of certain duties to other employees, appointed

professionals, or consultants.

§ 24-14. GENERAL.

The Floodplain Administrator is authorized and directed to administer the provisions of these regulations. The Floodplain Administrator shall have the authority to render interpretations of these regulations consistent with the intent and purpose of these regulations and to establish policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be consistent with the intent and purpose of these regulations and the flood provisions of the building code and shall not have the effect of waiving specific requirements without the granting of a variance pursuant to Article VII of these regulations.

§ 24-15. COORDINATION.

The Floodplain Administrator shall coordinate with the Construction Official to administer and enforce the flood provisions of the Uniform Construction Code.

§ 24-16. DUTIES.

The duties of the Floodplain Administrator shall include but are not limited to:

- a. Review all permit applications to determine whether proposed development is located in flood hazard areas established in Article II of these regulations.
- b. Require development in flood hazard areas to be reasonably safe from flooding and to be designed and constructed with methods, practices and materials that minimize flood damage.
- c. Interpret flood hazard area boundaries and provide available flood elevation and flood hazard information.
- d. Determine whether additional flood hazard data shall be obtained or developed.
- e. Review required certifications and documentation specified by these regulations and the building code to determine that such certifications and documentations are complete.
- f. Establish, in coordination with the Construction Official, written procedures for administering and documenting determinations of substantial improvement and substantial damage made pursuant to Section 24-26 of these regulations.
- g. Coordinate with the Construction Official and others to identify and investigate damaged buildings located in flood hazard areas and inform owners of the requirement to obtain permits for repairs.
- h. Review requests submitted to the Construction Official seeking approval to modify the strict application of the flood load and flood resistant construction requirements of the

Uniform Construction code to determine whether such requests require consideration as a variance pursuant to Article VII of these regulations.

- i. Require applicants who submit hydrologic and hydraulic engineering analyses to support permit applications to submit to FEMA the data and information necessary to maintain the Flood Insurance Rate Maps when the analyses propose to change base flood elevations, flood hazard area boundaries, or floodway designations; such submissions shall be made within 6 months of such data becoming available.
- j. Require applicants who propose alteration of a watercourse to notify adjacent jurisdictions and the NJDEP Bureau of Flood Engineering, and to submit copies of such notifications to the Federal Emergency Management Agency (FEMA).
- k. Inspect development in accordance with Section 106 of these regulations and inspect flood hazard areas to determine if development is undertaken without issuance of permits.
- l. Prepare comments and recommendations for consideration when applicants seek variances in accordance with Article VII of these regulations.
- m. Cite violations in accordance with Article VIII of these regulations.
- n. Notify the Federal Emergency Management Agency when the corporate boundaries of the City have been modified.
- o. Permit Ordinary Maintenance and Minor Work in the regulated areas discussed in Section 24-11.

§ 24-17. USE OF CHANGED TECHNICAL DATA.

The Floodplain Administrator and the applicant shall not use changed flood hazard area boundaries or base flood elevations for proposed buildings or developments unless the Floodplain Administrator or applicant has applied for a Conditional Letter of Map Revision (CLOMR) to the Flood Insurance Rate Map (FIRM) revision and has received the approval of the Federal Emergency Management Agency. A revision of the effective FIRM does not remove the related feature(s) on a flood hazard area delineation that has been promulgated by the NJDEP. A separate application must be made to the State pursuant to N.J.A.C. 7:13 for revision of a flood hazard design flood elevation, flood hazard area limit, floodway limit, and/or other related feature.

§ 24-18. OTHER PERMITS.

It shall be the responsibility of the Floodplain Administrator to assure that approval of a proposed development shall not be given until proof that necessary permits have been granted by Federal or State agencies having jurisdiction over such development, including section 404 of the Clean Water Act. In the event of conflicting permit requirements, the Floodplain Administrator

must ensure that the most restrictive floodplain management standards are reflected in permit approvals.

§ 24-19. DETERMINATION OF LOCAL DESIGN FLOOD ELEVATIONS.

If design flood elevations are not specified, the Floodplain Administrator is authorized to require the applicant to:

- a. Obtain, review, and reasonably utilize data available from a Federal, State, or other source, or
- b. Determine the design flood elevation in accordance with accepted hydrologic and hydraulic engineering techniques. Such analyses shall be performed and sealed by a licensed professional engineer. Studies, analyses, and computations shall be submitted in sufficient detail to allow review and approval by the Floodplain Administrator. The accuracy of data submitted for such determination shall be the responsibility of the applicant. It shall be the responsibility of the Floodplain Administrator to verify that the applicant's proposed Best Available Flood Hazard Data Area and the Local Design Flood Elevation in any development permit accurately applies the best available flood hazard data and methodologies for determining flood hazard areas and design elevations described in 24-11 and 24-12 respectively. This information shall be provided to the Construction Official and documented according to Section 24-27.

§ 24-20. REQUIREMENT TO SUBMIT NEW TECHNICAL DATA.

Base Flood Elevations may increase or decrease resulting from natural changes (e.g. erosion, accretion, channel migration, subsidence, uplift) or man-made physical changes (e.g. dredging, filling, excavation) affecting flooding conditions. As soon as practicable, but not later than six months after the date of a man-made change or when information about a natural change becomes available, the Floodplain Administrator shall notify the Federal Insurance Administrator of the changes by submitting technical or scientific data in accordance with Title 44 Code of Federal Regulations Section 65.3. Such a submission is necessary so that upon confirmation of those physical changes affecting flooding conditions, risk premium rates and floodplain management requirements will be based upon current data.

§ 24-21. ACTIVITIES IN RIVERINE FLOOD HAZARD AREAS.

In riverine flood hazard areas where design flood elevations are specified but floodways have not been designated, the Floodplain Administrator shall not permit any new construction, substantial improvement or other development, including the placement of fill, unless the applicant submits an engineering analysis prepared by a licensed professional engineer that demonstrates that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachment, will not increase the design flood elevation more than 0.2 feet at any point within the community.

§ 24-22. FLOODWAY ENCROACHMENT.

Prior to issuing a permit for any floodway encroachment, including fill, new construction, substantial improvements and other development or land-disturbing activity, the Floodplain Administrator shall require submission of a certification prepared by a licensed professional engineer, along with supporting technical data, that demonstrates that such development will not cause any increase in the base flood level.

§ 24-22.1. Floodway revisions.

A floodway encroachment that increases the level of the base flood is authorized if the applicant has applied for a Conditional Letter of Map Revision (CLOMR) to the Flood Insurance Rate Map (FIRM) and has received the approval of FEMA.

§ 24-23. WATERCOURSE ALTERATION.

Prior to issuing a permit for any alteration or relocation of any watercourse, the Floodplain Administrator shall require the applicant to provide notification of the proposal to the appropriate authorities of all adjacent government jurisdictions, as well as the NJDEP Bureau of Flood Engineering and the Division of Land Resource Protection. A copy of the notification shall be maintained in the permit records and submitted to FEMA.

§ 24-23.1. Engineering analysis.

The Floodplain Administrator shall require submission of an engineering analysis prepared by a licensed professional engineer, demonstrating that the flood-carrying capacity of the altered or relocated portion of the watercourse will be maintained, neither increased nor decreased. Such watercourses shall be maintained in a manner that preserves the channel's flood-carrying capacity.

§ 24-24. ALTERATIONS IN COASTAL AREAS.

The excavation or alteration of sand dunes is governed by the New Jersey Coastal Zone Management (CZM) rules, N.J.A.C. 7:7. Prior to issuing a flood damage prevention permit for any alteration of sand dunes in coastal high hazard areas and Coastal A Zones, the Floodplain Administrator shall require that a New Jersey CZM permit be obtained and included in the flood damage prevention permit application. The applicant shall also provide documentation of any engineering analysis, prepared by a licensed professional engineer, that demonstrates that the proposed alteration will not increase the potential for flood damage.

§ 24-25. DEVELOPMENT IN RIPARIAN ZONES.

All development in Riparian Zones as described in N.J.A.C. 7:13 is prohibited by this ordinance unless the applicant has received an individual or general permit or has complied with the

requirements of a permit by rule or permit by certification from NJDEP Division of Land Resource Protection prior to application for a floodplain development permit and the project is compliant with all other Floodplain Development provisions of this ordinance. The width of the riparian zone can range between 50 and 300 feet and is determined by the attributes of the waterbody and designated in the New Jersey Surface Water Quality Standards N.J.A.C. 7:9B. The portion of the riparian zone located outside of a regulated water is measured landward from the top of bank. Applicants can request a verification of the riparian zone limits or a permit applicability determination to determine State permit requirements under N.J.A.C. 7:13 from the NJDEP Division of Land Resource Protection.

§ 24-26. SUBSTANTIAL IMPROVEMENT AND SUBSTANTIAL DAMAGE DETERMINATIONS.

When buildings and structures are damaged due to any cause including but not limited to man-made, structural, electrical, mechanical, or natural hazard events, or are determined to be unsafe as described in N.J.A.C. 5:23; and for applications for building permits to improve buildings and structures, including alterations, movement, repair, additions, rehabilitations, renovations, ordinary maintenance and minor work, substantial improvements, repairs of substantial damage, and any other improvement of or work on such buildings and structures, the Floodplain Administrator, in coordination with the Construction Official, shall:

- a. Estimate the market value, or require the applicant to obtain a professional appraisal prepared by a qualified independent appraiser of the market value of the building or structure before the start of construction of the proposed work; in the case of repair, the market value of the building or structure shall be the market value before the damage occurred and before any repairs are made.
- b. Determine and include the costs of all ordinary maintenance and minor work, as discussed in Section 24-11, performed in the floodplain regulated by this ordinance in addition to the costs of those improvements regulated by the Construction Official in substantial damage and substantial improvement calculations.
- c. Compare the cost to perform the improvement, the cost to repair the damaged building to its pre-damaged condition, or the combined costs of improvements and repairs, where applicable, to the market value of the building or structure.
- d. Determine and document whether the proposed work constitutes substantial improvement or repair of substantial damage. This determination requires the evaluation of previous permits issued for improvements and repairs over a period of two (2) years prior to the permit application or substantial damage determination as specified in the definition of substantial improvement.
- e. Notify the applicant in writing when it is determined that the work constitutes substantial improvement or repair of substantial damage and that compliance with the flood resistant construction requirements of the building code is required and notify the applicant in writing when it is determined that work does not constitute substantial improvement or

repair of substantial damage. The Floodplain Administrator shall also provide all letters documenting substantial damage and compliance with flood resistant construction requirements of the building code to the NJDEP Bureau of Flood Engineering.

§ 24-27. DEPARTMENT RECORDS.

In addition to the requirements of the building code and these regulations, and regardless of any limitation on the period required for retention of public records, the Floodplain Administrator shall maintain and permanently keep and make available for public inspection all records that are necessary for the administration of these regulations and the flood provisions of the Uniform Construction Code, including Flood Insurance Studies, Flood Insurance Rate Maps; documents from FEMA that amend or revise FIRMs; NJDEP delineations, records of issuance of permits and denial of permits; records of ordinary maintenance and minor work, determinations of whether proposed work constitutes substantial improvement or repair of substantial damage; required certifications and documentation specified by the Uniform Construction Code and these regulations including as-built Elevation Certificates; notifications to adjacent communities, FEMA, and the State related to alterations of watercourses; assurance that the flood carrying capacity of altered waterways will be maintained; documentation related to variances, including justification for issuance or denial; and records of enforcement actions taken pursuant to these regulations and the flood resistant provisions of the Uniform Construction Code. The Floodplain Administrator shall also record the required elevation, determination method, and base flood elevation source used to determine the Local Design Flood Elevation in the floodplain development permit.

§ 24-28. LIABILITY.

The Floodplain Administrator and any employee charged with the enforcement of these regulations, while acting for the jurisdiction in good faith and without malice in the discharge of the duties required by these regulations or other pertinent law or ordinance, shall not thereby be rendered liable personally and is hereby relieved from personal liability for any damage accruing to persons or property as a result of any act or by reason of an act or omission in the discharge of official duties. Any suit instituted against an officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of these regulations shall be defended by legal representative of the jurisdiction until the final termination of the proceedings. The Floodplain Administrator and any subordinate shall not be liable for cost in any action, suit or proceeding that is instituted in pursuance of the provisions of these regulations.

Article IV. Permits

§ 24-29. PERMITS REQUIRED.

Any person, owner or authorized agent who intends to conduct any development in a flood hazard area shall first make application to the Floodplain Administrator and shall obtain the required permit. Depending on the nature and extent of proposed development that includes a

building or structure, the Floodplain Administrator may determine that a floodplain development permit or approval is required in addition to a building permit.

