

BOROUGH OF BEACH HAVEN

Council Meeting

Monday, June 10, 2024 - 6:00 PM

Zoom Meeting ID#838 8458 6378

FLAG SALUTE led by Mr. McCaffrey

Pursuant to the New Jersey Open Public Meetings Act adequate and electronic notice of this meeting has been provided by posting on the bulletin board in the Beach Haven Municipal Building, on the Borough website and mailing the same to the Beach Haven Times, Asbury Park Press and the Press of Atlantic City.

Roll Call

Mrs. Baumiller _____ Ms. Lambert _____ Mr. McCaffrey _____ Ms. Snyder _____ Mayor Davis _____

BOROUGH MANAGER’S REPORT

ORDINANCES

#2024-11C AN ORDINANCE CREATING Chapter 190, “Tree Removal and Replacement”, in the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey

Purpose: To establish requirements for tree removal and replacement in the Borough of Beach Haven to reduce soil erosion and pollutant runoff, promote infiltration of rainwater into the soil, and protect the environment, public health, safety, and welfare.

Introduction: May 13, 2024
First Publication: May 23, 2024
Adoption: June 10, 2024
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-12C AN ORDINANCE AMENDING Chapter 177, “Stormwater Management” in the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey

Purpose: of this ordinance is to reflect amendments to the Stormwater Management rules N.J.A.C. 7:8. Also, to prevent stored salt and other solid de-icing materials from being exposed to stormwater.

Introduction: May 13, 2024
First Publication: May 23, 2024
Adoption: June 10, 2024
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-14C AN ORDINANCE AMENDING Chapter 199, “Vehicles and Traffic”, in the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey

Purpose: To established a four-way stop at the corner of Pennsylvania Avenue and Engleside Avenue.

Introduction: May 13, 2024
First Publication: May 23, 2024
Adoption: June 10, 2024
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-15C AN ORDINANCE AMENDING Chapter 139, “Parking Lots, Municipal”, in the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey

Purpose: To amend and clearly define the boundaries of Taylor Avenue parking lot.

Introduction: May 13, 2024
First Publication: May 23, 2024
Adoption: June 10, 2024
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-16C AN ORDINANCE AMENDING Chapter 173, “Solid Waste”, in the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey

Purpose: To provide trash pick-up for businesses operating year-round in some instances.

Introduction: May 13, 2024
First Publication: May 23, 2024
Adoption: **June 10, 2024**
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-17C AN ORDINANCE REPEALING Ordinance #2024-5C and AMENDING AND SUPPLEMENTING Chapter 141, “Peace and Good Order”, in the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey.

Purpose: To amend and clarify sections of the Borough Code related to vessels within the Borough’s riparian grant. It is also to recognize and preserve shellfish history, protect our current resources, and most importantly, to educate and promote this tradition to future generations.

Introduction: **May 13, 2024**
First Publication: May 22, 2024
Adoption: June 10, 2024
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-18C AN ORDINANCE AMENDING CHAPTER 45 ENTITLED “ALCOHOLIC BEVERAGES” TO ESTABLISH A “THEATER LICENSE” PURSUANT TO N.J.S.A. 33:1-19.7

Purpose: To amend Chapter 45 of the Borough of Beach Haven Code, pursuant to the authority granted by N.J.A.C. 13:2-41.4, which, pursuant to N.J.S.A. 33:1-19.7, authorizes municipalities to issue a plenary retail consumption license to a nonprofit corporation which regularly conducts musical or theatrical performances or concerts for which admission is charged.

Introduction: May 13, 2024
First Publication: May 23, 2024
Adoption: **June 10, 2024**
Second Publication: June 20, 2024
Effective Date: June 30, 2024

#2024-19C AN ORDINANCE AMENDING Chapter 212, “Zoning,” of the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey, 2000,”

Purpose: To clarify regulations regarding the American Flag.

Introduction: **June 10, 2024**
First Publication: June 20, 2024
Adoption: July 8, 2024
Second Publication: July 18, 2024
Effective Date: July 28, 2024

#2024-20C AN ORDINANCE AMENDING CHAPTER 111, “HOTEL AND MOTEL/BED-AND-BREAKFAST ROOM OCCUPANCY TAX,” TO ESTABLISH A TRANSIENT ACCOMMODATION OCCUPANCIES, TARGETING, BUT NOT LIMITED TO, SUCH ACCOMMODATIONS CONVEYED BY TRANSIENT SPACE MARKETPLACES

Purpose: The purpose of this Ordinance is to supplement Chapter 111 pursuant to P.L. 2018, c. 49 which authorizes municipalities to impose a transient accommodation occupancy tax targeting, but not limited to, such accommodations conveyed by transient space marketplaces.

Introduction: **June 10, 2024**
First Publication: June 20, 2024
Adoption: July 8, 2024
Second Publication: July 18, 2024
Effective Date: July 28, 2024

RESOLUTIONS WITHIN CONSENT AGENDA

All matters listed under item, **Consent Agenda**, are considered to be routine by the Municipal Council, and will be enacted by one motion in the form listed. Any items requiring expenditure are supported by a Certification of Availability of Funds and any item requiring discussion will be removed from the Consent Agenda and discussed separately. All Consent Agenda items will be reflected in full in the minutes.

- #124-2024 Returning Piling Bonds
- #125-2024 Returning Street Opening Bonds
- #130-2024 Authorizing Application to the Local Finance Board for a Full-Service Maintenance and Asset Management Program for Water Storage Vessels
- #131-2024 Authorizing Execution of a Long-Term Service Agreement for a Full-Service Maintenance and Asset Management Program for Water Storage Vessels
- #133-2024 Returning Dumpster Bonds
- #145-2024 Returning Remaining Off-Duty Police Detail Escrow

2024/2025 ABC LIQUOR LICENSE RENEWALS

- #135-2024 Granting a Liquor License to Bird and Betty's, LLC with Special Conditions
- #136-2024 Granting a Liquor License to J.C. Beach Haven Taven t/a Buckalew's Restaurant & Tavern, Buckalew's and Station 117 with Special Conditions
- #137-2024 Granting a Liquor License to Beach Haven Marlin and Tuna Club with Special Conditions
- #138-2024 Granting a Liquor License to Murphy/Grant Supermarket Corp. t/a Murphy's Market with Special Conditions
- #139-2024 Granting a Liquor License to Lenhard, Inc. t/a Don Rommel's Liquor Store with Special Conditions
- #140-2024 Granting a Liquor License to Waterfront Restaurants, LLC t/a Black Whale Fish House with Special Conditions
- #141-2024 Granting a Liquor License to The Engleside, Inc. t/a The Engleside with Special Conditions
- #142-2024 Granting a Liquor License to Sea Shell Club, Inc. t/a Sea Shell Resort and Beach Club with Special Conditions
- #143-2024 Granting a Liquor License to Tuckers Restaurant, Inc. with Special Conditions
- #144-2024 Granting a Liquor License to The Marlin Restaurant and Bar, Inc. with Special Conditions

APPROVAL OF BILLS \$

PUBLIC COMMENT

FINAL REMARKS BY COUNCIL

ADJOURNMENT