

REGULAR MEETING OF MAYOR AND COUNCIL July 12, 2017

THE CAUCUS MEETING of the Mayor and Council was called to order by Mayor Larson at 4:30pm at the Borough Hall, on East 7th Street. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act. Notice of this meeting was posted on the bulletin board in the Borough Hall on January 4, 2017 and it was published on January 12, 2017 in the Beach Haven Times and the Asbury Park Press, newspapers designated by Mayor and Council on January 4, 2017 to receive such notice, and by filing a copy of the notice with the Acting Borough Clerk on January 4, 2017.

ROLL CALL: Spark (absent), Sharpless, Wellington, Reynolds, Mikuletzky, Warr (absent)

Also present: Mayor Larson, Terry Brady, Ed Sulecki and Brenda Kuhn

Discussion: Mayor Larson said that George had a successful operation. Holiday fireworks were discussed. Apparently there were a lot of fireworks in town and in Loveladies. Councilman Mikuletzky said that sparklers are now legal. Mayor Larson asked the Council if they wanted to do a non-binding referendum to see how the voters felt about having the dog park. Councilwoman Reynolds had some of the statistics of what we sold in dog passes. Mayor Larson talked about the dog park and the ball field. He asked if they wanted to reconfigure the area to have both. He said we would put the money in next year's budget to buy the backstop and fencing. He said that the space between the park and the First Aid Squad could be incorporated into the reconfiguration. Councilman Wellington had a rendition of the pavilion that was done by the architect's wife. Everyone thought it was beautiful. He filled everyone in on the progress and said that September 1st was a tentative date for the starting the project. Naming the park was discussed, nothing was decided. There was some talk about the proposed controversial zoning code change regarding raising the building height limit. Some of the things discussed were raising the base level on Bayview Avenue, flood insurance, flood elevations and the flood maps that FEMA should have ready for 2020. Terry Brady said that some towns use BFE, base flood elevation, plus 28 feet. Barnegat Light currently uses the crown of the road. He said using BFE evens things out and makes sure that we don't have a flood problem.

Mayor Larson asked for a motion to close the Caucus. On a motion by Mikuletzky, seconded by Wellington and carried by all the Caucus Meeting was closed.

THE MEETING of the Mayor and Council was called to order by Mayor Larson at 5:00pm at the Borough Hall, on East 7th Street. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act. Notice of this meeting was posted on the bulletin board in the Borough Hall on January 4, 2017 and it was published on January 12, 2017 in the Beach Haven Times and the Asbury Park Press, newspapers designated by Mayor and Council on January 4, 2017 to receive such notice, and by filing a copy of the notice with the Acting Borough Clerk on January 4, 2017.

PLEDGE OF ALLEGIANCE

The Municipal Clerk stated that the meeting was being recorded and that a written copy would be available in the Clerk's office.

ROLL CALL: Spark (absent), Sharpless, Wellington, Reynolds, Mikuletzky, Warr (absent)

Also present: Mayor Larson, Terry Brady, Ed Sulecki and Brenda Kuhn
(Kathleen Flanagan arrived at 5:06pm)

APPROVE MINUTES: Mayor Larson asked for a motion to approve the minutes of June 14, 2017 regular meeting.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark						X
Sharpless			X			
Wellington			X			
Reynolds	X		X			
Mikuletzky		X	X			

Warr						X
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TREASURER’S REPORT: Mayor Larson asked for a motion to approve the Treasurer’s Report.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark						X
Sharpless	X		X			
Wellington		X	X			
Reynolds			X			
Mikuletzky			X			
Warr						X

BUILDING AND ZONING REPORT: Mayor Larson asked for a motion to approve the Building and Zoning Report.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark						X
Sharpless		X	X			
Wellington	X		X			
Reynolds			X			
Mikuletzky			X			
Warr						X

COMMITTEE REPORTS:

WATER/SEWER: Mayor Larson said that Councilman Spark has been asking the public to find their meter pits. He said he would like to make the monthly water/sewer report a part of the meeting minutes.

PUBLIC WORKS: Councilman Sharpless said that Public Works have been busy with the buildings, grounds and beaches. He said that there were around 200 kids in the Independence Day Parade and 300-350 people attended the concert. Councilman Sharpless gave an update on coming events such as the Children’s Olympics, The Treble Makers concert and The Kootz concert. He said that there is a cave in hazard from 9th - 14th street beaches. He urged anyone seeing kids digging in the dunes to please stop them.

DOCKS AND HARBORS: Councilman Wellington said he spoke to someone regarding the 16th Street bulkhead and that it should be started in a couple of weeks.

FINANCE: In the absence of Councilman Warr, Councilman Wellington reported that the bills for the month were \$719,000 and \$283,000 went to the schools.