§ 24-30. APPLICATION FOR PERMIT.

The applicant shall file an application in writing on a form furnished by the Floodplain Administrator. Such application shall:

- a. Identify and describe the development to be covered by the permit.
- b. Describe the land on which the proposed development is to be conducted by legal description, street address or similar description that will readily identify and definitively locate the site.
- c. Indicate the use and occupancy for which the proposed development is intended.
- d. Be accompanied by a site plan and construction documents as specified in Article V of these regulations, grading and filling plans and other information deemed appropriate by the Floodplain Administrator.
- e. State the valuation of the proposed work, including the valuation of ordinary maintenance and minor work.
- f. Be signed by the applicant or the applicant's authorized agent.

§ 24-31. VALIDITY OF PERMIT.

The issuance of a permit under these regulations or the Uniform Construction Code shall not be construed to be a permit for, or approval of, any violation of this appendix or any other ordinance of the jurisdiction. The issuance of a permit based on submitted documents and information shall not prevent the Floodplain Administrator from requiring the correction of errors. The Floodplain Administrator is authorized to prevent occupancy or use of a structure or site which is in violation of these regulations or other ordinances of this jurisdiction.

§ 24-32. EXPIRATION.

A permit shall become invalid when the proposed development is not commenced within 180 days after its issuance, or when the work authorized is suspended or abandoned for a period of 180 days after the work commences. Extensions shall be requested in writing and justifiable cause demonstrated. The Floodplain Administrator is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each.

§ 24-33. SUSPENSION OR REVOCATION.

The Floodplain Administrator is authorized to suspend or revoke a permit issued under these regulations wherever the permit is issued in error or on the basis of incorrect, inaccurate or incomplete information, or in violation of any ordinance or code of this jurisdiction.

Article V. Site Plans and Construction Documents

§ 24-34. INFORMATION FOR DEVELOPMENT IN FLOOD HAZARD AREAS.

The site plan or construction documents for any development subject to the requirements of these regulations shall be drawn to scale and shall include, as applicable to the proposed development:

- a. Delineation of flood hazard areas, floodway boundaries and flood zone(s), base flood elevation(s), and ground elevations when necessary for review of the proposed development. For buildings that are located in more than one flood hazard area, the elevation and provisions associated with the most restrictive flood hazard area shall apply.
- b. Where base flood elevations or floodway data are not included on the FIRM or in the Flood Insurance Study, they shall be established in accordance with Section 24-35.
- c. Where the parcel on which the proposed development will take place will have more than 50 lots or is larger than 5 acres and base flood elevations are not included on the FIRM or in the Flood Insurance Study, such elevations shall be established in accordance with Section 24-35(c) of these regulations.
- d. Location of the proposed activity and proposed structures, and locations of existing buildings and structures; in coastal high hazard areas and Coastal A zones, new buildings shall be located landward of the reach of mean high tide.
- e. Location, extent, amount, and proposed final grades of any filling, grading, or excavation.
- f. Where the placement of fill is proposed, the amount, type, and source of fill material; compaction specifications; a description of the intended purpose of the fill areas; and evidence that the proposed fill areas are the minimum necessary to achieve the intended purpose. The applicant shall provide an engineering certification confirming that the proposal meets the flood storage displacement limitations of N.J.A.C. 7:13.
- g. Extent of any proposed alteration of sand dunes.
- h. Existing and proposed alignment of any proposed alteration of a watercourse.
- i. Floodproofing certifications, V Zone and Breakaway Wall Certifications, Operations and Maintenance Plans, Warning and Evacuation Plans and other documentation required

pursuant to FEMA publications.

The Floodplain Administrator is authorized to waive the submission of site plans, construction documents, and other data that are required by these regulations but that are not required to be prepared by a registered design professional when it is found that the nature of the proposed development is such that the review of such submissions is not necessary to ascertain compliance.

§ 24-35. INFORMATION IN FLOOD HAZARD AREAS WITHOUT BASE FLOOD ELEVATIONS (APPROXIMATE ZONE A).

Where flood hazard areas are delineated on the effective or preliminary FIRM and base flood elevation data have not been provided, the applicant shall consult with the Floodplain Administrator to determine whether to:

- a. Use the Approximation Method (Method 5) described in N.J.A.C. 7:13 in conjunction with Appendix 1 of the FHACA to determine the required flood elevation.
- b. Obtain, review, and reasonably utilize data available from a Federal, State or other source when those data are deemed acceptable to the Floodplain Administrator to reasonably reflect flooding conditions.
- c. Determine the base flood elevation in accordance with accepted hydrologic and hydraulic engineering techniques according to Method 6 as described in N.J.A.C. 7:13. Such analyses shall be performed and sealed by a licensed professional engineer.

Studies, analyses, and computations shall be submitted in sufficient detail to allow review and approval by the Floodplain Administrator prior to floodplain development permit issuance. The accuracy of data submitted for such determination shall be the responsibility of the applicant. Where the data are to be used to support a Letter of Map Change (LOMC) from FEMA, the applicant shall be responsible for satisfying the submittal requirements and pay the processing fees.

§ 24-36. ANALYSES AND CERTIFICATIONS BY A LICENSED PROFESSIONAL ENGINEER.

As applicable to the location and nature of the proposed development activity, and in addition to the requirements of this section, the applicant shall have the following analyses signed and sealed by a licensed professional engineer for submission with the site plan and construction documents:

- a. For development activities proposed to be located in a regulatory floodway, a floodway encroachment analysis that demonstrates that the encroachment of the proposed development will not cause any increase in base flood elevations; where the applicant proposes to undertake development activities that do increase base flood elevations, the applicant shall submit such analysis to FEMA as specified in Section 24-37 of these

regulations and shall submit the Conditional Letter of Map Revision, if issued by FEMA, with the site plan and construction documents.

- b. For development activities proposed to be located in a riverine flood hazard area where base flood elevations are included in the FIS or FIRM but floodways have not been designated, hydrologic and hydraulic analyses that demonstrate that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachments will not increase the base flood elevation more than 0.2 feet at any point within the jurisdiction. This requirement does not apply in isolated flood hazard areas not connected to a riverine flood hazard area or in flood hazard areas identified as Zone AO or Zone AH.
- c. For alteration of a watercourse, an engineering analysis prepared in accordance with standard engineering practices which demonstrates that the flood-carrying capacity of the altered or relocated portion of the watercourse will not be decreased, and certification that the altered watercourse shall be maintained, neither increasing nor decreasing the channel's flood-carrying capacity. The applicant shall submit the analysis to FEMA as specified in Section 105.4 of these regulations. The applicant shall notify the chief executive officer of all affected adjacent jurisdictions, the NJDEP's Bureau of Flood Engineering and the Division of Land Resource Protection; and shall provide documentation of such notifications.
- d. For activities that propose to alter sand dunes in coastal high hazard areas (Zone V) and Coastal A Zones, an engineering analysis that demonstrates that the proposed alteration will not increase the potential for flood damage and documentation of the issuance of a New Jersey Coastal Zone Management permit under N.J.A.C. 7:7.
- e. For analyses performed using Methods 5 and 6 (as described in N.J.A.C. 7:13) in flood hazard zones without base flood elevations (approximate A zones).

§ 24-37. SUBMISSION OF ADDITIONAL DATA.

When additional hydrologic, hydraulic or other engineering data, studies, and additional analyses are submitted to support an application, the applicant has the right to seek a Letter of Map Change (LOMC) from FEMA to change the base flood elevations, change floodway boundaries, or change boundaries of flood hazard areas shown on FIRMs, and to submit such data to FEMA for such purposes. The analyses shall be prepared by a licensed professional engineer in a format required by FEMA. Submittal requirements and processing fees shall be the responsibility of the applicant.

Article VI. Inspections

§ 24-38. GENERAL.

Development for which a permit is required shall be subject to inspection. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of these

regulations or the building code. Inspections presuming to give authority to violate or cancel the provisions of these regulations or the building code or other ordinances shall not be valid.

§ 24-39. INSPECTIONS OF DEVELOPMENT.

The Floodplain Administrator shall inspect all development in flood hazard areas authorized by issuance of permits under these regulations. The Floodplain Administrator shall inspect flood hazard areas from time to time to determine if development is undertaken without issuance of a permit.

§ 24-40. BUILDINGS AND STRUCTURES.

The Construction Official shall make or cause to be made, inspections for buildings and structures in flood hazard areas authorized by permit in accordance with the Uniform Construction Code, N.J.A.C. 5:23.

- a. **Lowest floor elevation.** Upon placement of the lowest floor, including the basement, and prior to further vertical construction, certification of the elevation required in Section 24-76 shall be submitted to the Construction Official on an Elevation Certificate.
- b. **Lowest horizontal structural member.** In V zones and Coastal A zones, upon placement of the lowest floor, including the basement, and prior to further vertical construction, certification of the elevation required in Section 24-76 shall be submitted to the Construction Official on an Elevation Certificate.
- c. **Installation of attendant utilities** (electrical, heating, ventilating, air-conditioning, and other service equipment) and sanitary facilities elevated as discussed in Section 24-76.
- d. **Final inspection.** Prior to the final inspection, certification of the elevation required in Section 24-76 shall be submitted to the Construction Official on an Elevation Certificate.

§ 24-41. MANUFACTURED HOMES.

The Floodplain Administrator shall inspect manufactured homes that are installed or replaced in flood hazard areas to determine compliance with the requirements of these regulations and the conditions of the issued permit. Upon placement of a manufactured home, certification of the elevation of the lowest floor shall be submitted on an Elevation Certificate to the Floodplain Administrator prior to the final inspection.

Article VII. Variances

§ 24-42. GENERAL.

The Asbury Park Zoning Board of Adjustment or The Asbury Park Planning Board, as determined by the Development Coordinator, shall hear and decide requests for variances. The Zoning Board of Adjustment or Planning Board shall base its determination on technical

justifications submitted by applicants, the considerations for issuance in Section 24-46, the conditions of issuance set forth in Section 24-47, and the comments and recommendations of the Floodplain Administrator and, as applicable, the Construction Official. The Zoning Board of Adjustment or Planning Board has the right to attach such conditions to variances as it deems necessary to further the purposes and objectives of these regulations.

§ 24-43. HISTORIC STRUCTURES.

A variance to the substantial improvement requirements of this ordinance is authorized provided that the repair or rehabilitation of a historic structure is completed according to N.J.A.C. 5:23-6.33, Section 1612 of the International Building Code and R322 of the International Residential Code, the repair or rehabilitation will not preclude the structure's continued designation as a historic structure, the structure meets the definition of the historic structure as described by this ordinance, and the variance is the minimum necessary to preserve the historic character and design of the structure.

§ 24-44. FUNCTIONALLY DEPENDENT USES.

A variance is authorized to be issued for the construction or substantial improvement necessary for the conduct of a functionally dependent use provided the variance is the minimum necessary to allow the construction or substantial improvement, and that all due consideration has been given to use of methods and materials that minimize flood damage during the base flood and create no additional threats to public safety.

§ 24-45. RESTRICTIONS IN FLOODWAYS.

A variance shall not be issued for any proposed development in a floodway when any increase in flood levels would result during the base flood discharge, as evidenced by the applicable analysis and certification required in Section 24-36(a) of these regulations.

§ 24-46. CONSIDERATIONS.

In reviewing requests for variances, all technical evaluations, all relevant factors, all other portions of these regulations, and the following shall be considered:

- a. The danger that materials and debris may be swept onto other lands resulting in further injury or damage.
- b. The danger to life and property due to flooding or erosion damage.
- c. The susceptibility of the proposed development, including contents, to flood damage and the effect of such damage on current and future owners.
- d. The importance of the services provided by the proposed development to the community.

- e. The availability of alternate locations for the proposed development that are not subject to flooding or erosion and the necessity of a waterfront location, where applicable.
- f. The compatibility of the proposed development with existing and anticipated development.
- g. The relationship of the proposed development to the comprehensive plan and floodplain management program for that area.
- h. The safety of access to the property in times of flood for ordinary and emergency vehicles.
- i. The expected heights, velocity, duration, rate of rise and debris and sediment transport of the floodwater and the effects of wave action, where applicable, expected at the site.
- j. The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems, streets, and bridges.

§ 24-47. CONDITIONS FOR ISSUANCE.

Variances shall only be issued upon:

- a. Submission by the applicant of a showing of good and sufficient cause that the unique characteristics of the size, configuration or topography of the site limit compliance with any provision of these regulations or renders the elevation standards of the building code inappropriate.
- b. A determination that failure to grant the variance would result in exceptional hardship due to the physical characteristics of the land that render the lot undevelopable.
- c. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, nor create nuisances, cause fraud on or victimization of the public or conflict with existing local laws or ordinances.
- d. A determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- e. Notification to the applicant in writing over the signature of the Floodplain Administrator that the issuance of a variance to construct a structure below the base flood level will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage, and that such construction below the base flood level increases risks to life and property.

Article VIII. Violations

§ 24-48. VIOLATIONS.

Any development in any flood hazard area that is being performed without an issued permit or that is in conflict with an issued permit shall be deemed a violation. A building or structure without the documentation of elevation of the lowest floor, the lowest horizontal structural member if in a V or Coastal A Zone, other required design certifications, or other evidence of compliance required by the building code is presumed to be a violation until such time as that documentation is provided.

§ 24-49. AUTHORITY.

The Floodplain Administrator is authorized to serve notices of violation or stop work orders to owners of property involved, to the owner's agent, or to the person or persons doing the work for development that is not within the scope of the Uniform Construction Code, but is regulated by these regulations and that is determined to be a violation.

§ 24-50. UNLAWFUL CONTINUANCE.

Any person who shall continue any work after having been served with a notice of violation or a stop work order, except such work as that person is directed to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as prescribed by N.J.S.A. 40:49-5 as appropriate.

§ 24-51. REVIEW PERIOD TO CORRECT VIOLATIONS.

A 30-day period shall be given to the property owner as an opportunity to cure or abate the condition. The property owner shall also be afforded an opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the 30-day period, a fine of not more than \$2,000.00 may be imposed if a court has not determined otherwise or, upon reinspection of the property, it is determined that the abatement has not been substantially completed.

Article IX. Definitions

§ 24-52. GENERAL.

The following words and terms shall, for the purposes of these regulations, have the meanings shown herein. Other terms are defined in the Uniform Construction Code N.J.A.C. 5:23 and terms are defined where used in the International Residential Code and International Building Code (rather than in the definitions section). Where terms are not defined, such terms shall have ordinarily accepted meanings such as the context implies.

§ 24-53. DEFINED TERMS.

30 DAY PERIOD

Shall mean the period of time prescribed by N.J.S.A. 40:49-5 in which a property owner

is afforded the opportunity to correct zoning and solid waste disposal after a notice of violation pertaining to this ordinance has been issued.

100 YEAR FLOOD ELEVATION

Shall mean elevation of flooding having a 1% annual chance of being equaled or exceeded in a given year which is also referred to as the Base Flood Elevation.

500 YEAR FLOOD ELEVATION

Shall mean elevation of flooding having a 0.2% annual chance of being equaled or exceeded in a given year.

A ZONES

Shall mean areas of Special Flood Hazard in which the elevation of the surface water resulting from a flood that has a 1% annual chance of equaling or exceeding the Base Flood Elevation (BFE) in any given year shown on the Flood Insurance Rate Map (FIRM) zones A, AE, AH, A1-A30, AR, AR/A, AR/AE, AR/A1- A30, AR/AH, and AR/AO. When used in reference to the development of a structure in this ordinance, A Zones are not inclusive of Coastal A Zones because of the higher building code requirements for Coastal A Zones.

AH ZONES

Shall mean areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone.

AO ZONES

Shall mean areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.

ACCESSORY STRUCTURE

Shall mean Accessory structures are also referred to as appurtenant structures. An accessory structure is a structure which is on the same parcel of property as a principal structure and the use of which is incidental to the use of the principal structure. For example, a residential structure may have a detached garage or storage shed for garden tools as accessory structures. Other examples of accessory structures include gazebos, picnic pavilions, boathouses, small pole barns, storage sheds, and similar buildings.

AGRICULTURAL STRUCTURE

Shall mean a structure used solely for agricultural purposes in which the use is exclusively in connection with the production, harvesting, storage, drying, or raising of agricultural commodities, including the raising of livestock. Communities must require that new construction or substantial improvements of agricultural structures be elevated or floodproofed to or above the Base Flood Elevation (BFE) as any other nonresidential

building. Under some circumstances it may be appropriate to wet-floodproof certain types of agricultural structures when located in wide, expansive floodplains through issuance of a variance. This should only be done for structures used for temporary storage of equipment or crops or temporary shelter for livestock and only in circumstances where it can be demonstrated that agricultural structures can be designed in such a manner that results in minimal damage to the structure and its contents and will create no additional threats to public safety. New construction or substantial improvement of livestock confinement buildings, poultry houses, dairy operations, similar livestock operations and any structure that represents more than a minimal investment must meet the elevation or dry-floodproofing requirements of 44 CFR 60.3(c)(3).

AREA OF SHALLOW FLOODING

Shall mean a designated Zone AO, AH, AR/AO or AR/AH (or VO) on a community's Flood Insurance Rate Map (FIRM) with a one percent or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD

See SPECIAL FLOOD HAZARD AREA.

ALTERATION OF A WATERCOURSE

Shall mean a dam, impoundment, channel relocation, change in channel alignment, channelization, or change in cross-sectional area of the channel or the channel capacity, or any other form of modification which may alter, impede, retard or change the direction and/or velocity of the riverine flow of water during conditions of the base flood.

ASCE 7

Shall mean the standard for the Minimum Design Loads for Buildings and Other Structures, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. which includes but is not limited to methodology and equations necessary for determining structural and flood-related design requirements and determining the design requirements for structures that may experience a combination of loads including those from natural hazards. Flood related equations include those for determining erosion, scour, lateral, vertical, hydrostatic, hydrodynamic, buoyancy, breaking wave, and debris impact.

ASCE 24

Shall mean the standard for Flood Resistant Design and Construction, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. References to ASCE 24 shall mean ASCE 24-14 or the most recent version of ASCE 24 adopted in the UCC Code [N.J.A.C. 5:23].

BASE FLOOD ELEVATION (BFE)

Shall mean the water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year, as shown on a published

Flood Insurance Study (FIS), or preliminary flood elevation guidance from FEMA. May also be referred to as the “100-year flood elevation”.

BASEMENT

Shall mean any area of the building having its floor subgrade (below ground level) on all sides.

BEST AVAILABLE FLOOD HAZARD DATA

Shall mean the most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BEST AVAILABLE FLOOD HAZARD DATA AREA

Shall mean the areal mapped extent associated with the most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BEST AVAILABLE FLOOD HAZARD DATA ELEVATION

Shall mean the most recent available preliminary flood elevation guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BREAKAWAY WALLS

Shall mean any type of wall subject to flooding that is not required to provide structural support to a building or other structure and that is designed and constructed such that, below the Local Design Flood Elevation, it will collapse under specific lateral loads such that (1) it allows the free passage of floodwaters, and (2) it does not damage the structure or supporting foundation system. Certification in the V Zone Certificate of the design, plans, and specifications by a licensed design professional that these walls are in accordance with accepted standards of practice is required as part of the permit application for new and substantially improved V Zone and Coastal A Zone structures. A completed certification must be submitted at permit application.

BUILDING

Per the FHACA, “Building” shall mean a structure enclosed with exterior walls or fire walls, erected and framed of component structural parts, designed for the housing, shelter, enclosure, and support of individuals, animals, or property of any kind. A building may have a temporary or permanent foundation. A building that is intended for regular human occupation and/or residence is considered a habitable building.

COASTAL A ZONE

Shall mean an Area of Special Flood Hazard starting from a Velocity (V) Zone and extending up to the landward Limit of the Moderate Wave Action delineation. Where no

V Zone is mapped the Coastal A Zone is the portion between the open coast and the landward Limit of the Moderate Wave Action delineation. Coastal A Zones may be subject to wave effects, velocity flows, erosion, scour, or a combination of these forces. Construction and development in Coastal A Zones is to be regulated similarly to V Zones/Coastal High Hazard Areas except as allowed by ASCE 24.

COASTAL HIGH HAZARD AREA

Shall mean an Area of Special Flood Hazard inclusive of the V Zone extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources.

CONDITIONAL LETTER OF MAP REVISION

Shall mean a Conditional Letter of Map Revision (CLOMR) is FEMA's comment on a proposed project that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

CONDITIONAL LETTER OF MAP REVISION - FILL

Shall mean a Conditional Letter of Map Revision - Fill (CLOMR-F) is FEMA's comment on a proposed project involving the placement of fill outside of the regulatory floodway that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

CRITICAL BUILDING

Per the FHACA, shall mean that:

- a. It is essential to maintaining continuity of vital government operations and/or supporting emergency response, sheltering, and medical care functions before, during, and after a flood, such as a hospital, medical clinic, police station, fire station, emergency response center, or public shelter; or
- b. It serves large numbers of people who may be unable to leave the facility through their own efforts, thereby hindering or preventing safe evacuation of the building during a flood event, such as a school, college, dormitory, jail or detention facility, day care center, assisted living facility, or nursing home.

DEEP FOUNDATIONS

Per ASCE 24, shall mean deep foundations refer to those foundations constructed on erodible soils in Coastal High Hazard and Coastal A Zones which are founded on piles, drilled shafts, caissons, or other types of deep foundations and are designed to resist erosion and scour and support lateral and vertical loads as described in ASCE 7. Foundations shall extend to 10 feet below Mean Water Level (MWL) unless the design demonstrates that pile penetration will provide sufficient depth and stability as determined by ASCE 24, ASCE 7, and additional geotechnical investigations if any unexpected conditions are encountered during construction.

DEVELOPMENT

Shall mean any manmade change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of materials, mining, dredging, filling, grading, paving, excavations, drilling operations and other land-disturbing activities.

DRY FLOODPROOFING

Shall mean a combination of measures that results in a non-residential structure, including the attendant utilities and equipment as described in the latest version of ASCE 24, being watertight with all elements substantially impermeable and with structural components having the capacity to resist flood loads.

ELEVATED BUILDING

Shall mean a building that has no basement and that has its lowest elevated floor raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns. Solid perimeter foundations walls are not an acceptable means of elevating buildings in V and VE Zones.

ELEVATION CERTIFICATE

Shall mean an administrative tool of the National Flood Insurance Program (NFIP) that can be used to provide elevation information, to determine the proper insurance premium rate, and to support an application for a Letter of Map Amendment (LOMA) or Letter of Map Revision based on fill (LOMR-F).

ENCROACHMENT

Shall mean the placement of fill, excavation, buildings, permanent structures or other development into a flood hazard area which may impede or alter the flow capacity of riverine flood hazard areas.

FEMA PUBLICATIONS

Shall mean Any publication authored or referenced by FEMA related to building science, building safety, or floodplain management related to the National Flood Insurance Program. Publications shall include but are not limited to technical bulletins, desk references, and American Society of Civil Engineers Standards documents including ASCE 24.

FLOOD OR FLOODING

Shall mean:

- a. A general and temporary condition of partial or complete inundation of normally dry land areas from:
 1. The overflow of inland or tidal waters.
 2. The unusual and rapid accumulation or runoff of surface waters from any source.
 3. Mudslides (i.e. mudflows) which are proximately caused by flooding as defined in (a) (2) of this definition and are akin to a river or liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.
 4. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (a)(1) of this definition.

FLOOD HAZARD AREA DESIGN FLOOD ELEVATION

Per the FHACA, shall mean the peak water surface elevation that will occur in a water during the flood hazard area design flood. This elevation is determined via available flood mapping adopted by the State, flood mapping published by FEMA (including effective flood mapping dated on or after January 31, 1980, or any more recent advisory, preliminary, or pending flood mapping; whichever results in higher flood elevations, wider floodway limits, greater flow rates, or indicates a change from an A zone to a V zone or coastal A zone), approximation, or calculation pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-3.1 - 3.6 and is typically higher than FEMA's base flood elevation. A water that has a drainage area measuring less than 50 acres does not possess, and is not assigned, a flood hazard area design flood elevation.

FLOOD INSURANCE RATE MAP (FIRM)

Shall mean the official map on which the Federal Emergency Management Agency has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS)

Shall mean the official report in which the Federal Emergency Management Agency has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface

elevation of the base flood.

FLOODPLAIN OR FLOOD PRONE AREA

Shall mean any land area susceptible to being inundated by water from any source. See "Flood or flooding."

FLOODPLAIN MANAGEMENT REGULATIONS

Shall mean Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance, and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOODPROOFING

Shall mean any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures, and their contents.

FLOODPROOFING CERTIFICATE

Shall mean certification by a licensed design professional that the design and methods of construction for floodproofing a non-residential structure are in accordance with accepted standards of practice to a proposed height above the structure's lowest adjacent grade that meets or exceeds the Local Design Flood Elevation. A completed floodproofing certificate is required at permit application.

FLOODWAY

Shall mean the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than 0.2 foot.

FREEBOARD

Shall mean a factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

FUNCTIONALLY DEPENDENT USE

Shall mean a use that cannot perform its intended purpose unless it is located or carried out in close proximity to water, including only docking facilities, port facilities necessary for the loading or unloading of cargo or passengers, and shipbuilding and ship repair facilities. The term does not include long-term storage or related manufacturing facilities.

HABITABLE BUILDING

Pursuant to the FHACA Rules (N.J.A.C. 7:13), shall mean a building that is intended for

regular human occupation and/or residence. Examples of a habitable building include a single- family home, duplex, multi-residence building, or critical building; a commercial building such as a retail store, restaurant, office building, or gymnasium; an accessory structure that is regularly occupied, such as a garage, barn, or workshop; mobile and manufactured homes, and trailers intended for human residence, which are set on a foundation and/or connected to utilities, such as in a mobile home park (not including campers and recreational vehicles); and any other building that is regularly occupied, such as a house of worship, community center, or meeting hall, or animal shelter that includes regular human access and occupation. Examples of a non-habitable building include a bus stop shelter, utility building, storage shed, self-storage unit, construction trailer, or an individual shelter for animals such as a doghouse or outdoor kennel.

HARDSHIP

As related to Article VII of this ordinance, shall mean the exceptional hardship that would result from a failure to grant the requested variance. The City Council requires that the variance be exceptional, unusual, and peculiar to the property involved. Mere economic or financial hardship alone is not exceptional. Inconvenience, aesthetic considerations, physical handicaps, personal preferences, or the disapproval of one's neighbors likewise cannot, as a rule, qualify as an exceptional hardship. All of these problems can be resolved through other means without granting a variance, even if the alternative is more expensive, or requires the property owner to build elsewhere or put the parcel to a different use than originally intended.

HIGHEST ADJACENT GRADE

Shall mean the highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

HISTORIC STRUCTURE

Shall mean any structure that is:

- a. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c. Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or

- d. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - 1. By an approved State program as determined by the Secretary of the Interior; or
 - 2. Directly by the Secretary of the Interior in States without approved programs.

LAWFULLY EXISTING

Per the FHACA, shall mean an existing fill, structure and/or use, which meets all Federal, State, and local laws, and which is not in violation of the FHACA because it was established:

- a. Prior to January 31, 1980; or
- b. On or after January 31, 1980, in accordance with the requirements of the FHACA as it existed at the time the fill, structure and/or use was established.

Note: Substantially damaged properties and substantially improved properties that have not been elevated are not considered “lawfully existing” for the purposes of the NFIP. This definition is included in this ordinance to clarify the applicability of any more stringent statewide floodplain management standards required under the FHACA.

LETTER OF MAP AMENDMENT

Shall mean a Letter of Map Amendment (LOMA) is an official amendment, by letter, to an effective National Flood Insurance Program (NFIP) map that is requested through the Letter of Map Change (LOMC) process. A LOMA establishes a property's location in relation to the Special Flood Hazard Area (SFHA). LOMAs are usually issued because a property has been inadvertently mapped as being in the floodplain but is actually on natural high ground above the base flood elevation. Because a LOMA officially amends the effective NFIP map, it is a public record that the community must maintain. Any LOMA should be noted on the community's master flood map and filed by panel number in an accessible location.

LETTER OF MAP CHANGE

Shall mean the Letter of Map Change (LOMC) process is a service provided by FEMA for a fee that allows the public to request a change in flood zone designation in an Area of Special Flood Hazard on an Flood Insurance Rate Map (FIRM). Conditional Letters of Map Revision, Conditional Letters of Map Revision - Fill, Letters of Map Revision, Letters of Map Revision-Fill, and Letters of Map Amendment are requested through the Letter of Map Change (LOMC) process.

LETTER OF MAP REVISION

Shall mean a Letter of Map Revision (LOMR) is FEMA's modification to an effective Flood Insurance Rate Map (FIRM). Letter of Map Revisions are generally based on the implementation of physical measures that affect the hydrologic or hydraulic

characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The LOMR officially revises the Flood Insurance Rate Map (FIRM) and sometimes the Flood Insurance Study (FIS) report, and when appropriate, includes a description of the modifications. The LOMR is generally accompanied by an annotated copy of the affected portions of the FIRM or FIS report. Because a LOMR officially revises the effective NFIP map, it is a public record that the community must maintain. Any LOMR should be noted on the community's master flood map and filed by panel number in an accessible location.

LETTER OF MAP REVISION - FILL

Shall mean a Letter of Map Revision Based on Fill (LOMR-F) is FEMA's modification of the Special Flood Hazard Area (SFHA) shown on the Flood Insurance Rate Map (FIRM) based on the placement of fill outside the existing regulatory floodway may be initiated through the Letter of Map Change (LOMC) Process. Because a LOMR-F officially revises the effective Flood Insurance Rate Map (FIRM) map, it is a public record that the community must maintain. Any LOMR-F should be noted on the community's master flood map and filed by panel number in an accessible location.

LICENSED DESIGN PROFESSIONAL

Shall mean either a New Jersey Licensed Professional Engineer, licensed by the New Jersey State Board of Professional Engineers and Land Surveyors or a New Jersey Licensed Architect, licensed by the New Jersey State Board of Architects.

LICENSED PROFESSIONAL ENGINEER

Shall mean a licensed professional engineer shall refer to individuals licensed by the New Jersey State Board of Professional Engineers and Land Surveyors.

LIMIT OF MODERATE WAVE ACTION (LiMWA)

Shall mean Inland limit of the area affected by waves greater than 1.5 feet during the Base Flood. Base Flood conditions between the VE Zone and the LiMWA will be similar to, but less severe than those in the VE Zone.

LOCAL DESIGN FLOOD ELEVATION (LDFE)

Shall mean the elevation reflective of the most recent available preliminary flood elevation guidance FEMA has provided as depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM which is also inclusive of freeboard specified by the New Jersey Flood Hazard Area Control Act and Uniform Construction Codes and any additional freeboard specified in a community's ordinance. In no circumstances shall a project's LDFE be lower than a permit-specified Flood Hazard Area Design Flood Elevation or a valid NJDEP Flood Hazard Area Verification Letter plus the freeboard as required in ASCE 24 and the effective FEMA Base Flood Elevation.

LOWEST ADJACENT GRADE

Shall mean the lowest point of ground, patio, or sidewalk slab immediately next a structure, except in AO Zones where it is the natural grade elevation.

LOWEST FLOOR

Shall mean:

- a. In A Zones, the lowest floor is the top surface of the lowest floor of the lowest enclosed area (including basement).
- b. In V Zones and coastal A Zones, the bottom of the lowest horizontal structural member of a building is the lowest floor.

An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so as to render the structure in violation of other applicable non-elevation design requirements of these regulations.

LOWEST HORIZONTAL STRUCTURAL MEMBER

In an elevated building in a Coastal A or Coastal High Hazard Zone, shall mean the lowest beam, joist, or other horizontal member that supports the building is the lowest horizontal structural member. Grade beams installed to support vertical foundation members where they enter the ground are not considered lowest horizontal members.

MANUFACTURED HOME

Shall mean a structure that is transportable in one or more sections, eight (8) feet or more in width and greater than four hundred (400) square feet, built on a permanent chassis, designed for use with or without a permanent foundation when attached to the required utilities, and constructed to the Federal Manufactured Home Construction and Safety Standards and rules and regulations promulgated by the U.S. Department of Housing and Urban Development. The term also includes mobile homes, park trailers, travel trailers and similar transportable structures that are placed on a site for 180 consecutive days or longer.

MANUFACTURED HOME PARK OR SUBDIVISION

Shall mean a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MARKET VALUE

Shall mean the price at which a property will change hands between a willing buyer and a willing seller, neither party being under compulsion to buy or sell and both having reasonable knowledge of relevant facts. As used in these regulations, the term refers to the market value of buildings and structures, excluding the land and other improvements on the parcel. Market value shall be determined by one of the following methods (1) Actual Cash Value (replacement cost depreciated for age and quality of construction), (2) tax assessment value adjusted to approximate market value by a factor provided by the Property Appraiser, or (3) established by a qualified independent appraiser.

NEW CONSTRUCTION

Shall mean structures for which the start of construction commenced on or after the effective date of the first floodplain regulation adopted by a community; includes any subsequent improvements to such structures. New construction includes work determined to be a substantial improvement.

NON-RESIDENTIAL

Pursuant to ASCE 24, shall mean any building or structure or portion thereof that is not classified as residential.

ORDINARY MAINTENANCE AND MINOR WORK

Shall mean types of work excluded from construction permitting under N.J.A.C. 5:23 in the March 5, 2018 New Jersey Register. Some of these types of work must be considered in determinations of substantial improvement and substantial damage in regulated floodplains under 44 CFR 59.1. These types of work include but are not limited to replacements of roofing, siding, interior finishes, kitchen cabinets, plumbing fixtures and piping, HVAC and air conditioning equipment, exhaust fans, built in appliances, electrical wiring, etc. Improvements necessary to correct existing violations of State or local health, sanitation, or code enforcement officials which are the minimum necessary to assure safe living conditions and improvements of historic structures as discussed in 44 CFR 59.1 shall not be included in the determination of ordinary maintenance and minor work.

RECREATIONAL VEHICLE

Shall mean a vehicle that is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled or permanently towable by a light-duty truck, and designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel or seasonal use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.

RESIDENTIAL

Pursuant to the ASCE 24 shall mean:

- a. Buildings and structures and portions thereof where people live or that are used for sleeping purposes on a transient or non-transient basis;
- b. Structures including but not limited to one- and two-family dwellings, townhouses, condominiums, multi-family dwellings, apartments, congregate residences, boarding houses, lodging houses, rooming houses, hotels, motels, apartment buildings, convents, monasteries, dormitories, fraternity houses, sorority houses, vacation time-share properties; and
- c. institutional facilities where people are cared for or live on a 24-hour basis in a supervised environment, including but not limited to board and care facilities,

assisted living facilities, halfway houses, group homes, congregate care facilities, social rehabilitation facilities, alcohol and drug centers, convalescent facilities, hospitals, nursing homes, mental hospitals, detoxification facilities, prisons, jails, reformatories, detention centers, correctional centers, and prerelease centers.

SOLID WASTE DISPOSAL

Shall mean the storage, treatment, utilization, processing or final disposition of solid waste as described in N.J.A.C. 7:26-1.6 or the storage of unsecured materials as described in N.J.A.C. 7:13-2.3 for a period of greater than 6 months as specified in N.J.A.C. 7:26 which have been discharged, deposited, injected, dumped, spilled, leaked, or placed into any land or water such that such solid waste may enter the environment or be emitted into the air or discharged into any waters, including groundwaters.

SPECIAL FLOOD HAZARD AREA

Shall mean the greater of the following: (1) Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year, shown on the FIRM as Zone V, VE, V1-3-, A, AO, A1-30, AE, A99, or AH; (2) Land and the space above that land, which lies below the peak water surface elevation of the flood hazard area design flood for a particular water, as determined using the methods set forth in the New Jersey Flood Hazard Area Control Act in N.J.A.C. 7:13; (3) Riparian Buffers as determined in the New Jersey Flood Hazard Area Control Act in N.J.A.C. 7:13. Also referred to as the

AREA OF SPECIAL FLOOD HAZARD.

START OF CONSTRUCTION

The Start of Construction shall mean as follows:

- a. For other than new construction or substantial improvements, under the Coastal Barrier Resources Act (CBRA), this is the date the building permit was issued, provided that the actual start of construction, repair, rehabilitation, addition, placement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a building on site, such as the pouring of a slab or footing, the installation of piles, the construction of columns or any work beyond the stage of excavation; or the placement of a manufactured (mobile) home on a foundation. For a substantial improvement, actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.
- b. For the purposes of determining whether proposed construction must meet new requirements when National Flood Insurance Program (NFIP) maps are issued or revised and Base Flood Elevation's (BFEs) increase or zones change, the Start of Construction includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent

construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading, and filling, nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. Such development must also be permitted and must meet new requirements when National Flood Insurance Program (NFIP) maps are issued or revised and Base Flood Elevation's (BFEs) increase or zones change.

For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

For determining if new construction and substantial improvements within the Coastal Barrier Resources System (CBRS) can obtain flood insurance, a different definition applies.

STRUCTURE

Shall mean a walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

SUBSTANTIAL DAMAGE

Shall mean damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT

Shall mean any reconstruction, rehabilitation, addition, or other improvement of a structure taking place over a period of time not greater than two (2) years, the cumulative cost of which equals or exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. The period of accumulation for determining whether an improvement is a substantial improvement requires a review of all improvements over a 2 year period prior to the date of any proposed improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

- a. Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions; or
- b. Any alteration of a "historic structure", provided that the alteration will not

preclude the structure's continued designation as a "historic structure."

UTILITY AND MISCELLANEOUS GROUP U BUILDINGS AND STRUCTURES

Shall mean buildings and structures of an accessory character and miscellaneous structures not classified in any special occupancy, as described in ASCE 24.

V ZONE CERTIFICATE

Shall mean a certificate that contains a certification signed by a licensed design professional certifying that the designs, plans, and specifications and the methods of construction in V Zones and Coastal A Zones are in accordance with accepted standards of practice. This certificate also includes an optional Breakaway Wall Design Certification for enclosures in these zones below the Best Available Flood Hazard Data Elevation. A completed certification is required at permit application.

V ZONES

Shall mean areas of Special Flood Hazard in which the elevation of the surface water resulting from a flood that has a 1% annual chance of equaling or exceeding the Base Flood Elevation in any given year shown on the Flood Insurance Rate Map (FIRM) zones V1-V30 and VE and is referred to as the Coastal High Hazard Area.

VARIANCE

Shall mean a grant of relief from the requirements of this section which permits construction in a manner otherwise prohibited by this section where specific enforcement would result in unnecessary hardship.

VIOLATION

Shall mean a development that is not fully compliant with these regulations or the flood provisions of the building code. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION

Shall mean the height, in relation to the North American Vertical Datum (NAVD) of 1988, (or other datum, where specified) of floods of various magnitudes and frequencies in the flood plains of coastal or riverine areas.

WATERCOURSE

Shall mean a river, creek, stream, channel, or other topographic feature in, on, through, or over which water flows at least periodically.

WET FLOODPROOFING

Shall mean floodproofing method that relies on the use of flood damage resistant materials and construction techniques in areas of a structure that are below the Local Design Flood Elevation by intentionally allowing them to flood. The application of wet floodproofing as a flood protection technique under the National Flood Insurance Program (NFIP) is limited to enclosures below elevated residential and non-residential structures and

to accessory and agricultural structures that have been issued variances by the community.

Article X. Subdivisions and Other Developments

§ 24-54. GENERAL.

Any subdivision proposal, including proposals for manufactured home parks and subdivisions, or other proposed new development in a flood hazard area shall be reviewed to assure that:

- a. All such proposals are consistent with the need to minimize flood damage.
- b. All public utilities and facilities, such as sewer, gas, electric and water systems are located and constructed to minimize or eliminate flood damage.
- c. Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwater around and away from structures.

§ 24-55. SUBDIVISION REQUIREMENTS.

Where any portion of proposed subdivisions, including manufactured home parks and subdivisions, lies within a flood hazard area, the following shall be required:

- a. The flood hazard area, including floodways, coastal high hazard areas, and Coastal A Zones, and base flood elevations, as appropriate, shall be delineated on tentative subdivision plats.
- b. Residential building lots shall be provided with adequate buildable area outside the floodway.
- c. The design criteria for utilities and facilities set forth in these regulations and appropriate codes shall be met.

Article XI. Site Improvement

§ 24-56. ENCROACHMENT IN FLOODWAYS.

Development, land disturbing activity, and encroachments in floodways shall not be authorized unless it has been demonstrated through hydrologic and hydraulic analyses required in accordance with Section 24-36(a) of these regulations, that the proposed encroachment will not result in any increase in the base flood level during occurrence of the base flood discharge. If Section 24-36(a) is satisfied, proposed elevation, addition, or reconstruction of a lawfully existing structure within a floodway shall also be in accordance with Section 24-76 of this ordinance and the floodway requirements of N.J.A.C. 7:13.

§ 24-56.1. Prohibited in Floodways.

The following are prohibited activities:

- a. The storage of unsecured materials is prohibited within a floodway pursuant to N.J.A.C. 7:13.
- b. Fill and new structures are prohibited in floodways per N.J.A.C. 7:13.

§ 24-57. COASTAL HIGH HAZARD AREAS (V ZONES) AND COASTAL A ZONES.

In Coastal High Hazard Areas and Coastal A Zones:

- a. New buildings shall only be authorized landward of the reach of mean high tide.
- b. The placement of manufactured homes shall be prohibited except in an existing manufactured home park or subdivision.
- c. Basements or enclosures that are below grade on all sides are prohibited.
- d. The use of fill for structural support of buildings is prohibited.

§ 24-58. SEWER FACILITIES.

All new and replaced sanitary sewer facilities, private sewage treatment plants (including all pumping stations and collector systems) and on-site waste disposal systems shall be designed in accordance with the New Jersey septic system regulations contained in N.J.A.C. 14A and N.J.A.C. 7:9A, the UCC Plumbing Subcode (N.J.A.C. 5:23) and Chapter 7, ASCE 24, to minimize or eliminate infiltration of floodwater into the facilities and discharge from the facilities into flood waters, or impairment of the facilities and systems.

§ 24-59. WATER FACILITIES.

All new and replacement water facilities shall be designed in accordance with the New Jersey Safe Drinking Water Act (N.J.A.C. 7:10) and the provisions of Chapter 7 ASCE 24, to minimize or eliminate infiltration of floodwater into the systems.

§ 24-60. STORM DRAINAGE.

Storm drainage shall be designed to convey the flow of surface waters to minimize or eliminate damage to persons or property.

§ 24-61. STREETS AND SIDEWALKS.

Streets and sidewalks shall be designed to minimize potential for increasing or aggravating flood levels.

§ 24-62. LIMITATIONS ON PLACEMENT OF FILL.

Subject to the limitations of these regulations, fill shall be designed to be stable under conditions of flooding including rapid rise and rapid drawdown of floodwater, prolonged inundation, and protection against flood-related erosion and scour. In addition to these requirements, when intended to support buildings and structures (Zone A only), fill shall comply with the requirements of the UCC (N.J.A.C. 5:23). Proposed fill and encroachments in flood hazard areas shall comply with the flood storage displacement limitations of N.J.A.C. 7:13.

§ 24-63. LIMITATIONS ON SITES IN COASTAL HIGH HAZARD AREAS (V ZONES) AND COASTAL A ZONES.

In coastal high hazard areas and Coastal A Zones, alteration of sand dunes shall be permitted only when the engineering analysis required by Section 24-36(d) of these regulations demonstrates that the proposed alteration will not increase the potential for flood damage. Construction or restoration of dunes under or around elevated buildings and structures shall comply with Section 24-83(c) of these regulations and as permitted under the NJ Coastal Zone Management Rules (N.J.A.C. 7:7).

§ 24-64. HAZARDOUS MATERIALS.

The placement or storage of any containers holding hazardous substances in a flood hazard area is prohibited unless the provisions of N.J.A.C. 7:13 which cover the placement of hazardous substances and solid waste is met.

Article XII. Manufactured Homes

§ 24-65. GENERAL.

All manufactured homes installed in flood hazard areas shall be installed pursuant to the Nationally Preemptive Manufactured Home Construction and Safety Standards Program (24 CFR 3280).

§ 24-66. ELEVATION.

All new, relocated, and replacement manufactured homes to be placed or substantially improved in a flood hazard area shall be elevated such that the bottom of the frame is elevated to or above the elevation specified in Section 24-76.

§ 24-67. FOUNDATIONS.

All new, relocated, and replacement manufactured homes, including substantial improvement of existing manufactured homes, shall be placed on permanent, reinforced foundations that are designed in accordance with Section R322 of the Residential Code.

§ 24-68. ANCHORING.

All new, relocated, and replacement manufactured homes to be placed or substantially improved in a flood hazard area shall be installed using methods and practices which minimize flood damage and shall be securely anchored to an adequately anchored foundation system to resist flotation, collapse and lateral movement. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

§ 24-69. ENCLOSURES.

Fully enclosed areas below elevated manufactured homes shall comply with the requirements of Section 24-76.

§ 24-70. PROTECTION OF MECHANICAL EQUIPMENT AND OUTSIDE APPLIANCES.

Mechanical equipment and outside appliances shall be elevated to or above the elevation of the bottom of the frame required in Section 24-76 of these regulations.

Exception. Where such equipment and appliances are designed and installed to prevent water from entering or accumulating within their components and the systems are constructed to resist hydrostatic and hydrodynamic loads and stresses, including the effects of buoyancy, during the occurrence of flooding up to the elevation required by Section 24-76, the systems and equipment shall be permitted to be located below that elevation. Electrical wiring systems shall be permitted below the design flood elevation provided they conform to the provisions of NFPA 70 (National Electric Code).

Article XIII. Recreational Vehicles

§ 24-71. PLACEMENT PROHIBITED.

The placement of recreational vehicles shall not be authorized in coastal high hazard areas and in floodways.

§ 24-72. TEMPORARY PLACEMENT.

Recreational vehicles in flood hazard areas shall be fully licensed and ready for highway use and shall be placed on a site for less than 180 consecutive days.

§ 24-73. PERMANENT PLACEMENT.

Recreational vehicles that are not fully licensed and ready for highway use, or that are to be placed on a site for more than 180 consecutive days, shall meet the requirements of Section 24-76 for habitable buildings.

Article XIV. Tanks

§ 24-74. TANKS.

Underground and above-ground tanks shall be designed, constructed, installed, and anchored in accordance with ASCE 24 and N.J.A.C. 7:13.

Article XV. Other Development and Building Work

§ 24-75. GENERAL REQUIREMENTS FOR OTHER DEVELOPMENT AND BUILDING WORK.

All development and building work, including man-made changes to improved or unimproved real estate for which specific provisions are not specified in these regulations or the Uniform Construction Code (N.J.A.C. 5:23), shall:

- a. Be located and constructed to minimize flood damage;
- b. Meet the limitations of Section 24-36(a) of this ordinance when located in a regulated floodway;
- c. Be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic and hydrodynamic loads, including the effects of buoyancy, during the conditions of flooding up to the Local Design Flood Elevation determined according to Section 24-12;
- d. Be constructed of flood damage-resistant materials as described in ASCE 24 Chapter 5;
- e. Have mechanical, plumbing, and electrical systems above the Local Design Flood Elevation determined according to Section 24-12 or meet the requirements of ASCE 24 Chapter 7 which requires that attendant utilities are located above the Local Design Flood Elevation unless the attendant utilities and equipment are:
 1. Specifically allowed below the Local Design Flood Elevation; and
 2. Designed, constructed, and installed to prevent floodwaters, including any backflow through the system from entering or accumulating within the components.
- f. Not exceed the flood storage displacement limitations in fluvial flood hazard areas in accordance with N.J.A.C. 7:13; and
- g. Not exceed the impacts to frequency or depth of offsite flooding as required by N.J.A.C. 7:13 in floodways.

§ 24-76. REQUIREMENTS FOR HABITABLE BUILDINGS AND STRUCTURES.

- a. Construction and Elevation in A Zones not including Coastal A Zones.
 1. No portion of a building is located within a V Zone.

2. No portion of a building is located within a Coastal A Zone, unless a licensed design professional certifies that the building's foundation is designed in accordance with ASCE 24, Chapter 4.
3. All new construction and substantial improvement of any habitable building (as defined in Article IX) located in flood hazard areas shall have the lowest floor, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 24-12, be in conformance with ASCE Chapter 7, and be confirmed by an Elevation Certificate.
4. All new construction and substantial improvements of non-residential structures shall:
 - (a) Have the lowest floor, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 24-12, be in conformance with ASCE Chapter 7, and be confirmed by an Elevation Certificate; or
 - (b) Together with the attendant utility and sanitary facilities, be designed so that below the Local Design Flood Elevation, the structure:
 - (1) Meets the requirements of ASCE 24 Chapters 2 and 7; and
 - (2) Is constructed according to the design plans and specifications provided at permit application and signed by a licensed design professional, is certified by that individual in a Floodproofing Certificate, and is confirmed by an Elevation Certificate.
5. All new construction and substantial improvements with fully enclosed areas below the lowest floor shall be used solely for parking of vehicles, building access, or storage in an area other than a basement and which are subject to flooding. Enclosures shall:
 - (a) For habitable structures, be situated at or above the adjoining exterior grade along at least one entire exterior wall, in order to provide positive drainage of the enclosed area in accordance with N.J.A.C. 7:13; enclosures (including crawlspaces and basements) which are below grade on all sides are prohibited;
 - (b) Be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters unless the structure

is non- residential and the requirements of 24-76(a)4(b) are met;

- (c) Be constructed to meet the requirements of ASCE 24 Chapter 2;
- (d) Have openings documented on an Elevation Certificate; and
- (e) Have documentation that a deed restriction has been obtained for the lot if the enclosure is greater than six feet in height. This deed restriction shall be recorded in the Office of the County Clerk or the Registrar of Deeds and Mortgages in which the building is located, shall conform to the requirements in N.J.A.C.7:13, and shall be recorded within 90 days of receiving a Flood Hazard Area Control Act permit or prior to the start of any site disturbance (including pre-construction earth movement, removal of vegetation and structures, or construction of the project), whichever is sooner. Deed restrictions must explain and disclose that:
 - (1) The enclosure is likely to be inundated by floodwaters which may result in damage and/or inconvenience.
 - (2) The depth of flooding that the enclosure would experience to the Flood Hazard Area Design Flood Elevation.
 - (3) The deed restriction prohibits habitation of the enclosure and explains that converting the enclosure into a habitable area may subject the property owner to enforcement.

b. Construction and Elevation in V Zones and Coastal A Zones.

- 1. All new construction and substantial improvements shall be constructed according to structural designs, plans and specifications conforming with ASCE 24 Chapter 4 which are signed by a licensed design professional and certified by that individual in a V Zone Certificate.
- 2. All new construction and substantial improvement of any habitable building (as defined in Article IX) located in coastal high hazard areas shall have the lowest horizontal structural member, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to the Local Design Flood Elevation as determined in Section 24-12, be in conformance with ASCE Chapter 7, and be confirmed by an Elevation Certificate.
- 3. All new construction and substantial improvements of non-residential structures shall:
 - (a) Have the lowest horizontal structural member, including basement, together with the attendant utilities (including all electrical, heating,

ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 24-12, be in conformance with ASCE 24 Chapter 7, and be confirmed by an Elevation Certificate; or

(b) Together with the attendant utility and sanitary facilities, be designed so that below the Local Design Flood Elevation, the structure:

- (1) Meets the requirements of ASCE 24 Chapters 4 and 7; and
- (2) Is constructed according to the design plans and specifications provided at permit application and signed by a licensed design professional, is certified by that individual in a Floodproofing Certificate, and is confirmed by an Elevation Certificate.

4. All new construction and substantial improvements shall have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood lattice-work, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. All breakaway walls shall be constructed according to structural designs, plans and specifications conforming with ASCE 24 Chapter 4, signed by a licensed design professional, and certified by that individual in a Breakaway Wall Certificate.

5. All new construction and substantial improvements with fully enclosed areas below the lowest floor shall be used solely for parking of vehicles, building access, or storage in an area other than a basement and which are subject to flooding. Enclosures shall:

- (a) Be situated at or above the adjoining exterior grade along at least one entire exterior wall, in order to provide positive drainage of the enclosed area in accordance with N.J.A.C. 7:13; enclosures (including crawlspaces and basements) which are below grade on all sides are prohibited.
- (b) Be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters unless the structure is non-residential and the requirements of 24-76b.3.(b) are met.
- (c) Be constructed to meet the requirements of ASCE 24 Chapter 4.
- (d) Have openings documented on an Elevation Certificate and have breakaway wall construction documented on a Breakaway Wall Certificate unless the requirements of 24-76b.3.(b) are met for a non-residential structure.
- (e) Have documentation that a deed restriction has been obtained for the lot if

be the enclosure is greater than six feet in height. This deed restriction shall be recorded in the Office of the County Clerk or the Registrar of Deeds and Mortgages in which the building is located, shall conform to the requirements in N.J.A.C.7:13, and shall be recorded within 90 days of receiving a Flood Hazard Area Control Act permit or prior to the start of any site disturbance (including pre-construction earth movement, removal of vegetation and structures, or construction of the project), whichever is sooner. Deed restrictions must explain and disclose that:

- (1) The enclosure is likely to be inundated by floodwaters which may result in damage and/or inconvenience.
- (2) The depth of flooding that the enclosure would experience to the Flood Hazard Area Design Flood Elevation.
- (3) The deed restriction prohibits habitation of the enclosure and explains that converting the enclosure into a habitable area may subject the property owner to enforcement.

§ 24-77. GARAGES AND ACCESSORY STORAGE STRUCTURES.

Garages and accessory storage structures shall be designed and constructed in accordance with the Uniform Construction Code.

§ 24-78. FENCES.

Fences in floodways that have the potential to block the passage of floodwater, such as stockade fences and wire mesh fences, shall meet the requirements of Section 24-36(a) of these regulations. Pursuant to N.J.A.C. 7:13, any fence located in a floodway shall have sufficiently large openings so as not to catch debris during a flood and thereby obstruct floodwaters, such as barbed-wire, split-rail, or strand fence. A fence with little or no open area, such as a chain link, lattice, or picket fence, does not meet this requirement. Foundations for fences greater than 6 feet in height must conform with the Uniform Construction Code. Fences for pool enclosures having openings not in conformance with this section but in conformance with the Uniform Construction Code to limit climbing require a variance as described in Article VII of this ordinance.

§ 24-79. RETAINING WALLS, SIDEWALKS, AND DRIVEWAYS.

Retaining walls, sidewalks and driveways that involve placement of fill in floodways shall meet the requirements of Section 24-36(a) of these regulations and N.J.A.C. 7:13.

§ 24-80. SWIMMING POOLS.

Swimming pools shall be designed and constructed in accordance with the Uniform Construction Code. Above-ground swimming pools and below-ground swimming pools that involve placement

of fill in floodways shall also meet the requirements of Section 24-36(a) of these regulations. Above-ground swimming pools are prohibited in floodways by N.J.A.C. 7:13.

§ 24-81. ROADS AND WATERCOURSE CROSSINGS.

- a. For any railroad, roadway, or parking area proposed in a flood hazard area, the travel surface shall be constructed at least one foot above the Flood Hazard Area Design Elevation in accordance with N.J.A.C. 7:13.
- b. Roads and watercourse crossings that encroach into regulated floodways or riverine waterways with base flood elevations where floodways have not been designated, including roads, bridges, culverts, low- water crossings and similar means for vehicles or pedestrians to travel from one side of a watercourse to the other side, shall meet the requirements of Section 24-36(a) of these regulations.

§ 24-82. OTHER DEVELOPMENT IN COASTAL HIGH HAZARD AREAS (ZONE V) AND COASTAL A ZONES.

In Coastal High Hazard Areas (V Zones) and Coastal A Zones, development activities other than buildings and structures shall be permitted only when also authorized by the appropriate Federal, State or local authority; when located outside the footprint of, and not structurally attached to, buildings and structures; and when analyses prepared by a licensed professional engineer demonstrates no harmful diversion of floodwater or wave runoff and wave reflection that would increase damage to adjacent buildings and structures. Such other development activities include but are not limited to:

- a. Bulkheads, seawalls, retaining walls, revetments, and similar erosion control structures;
- b. Solid fences and privacy walls, and fences prone to trapping debris, unless designed and constructed to fail under flood conditions less than the base flood or otherwise function to avoid obstruction of floodwater; and
- c. On-site filled or mound sewage systems.

§ 24-83. NONSTRUCTURAL FILL IN COASTAL HIGH HAZARD AREAS (ZONE V) AND COASTAL A ZONES.

In coastal high hazard areas and Coastal A Zones:

- a. Minor grading and the placement of minor quantities of nonstructural fill shall be permitted for landscaping and for drainage purposes under and around buildings.
- b. Nonstructural fill with finished slopes that are steeper than one unit vertical to five units horizontal shall be permitted only when an analysis prepared by a licensed professional engineer demonstrates no harmful diversion of floodwater or wave runoff and wave reflection that would increase damage to adjacent buildings and structures.

- c. Sand dune construction and restoration of sand dunes under or around elevated buildings are permitted without additional engineering analysis or certification of the diversion of floodwater or wave runup and wave reflection where the scale and location of the dune work is consistent with local beach-dune morphology and the vertical clearance is maintained between the top of the sand dune and the lowest horizontal structural member of the building.

Article XVI. Temporary Structures and Temporary Storage

§ 24-84. TEMPORARY STRUCTURES.

Temporary structures shall be erected for a period of less than 180 days. Temporary structures shall be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic loads, including the effects of buoyancy, during conditions of the base flood. Fully enclosed temporary structures shall have flood openings that are in accordance with ASCE 24 to allow for the automatic entry and exit of flood waters.

§ 24-85. TEMPORARY STORAGE.

Temporary storage includes storage of goods and materials for a period of less than 180 days. Stored materials shall not include hazardous materials.

§ 24-86. FLOODWAY ENCROACHMENT.

Temporary structures and temporary storage in floodways shall meet the requirements of Section 24-36(a) of these regulations.

Article XVII. Utility and Miscellaneous Group U

§ 24-87. UTILITY AND MISCELLANEOUS GROUP U.

In accordance with Section 312 of the International Building Code, Utility and Miscellaneous Group U includes buildings and structures that are accessory in character and miscellaneous structures not classified in any specific occupancy in the Building Code, including, but not limited to, agricultural buildings, aircraft hangars (accessory to a one- or two-family residence), barns, carports, communication equipment structures (gross floor area less than 1,500 sq. ft.), fences more than 6 feet (1829 mm) high, grain silos (accessory to a residential occupancy), livestock shelters, private garages, retaining walls, sheds, stables, tanks and towers.

§ 24-88. FLOOD LOADS.

Utility and miscellaneous Group U buildings and structures, including substantial improvement of such buildings and structures, shall be anchored to prevent flotation, collapse or lateral

movement resulting from flood loads, including the effects of buoyancy, during conditions up to the Local Design Flood Elevation as determined in Section 24-12.

§ 24-89. ELEVATION.

Utility and miscellaneous Group U buildings and structures, including substantial improvement of such buildings and structures, shall be elevated such that the lowest floor, including basement, is elevated to or above the Local Design Flood Elevation as determined in Section 24-12 and in accordance with ASCE 24. Utility lines shall be designed and elevated in accordance with N.J.A.C. 7:13.

§ 24-90. ENCLOSURES BELOW BASE FLOOD ELEVATION.

Fully enclosed areas below the design flood elevation shall be constructed in accordance with Section 24-76 and with ASCE 24 for new construction and substantial improvements. Existing enclosures such as a basement or crawlspace having a floor that is below grade along all adjoining exterior walls shall be abandoned, filled-in, and/or otherwise modified to conform with the requirements of N.J.A.C. 7:13 when the project has been determined to be a substantial improvement by the Floodplain Administrator.

§ 24-91. FLOOD-DAMAGE RESISTANT MATERIALS.

Flood-damage-resistant materials shall be used below the Local Design Flood Elevation determined in Section 24-12.

§ 24-92. PROTECTION OF MECHANICAL, PLUMBING, AND ELECTRICAL SYSTEMS.

Mechanical, plumbing, and electrical systems, equipment and components, heating, ventilation, air conditioning, plumbing fixtures, duct systems, and other service equipment, shall be elevated to or above the Local Design Flood Elevation determined in Section 24-12.

Exception: Electrical systems, equipment and components, and heating, ventilating, air conditioning, and plumbing appliances, plumbing fixtures, duct systems, and other service equipment shall be permitted to be located below the Local Design Flood Elevation provided that they are designed and installed to prevent water from entering or accumulating within the components and to resist hydrostatic and hydrodynamic loads and stresses, including the effects of buoyancy, during the occurrence of flooding to the Local Design Flood Elevation in compliance with the flood-resistant construction requirements of ASCE 24. Electrical wiring systems shall be permitted to be located below the Local Design Flood Elevation provided they conform to the provisions of NFPA 70 (National Electric Code).

BE IT FURTHER ORDAINED, that all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

BE IT FURTHER ORDAINED, that the provisions of this Ordinance shall be

severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

BE IT FURTHER ORDAINED, that this Ordinance shall not take effect until at least twenty (20) days following its final adoption, as set forth in N.J.S.A. 40:69A-181(b).

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2022-7 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

MELODY HARTSGROVE
CITY CLERK

**CITY OF ASBURY PARK
BOND ORDINANCE NUMBER 2022-8**

**BOND ORDINANCE PROVIDING FOR VARIOUS
TRANSPORTATION UTILITY IMPROVEMENTS, BY AND
IN THE CITY OF ASBURY PARK, IN THE COUNTY OF
MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING
\$4,500,000 THEREFOR (INCLUDING GRANTS FROM THE
NEW JERSEY DEPARTMENT OF TRANSPORTATION IN
THE AGGREGATE AMOUNT OF \$917,432) AND
AUTHORIZING THE ISSUANCE OF \$4,500,000 IN BONDS
OR NOTES TO FINANCE THE COST THEREOF**

**BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF
ASBURY PARK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (not less than
two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as Transportation Utility improvements or purposes to be undertaken by the City of Asbury Park, in the County of Monmouth, State of New Jersey (the “City”). For the said improvement or purpose stated in Section 3, there is hereby appropriated the sum of \$4,500,000 from the Transportation Utility of the City, which is inclusive of two grants from the New Jersey Department of Transportation totaling \$917,432 (\$482,726 allocable to the Monroe Avenue and Comstock Street improvements and \$434,706 allocable to the Eighth Avenue improvements) (collectively, the “Grants”). Pursuant to the provisions of 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the “Local Bond Law”), no down payment is required as the improvements or purposes set forth in Section 3 hereof are funded, in part, by the Grants.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the \$4,500,000 appropriation, and until the Grants are received, negotiable bonds of the Transportation Utility of the City are hereby authorized to be issued in

the principal amount of \$4,500,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the City in a principal amount not exceeding \$4,500,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law. Upon the City's receipt of the Grants, the bonds and notes authorized by this Section 2 hereof shall be reduced by the Grants in accordance with Section 4 hereof.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are various Transportation Utility improvements including, but not limited to, sanitary sewer and roadway improvements including, but not limited to, Monroe Avenue, Comstock Street and Eighth Avenue, said improvements to include, but not be limited to, sanitary sewer improvements including, but not limited to, as applicable, improvements to and/or replacement of sewer lines including, but not limited to, acquisition and installation, as applicable, of piping and concrete structures, laterals and manholes; roadway excavation, milling, paving, reconstruction and boxing out and resurfacing or full depth pavement replacement, and where necessary, the sealing of pavement cracks, grading and storm drainage improvements, the repairing and/or installation of, or improvements to, curbs, sidewalks and driveway aprons, ADA access improvements, and resetting utility castings; and associated landscaping and aesthetic restoration and/or improvements.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$4,500,000. Upon the City's receipt of the Grants, the maximum amount of bonds or notes issued for said improvements or purposes shall be reduced by such amounts in accordance with Section 4 hereof.

(c) The estimated cost of said improvement or purpose is \$4,500,000.

(d) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, as applicable, surveying, inspections, all engineering and design work, architectural work, construction planning, preparation of plans and specifications, permits, bid

documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. In the event the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity make a contribution or grant in aid to the City, for the improvement and purpose authorized hereby and the same shall be received by the City prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity, shall be received by the City after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the City as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the City, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the City shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale

and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the Transportation Utility of the City is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs of the Transportation Utility as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance is not a current expense and are improvements or purposes which the City may lawfully undertake as Transportation Utility improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvement or purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 25 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the City and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the City

as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$4,500,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$900,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The City hereby declares the intent of the City to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The City Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The City Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for

any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The City covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

ADOPTED ON FIRST READING
DATED: May 25, 2022

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

ADOPTED ON SECOND READING
DATED: June 8, 2022

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

APPROVAL BY THE MAYOR ON THIS ____ DAY OF _____, 2022.

JOHN B. MOOR
Mayor

**CITY OF ASBURY PARK
PUBLIC NOTICE
NOTICE OF PENDING BOND ORDINANCE AND SUMMARY**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the City of Asbury Park, in the County of Monmouth, State of New Jersey, on May 25, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the City Council Chambers, One Municipal Plaza, Asbury Park, in said County on Wednesday, June 8, 2022, at 6:00 p.m. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business

hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR VARIOUS TRANSPORTATION UTILITY IMPROVEMENTS, BY AND IN THE CITY OF ASBURY PARK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$4,500,000 THEREFOR (INCLUDING GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AGGREGATE AMOUNT OF \$917,432) AND AUTHORIZING THE ISSUANCE OF \$4,500,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF
Purpose(s):	Various Transportation Utility Improvements Including, But Not Limited To, Sanitary Sewer And Roadway Improvements Including, But Not Limited To, Monroe Avenue, Comstock Street And Eighth Avenue, Said Improvements To Include, But Not Be Limited To, Sanitary Sewer Improvements Including, But Not Limited To, As Applicable, Improvements To And/Or Replacement Of Sewer Lines Including, But Not Limited To, Acquisition And Installation, As Applicable, Of Piping And Concrete Structures, Laterals And Manholes; Roadway Excavation, Milling, Paving, Reconstruction And Boxing Out And Resurfacing Or Full Depth Pavement Replacement, And Where Necessary, The Sealing Of Pavement Cracks, Grading And Storm Drainage Improvements, The Repairing And/Or Installation Of, Or Improvements To, Curbs, Sidewalks And Driveway Aprons, ADA Access Improvements, And Resetting Utility Castings; And Associated Landscaping And Aesthetic Restoration And/Or Improvements
Appropriation:	\$4,500,000
Bonds/Notes	\$4,500,000
Authorized:	
Grants	2 Grants from New Jersey Department of Transportation in aggregate amount of \$917,432
Appropriated:	(\$482,726 allocable to Monroe Avenue and Comstock Street Improvements and \$434,706 allocable to Eighth Avenue Improvements)
Section 20 Costs:	\$900,000
Useful Life:	25 years

MELODY HARTSGROVE
Clerk of the City of Asbury Park

**CITY OF ASBURY PARK
PUBLIC NOTICE
BOND ORDINANCE STATEMENTS AND SUMMARY**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the City of Asbury Park, in the County of Monmouth, State of New Jersey on June 8, 2022, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title:	BOND ORDINANCE PROVIDING FOR VARIOUS TRANSPORTATION UTILITY IMPROVEMENTS, BY AND IN THE CITY OF ASBURY PARK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$4,500,000 THEREFOR (INCLUDING GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AGGREGATE AMOUNT OF \$917,432) AND AUTHORIZING THE ISSUANCE OF \$4,500,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF
Purpose(s):	Various Transportation Utility Improvements Including, But Not Limited To, Sanitary Sewer And Roadway Improvements Including, But Not Limited To, Monroe Avenue, Comstock Street And Eighth Avenue, Said Improvements To Include, But Not Be Limited To, Sanitary Sewer Improvements Including, But Not Limited To, As Applicable, Improvements To And/Or Replacement Of Sewer Lines Including, But Not Limited To, Acquisition And Installation, As Applicable, Of Piping And Concrete Structures, Laterals And Manholes; Roadway Excavation, Milling, Paving, Reconstruction And Boxing Out And Resurfacing Or Full Depth Pavement Replacement, And Where Necessary, The Sealing Of Pavement Cracks, Grading And Storm Drainage Improvements, The Repairing And/Or Installation Of, Or Improvements To, Curbs, Sidewalks And Driveway Aprons, ADA Access Improvements, And Resetting Utility Castings; And Associated Landscaping And Aesthetic Restoration And/Or Improvements
Appropriation:	\$4,500,000
Bonds/Notes	\$4,500,000
Authorized:	
Grants	2 Grants from New Jersey Department of Transportation in aggregate amount of \$917,432
Appropriated:	(\$482,726 allocable to Monroe Avenue and Comstock Street Improvements and \$434,706 allocable to Eighth Avenue Improvements)
Section 20 Costs:	\$900,000
Useful Life:	25 years

**MELODY HARTSGROVE
Clerk of the City of Asbury Park**

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the City of Asbury Park, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the City duly called and held on May 25, 2022 at 6:00 p.m. at the City Council Chambers, One Municipal Plaza, Asbury Park, in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the City and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City as of this ____ day of _____, 2022.

(SEAL)

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the City of Asbury Park, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the governing body of the City duly called and held on June 8, 2022 at 6:00 p.m. at the City Council Chambers, One Municipal Plaza, Asbury Park, in said County, in said County, and that the following was the roll call:

Present:

Absent:

I DO FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the City and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City as of this ____ day of _____, 2022.

(SEAL)

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

CLERK'S CERTIFICATE

I, MELODY HARTSGROVE, DO HEREBY CERTIFY that I am the Clerk of the City of Asbury Park, in the County of Monmouth (the "City"), State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the City. In such capacity, have the responsibility to maintain the minutes of the meetings of the governing body of the City and the records relative to all resolutions and ordinances of the City. The representations made herein are based upon the records of the City. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on May 25, 2022 and finally adopted on June 8, 2022 and approved by the Mayor, as applicable, on _____, 2022.

2. After introduction, the bond ordinance was published as required by applicable law on _____, 2022 in the _____ (name of newspaper).

3. Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the City at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the City who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body of the City. Copies of the bond ordinance were made available to all who requested same.

4. After final adoption, the bond ordinance was duly approved by the Mayor of the City (if applicable) and duly published as required by law on _____, 2022 in the _____ (name of newspaper). No protest signed by any person

against making any improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body of the City or to me or filed in my office within twenty (20) days after said publication or at any other time after the final adoption thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

6. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, as applicable.

7. The official seal of the City is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City as of this ____ day of _____, 2022.

(SEAL)

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT

I, the undersigned, Clerk of the City of Asbury Park, in the County of Monmouth, State of New Jersey, DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by JoAnn Boos, the Chief Financial Officer as of May 25, 2022, that such Supplemental Debt Statement was filed in my office on May 25, 2022 and with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs prior to June 8, 2022.

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

DATED: June 8, 2022

MELODY HARTSGROVE,
Clerk of the City of Asbury Park

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2022

JOHN MOOR,
Mayor of the City of Asbury Park



**Asbury Park, New Jersey
ORDINANCE NO. 2022-9**

**ORDINANCE OF THE CITY OF ASBURY PARK ESTABLISHING CERTAIN
TRAFFIC REGULATIONS AND AMENDING AND SUPPLEMENTING CHAPTER VII,
ENTITLED “TRAFFIC,” OF THE “CODE OF THE CITY OF ASBURY PARK,”
REGARDING THE CITY HALL MUNICIPAL PARKING LOT**

WHEREAS, the City of Asbury Park (the “City”) has previously established certain traffic regulations concerning The City Hall Municipal Parking Lot (also referenced as the “Property”) within the City; and

WHEREAS, the previous regulations as referenced above, which are codified in Chapter VII of the City Code, shall be collectively referenced herein as the “prior traffic regulations”; and

WHEREAS, since adoption of the prior traffic regulations, the parking conditions at the Property have been evaluated by the City’s Acting Director of Transportation on a continuous basis; and

WHEREAS, the City’s Acting Director of Transportation has recommended that the prior traffic regulations be revised in certain limited respects and that certain new traffic regulations be established; and

WHEREAS, it is the intention of the Mayor and Council to revise the prior traffic regulations and establish new traffic regulations as set forth herein.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Asbury Park (the “City”), in the County of Monmouth and State of New Jersey, as follows:

1. That the prior traffic regulations concerning The City Hall Municipal Parking Lot are hereby revised as set forth in more detail herein.
2. That certain new traffic regulations concerning The City Hall Municipal Parking Lot are hereby established as set forth in more detail herein.
3. That Chapter 7, “Traffic,” of “The Code of the City of Asbury Park, New Jersey” (the “City Code”) is hereby amended and supplemented in certain limited respects, as follows (additions are shown with underline, deletions are shown with ~~striketrough~~):

§ 7-11.1. Parking Time Limited on Certain Streets or Municipal Property.

No person shall park a vehicle for longer than the time limit between the hours listed on any day (except Sundays and public holidays) upon any of the streets or parts of streets, or municipal property, as described.

Parking Time Limited on Certain Streets or Municipal Property

Name of Street	Sides	Hours	Time Limit	Location
<u>City Hall</u> <u>Municipal</u> <u>Parking Lot</u>	<u>93 spaces</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>(Monday - Friday)</u>	<u>3 Hours -</u> <u>Parking</u> <u>Restricted</u> <u>to City</u> <u>Business</u> <u>Only; All</u> <u>Other</u> <u>Vehicles</u> <u>Will Be</u> <u>Towed</u>	<u>Municipal Hall</u> <u>Building</u>
<u>City Hall</u> <u>Municipal</u> <u>Parking Lot</u>	<u>2 spaces</u> <u>by</u> <u>Building</u> <u>Entrance</u> <u>(West</u> <u>Side of</u> <u>Parking</u> <u>Lot</u> <u>Adjacent</u> <u>to Main</u> <u>Street)</u>	<u>8:00 a.m. - 5:00 p.m.</u> <u>(Monday - Friday)</u>	<u>15 minutes</u>	<u>Municipal Hall</u> <u>Building</u>

§ 7-37.1. Regulation for the Movement and the Parking of Traffic on Municipal Property and Board of Education Property.

In accordance with the provisions of N.J.S.A. 39:4-197, the following Municipal and Board of Education property shall have the movement of traffic controlled by the type of regulation indicated. No person shall operate or park a vehicle in violation of the regulations indicated.

- a. Municipal Complex (City Hall) Parking Lot. The following spaces are located within the

municipal complex (City Hall) parking lot located at One Municipal Plaza (Block 2401, Lot 1), and shall be reserved during the hours of 8:300 a.m. through 5:00 p.m., Monday through Friday, as indicated below.

~~Space #4099~~ - 1 Parking Space Reserved for City Manager

~~Space #4098~~ - 1 Parking Space Reserved for Mayor

~~Space #4097~~ - 1 Parking Space Reserved for Deputy Mayor

~~Space #4090~~ - 1 Parking Space Reserved for Councilperson

~~Space #4089~~ - 1 Parking Space Reserved for Councilperson

~~Space #4088~~ - 1 Parking Space Reserved for Councilperson

~~Space #4091~~ - 15 Reserved Parking Spaces for City Vehicles

78 Reserved Parking Spaces for City Business Only, subject to the time limitations set forth in Section 7-11.1. All other vehicles will be towed.

4. That all other provisions of Sections 7-11.1 and 7-31.1 of the City Code which are not referenced in Paragraph 3 of this Ordinance shall remain unaffected/unchanged and remain in full force and effect.

5. That all parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

6. That the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

7. That this Ordinance shall take effect upon final passage and publication in accordance with the law, following the required twenty (20) day period after adoption, as set forth in N.J.S.A. 40:69A-181(b).

I, MELODY HARTSGROVE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2022-9 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

MELODY HARTSGROVE
CITY CLERK



Minutes
Meeting of the Municipal Council
Wednesday, June 8, 2022
REGULAR MEETING

Executive Session - 4:00 p.m.

2022-249 Resolution Authorizing a meeting which excludes the public

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

Workshop Session - 6:00 p.m.

Call to Order/Roll Call

Attendee Name	Title	Status	Arrived
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Absent	
Jesse Kendle	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Melody Hartsgrove	City Clerk	Present	
Donna Vieiro	City Manager	Present	
Frederick Raffetto	City Attorney	Present	

City Clerk Melody Hartsgrove called the meeting to order at 6:00 PM.

Silent Prayer/Moment of Reflection

Salute to the Flag

Announcement - Open Public Meetings Act

SPECIAL EVENT APPLICATIONS:

Director of Recreation, Leesha Floyd presented special events applications to Mayor and Council.

Matters from City Council

Council member Chapman stated, I just wanted to remind everyone that if you have projects for the city's participatory budget projects, the deadline is July 31st. The city has carved out \$250,000 out of our budget and we are leaving it up to the residents of our city to recommend projects to be done, they have to be done on city property, and it has to be able to benefit the entire city. Please send us some of your projects.

Council member Kendle stated, my condolences go out to my family of the young boy, the 16-17 year old who harmfully passed away this weekend. So I just send out my condolences to the family.

Deputy Mayor Quinn had no matters at this time.

Mayor Moor stated, on April 28th we had the fundraiser for Recreation. Since then I'm happy to announce that we will still take more money. Last meeting we got a \$5,000 donation, and this past week we got a \$1,000 from Tracy and Lidell Aiken on behalf of Triumphant Church. Anybody who wants to continue to make a contribution or donation to Monmouth County's best summer recreation program, we're still accepting money.

Matters from City Manager

City Manager, Donna Vieiro had no matters at this time.

Matters from City Attorney

City Attorney, Frederick Raffetto had no matters at this time.

PUBLIC PARTICIPATION

A motion was made by Council member Kendle and seconded by Council member Chapman to open the meeting to the public. All were in favor. The following members of the public spoke: Natalie Syracuse made a comment about verbal assault, noise complaints, and quad racing at Asbury Park Village; Terry Harris made a comment about street signs, police enforcement, and stolen property; Rita Marano made a comment about traffic patterns and street signs, and voting at the June 7th Primary Election; Dan Sciannameo made a comment about the location and site selection of the new Asbury Park fire house; and Louise Murray made a comment about veterans celebrations on Memorial Day.

A motion to close the meeting to the public was made by Council member Chapman and seconded by Council member Quinn . All were in favor.

MINUTES

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Moor, Mayor
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

1. Municipal Council- Executive Meeting May 25, 2022 5:00 PM
2. Municipal Council - Regular Meeting - May 25, 2022 6:00 PM

CONSENT AGENDA RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-250 Resolution Approving Special Event Applications

2022-251 Resolution Approving 2022-2023 Alcoholic Beverage Control License for McLoone's Asbury Park, LLC.-d/b/a/ The Robinson Ale House/Supper Club/Iron Whale Restaurant in the City of Asbury Park, County of Monmouth, New Jersey

2022-252 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Raspberry Moon, Inc.-d/b/a/ Moonstruck Restaurant & lounge in the City of Asbury Park, County of Monmouth, New Jersey

2022-253 Resolution Approving 2022-2023 Alcoholic Beverage Control License for PF, LLC d/b/a/ Garcia Liquors/Tapatia in the City of Asbury Park, County of Monmouth, New Jersey

2022-254 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 1411 Kingsley Street, LLC, the City of Asbury Park, County of Monmouth, New Jersey

2022-255 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Pettibone Paradise, LLC, d/b/a Empress Hotel/Paradise in the City of Asbury Park, County of Monmouth, New Jersey

2022-256 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 934 SHIV, LLC.-d/b/a/ Lush in the City of Asbury Park, County of Monmouth, New Jersey

2022-257 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Iconic Saint Laurent, AP Drink LLC d/b/a Tides in the City of Asbury Park, County of Monmouth, New Jersey

- 2022-258 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Hemmings at Asbury, LLC.-d/b/a/ Pascal & Sabine in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-260 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Akshay Enterprises-d/b/a/ Main Liquors in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-261 Resolution Approving 2022-2023 Alcoholic Beverage Control License for RBAR AP, LLC in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-262 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 601-603 Liquor License Partnership, LLC, -d/b/a/ Barrio Costero in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-263 Resolution Approving 2022-2023 Alcoholic Beverage Control License for House of Independents, LLC in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-264 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Cookman Limited Liability Co. ,-d/b/a/ Brandos Restaurant in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-265 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Asbury F&B , LLC-d/b/a/ The Berkeley Hotel in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-266 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 1101 Ocean Ave Venture, LLC in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-267 Resolution Approving 2022-2023 Alcoholic Beverage Control License for 210 5th Ave. Venture Urban Renewal, LLC, D/B/A The Asbury Hotel in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-268 Resolution Approving 2022-2023 Alcoholic Beverage Control License for AP Restaurant III , LLC-d/b/a/ The Wonder Bar in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-269 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Stone Pony Liquor License , LLC-d/b/a/ The Stone Pony in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-270 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Cookman Restaurant Group, LLC d/b/a/ Cross & Orange in the City of Asbury Park, County of Monmouth, New Jersey

- 2022-271 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Ohana Kitschen Company-d/b/a/ Langosta Lounge/Pop's Garage in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-272 Resolution Approving 2022-2023 Alcoholic Beverage Control License for Asbury Pub , LLC-d/b/a/ The Brickwall Tavern and Dining Room in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-273 Resolution Approving 2022-2023 Alcoholic Beverage Control License for GTJM, Inc. in the City of Asbury Park, County of Monmouth, New Jersey
- 2022-274 Resolution Approving 2022-2023 Alcoholic Beverage Control License for TBD, Inc.-d/b/a/ Taka Restaurant in the City of Asbury Park, County of Monmouth, New Jersey

INDIVIDUAL RESOLUTIONS

- 2022-275 Resolution Approving Payment of Bills

RESULT:	ADOPTED [3 TO 1]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn
NAYS:	John Moor
ABSENT:	Yvonne Clayton

- 2022-259 Resolution Approving 2022-2023 Alcoholic Beverage Control License for AP Thirty Property Holdings, LLC-d/b/a/ Convention Hall Concessions (Beach Bar) in the City of Asbury Park, County of Monmouth, New Jersey

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

- 2022-276 Resolution Authorizing the Purchase Two New GEM Vehicles for Transportation

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Jesse Kendle, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

- 2022-277 Resolution Authorizing the Purchase of Water and Ice Rescue Equipment

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Jesse Kendle, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-278 Resolution Approving Change Order #4 for Bond Street Improvements Project

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-279 Resolution Awarding a Bid for the Transportation of Liquid Sewage Sludge from AP Waste Water Treatment Plant to PVSC

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-280 Resolution Authorizing the Firm of Kyle + Mcmanus Associates, LLC To Perform Certain Additional Professional Planning Services Relating to Affordable Housing

RESULT:	ADOPTED [3 TO 1]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn
NAYS:	John Moor
ABSENT:	Yvonne Clayton

2022-281 Resolution Awarding a Contract to Millennium Communications Group for a Security Camera with Community Development Block Grant Funds

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Jesse Kendle, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-282 Resolution Awarding a Contract to Provide Fire Department Uniforms for 2022

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-283 Resolution Authorizing the Annual Renewal of Gunfire Technology with ShotSpotter

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-284 Resolution to Credit Sewer Account with Erroneous Reading by NJ American Water for Property Located at 135 Elizabeth Avenue, Block 1003 Lot 59

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	John Moor, Mayor
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

ORDINANCES

Introduction

2022-10 Ordinance Of The City Of Asbury Park Establishing Certain Parking Regulations, And Amending And Supplementing Section 7-41.5, Entitled “Residential And Employee Permit Schedules, Fees And Regulations,” Of Chapter Vii, “Traffic,” Of The “Code Of The City Of Asbury Park,” Regarding Residential Parking Permit Eligibility

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 6/22/2022 6:00 PM
MOVER:	John Moor, Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

Second Reading/Public Hearing

2022-7 An Ordinance Amending and Supplementing The “Code of The City of Asbury Park, New Jersey,” In Order to Repeal the Existing Provisions of Chapter 24, Entitled “Flood Damage Prevention,” In Their Entirety, And Establish A New Chapter 24 Thereof Concerning “Flood Damage Prevention”.

A motion to open 2022-7 to the public was made by Council Member Chapman and seconded by Mayor Moor. All were in favor. No members of the public spoke.

A motion to close 2022-7 was made by Council member Chapman and seconded by Mayor Moor. All were in favor.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Jesse Kendle, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-8 Bond Ordinance Providing for Various Transportation Utility Improvements, By and In the City of Asbury Park, In the County of Monmouth, State Of New Jersey; Appropriating \$4,500,000 Therefor (Including Grants from The New Jersey Department of Transportation in The Aggregate Amount Of \$917,432) And Authorizing the Issuance of \$4,500,000 In Bonds or Notes to Finance the Cost Thereof

A motion to open 2022-8 to the public was made by Council Member Chapman and seconded by Deputy Mayor Quinn . All were in favor. The following members of the public spoke: Rita Marano

A motion to close 2022-8 was made by Mayor Moor and seconded by Council Member Chapman . All were in favor.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

2022-9 Ordinance Of The City Of Asbury Park Establishing Certain Traffic Regulations And Amending And Supplementing Chapter VII, Entitled “Traffic,” Of The “Code Of The City Of Asbury Park,” Regarding The City Hall Municipal Parking Lot

A motion to open 2022-9 to the public was made by Council Member Chapman and seconded by Mayor Moor . All were in favor. No members of the public spoke.

A motion to close 2022-9 was made by Deputy Mayor Quinn and seconded by Mayor Moor . All were in favor.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Eileen Chapman, Jesse Kendle, Amy Quinn, John Moor
ABSENT:	Yvonne Clayton

ADJOURNMENT

The meeting was adjourned at 6:43 PM

A motion to close the meeting was made by Deputy Mayor Quinn and seconded by Council member Chapman. All were in favor.

Meeting was adjourned at 6:43PM

Respectfully submitted by:

Melody Hartsgrrove, Deputy City Clerk