BEACHES AND PARKS: Councilwoman Reynolds reported that beach badge sales were down compared to last year. She said that we had Piping Plover which are an endangered species on our beaches and we must help to protect them. She said she had flyers that contained information how we can all help to protect them. Councilwoman Reynolds also said that the flyer was on our website, the beaches, and we shared it with the Barnegat Light Taxpayers Association. She said that the borough has taken in over \$6000 for dog park passes and many free passes have been issued to Barnegat Light property owners. The Beach Patrol Report was the next topic. She said that the guards are starting at 9:30 now and on nice weekend days they stay at the beach later. She said that the guards all meet at the old borough hall in the morning where the new captain, Scott Caffrey, gives out the assignments, first aid kits, radios, etc. She reported that there was a fall victim on 9th Street, a neck injury on 27th, a seizure on 30th, a boy with stomach issues on 4th and a head and neck in injury on 29th Street. She said that the LIT Tournament was held on July 11, 2017 on 22nd Street. She said there were over 200 participants and she felt that it was too many people because of the Piping Plover situation.

PUBLIC SAFETY: Councilman Mikuletzky said he would like to make the court report a part of the meeting minutes. He said the court took in \$1479.00 and BL kept \$317. He said that the cameras weren’t working properly.

OPEN PUBLIC SESSION: Mayor Larson asked for a motion to open the public session. On a motion by Reynolds, seconded by Wellington and carried by all the public session was open.

Maria, from the Sandpaper, asked where the birds were and she was told that they are everywhere because

after they hatch they are free roaming. The problem is that they don't stay in the fenced area. Mary Ellen Foley, 6 East 10th Street, said that turtle nests can be moved and asked if that might be a possibility for the Plovers. John Tennyson, 6 West 22nd Street, spoke on behalf of the Barnegat Light Taxpayers Association. He said he wanted to thank Dottie, Councilperson Reynolds, for her efforts to have the bay beach guarded. He also offered the Taxpayers Associations help crafting a question that could go out to the members regarding the building heights. He said that it would probably help to make a case from an insurance perspective. He said that Christina Aguilera was on 22nd Street over the weekend and our beach badge checker, Dennis, was excited to check to see if she had a badge! Bob Dole, 13 E 17th Street, was at the meeting to talk about the proposed zoning change for building height. He questioned Councilwoman Reynolds why she voted no at the introduction of the ordinance. She said that there should be more thought when making a decision like this. He asked if council had read the report that was prepared by Thomas Scangarello, Planner, which outlined the benefits to an increase in the building height. Mr. Dole said that the scientific data should be looked at when making such an important decision. There was a discussion on this topic and Mr. Dole said that it was important to come to a resolution on this matter.

CLOSE PUBLIC SESSION: Mayor Larson asked for a motion to close the public session. On a motion by **Reynolds**, seconded by **Wellington** and carried by all the public session came to an end.

RESOLUTIONS:

RESOLUTION 2017-091

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, EMPLOYING LIFEGUARDS FOR SUMMER 2017

WHEREAS, the Borough of Barnegat Light is in need of additional lifeguards for summer 2017; and

WHEREAS, the following people are employed as noted with the compensation listed below:

NOW, THEREFORE, BE IT RESOLVED that the governing Body of the Borough of Barnegat Light approve the list of seasonal employees:

LIFEGUARDS: Nolan Pecci \$390.00/wk

DATED: July 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark						X
Sharpless			X			
Wellington		X	X			
Reynolds	X		X			
Mikuletzky			X			
Warr						X

RESOLUTION 2017-092

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING DEPOSITS FOR ROAD OPENING PERMIT

WHEREAS, Road Opening Permit #15-022W was issued to Haskell Plumbing, for Block 37 Lot 16, 5 1911 Seaview Avenue that required a bond/deposit of \$350.00 ; and

WHEREAS, Haskell Plumbing has asked, in writing, for the deposit to be returned and:

WHEREAS, inspection was performed by Edward Sulecki, Superintendent, and his recommendation was to refund the deposits.

THEREFORE, BE IT RESOLVED as follows:

1. That Haskell Plumbing will be refunded \$350.00 for permit #15-022W.
2. That the Finance Department will issue the check to:

Haskell Plumbing
163 Main Street
Waretown, NJ 08758

DATED: July 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent

Spark						X
Sharpless	X		X			
Wellington			X			
Reynolds		X	X			
Mikuletzky			X			
Warr						X

RESOLUTION 2017-093

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A CONTRACT FOR THE PAVILION CONSTRUCTION PROJECT.

WHEREAS, the Borough of Barnegat Light duly advertised for the receipt of bids for the Pavilion Construction Project; and

WHEREAS, at the time, place and date set for the receipt of bids, formal bids were received by the Borough as follows:

Burkhardt Welding Inc. \$14,900.00
 CMD no bid
 Alpine East Electric no bid
 Axios Inc. no bid
 Thor Consttuction no bid

WHEREAS, said bids were taken under advisement and have been reviewed by the Borough Engineer and it has been determined that Burkhardt Welding Inc. submitted the lowest responsible bid in accordance with the bid specifications, said bid being in the amount of \$14,900.00; and

WHEREAS, it is the desire of the Mayor and Borough Council of the Borough of Barnegat Light to award a contract for the Pavilion Construction Project to Burkhardt Welding Inc., the lowest bidder.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

1. That the Mayor & Borough Council of the Borough of Barnegat Light do hereby award the contract for the Pavilion Construction Project to Burkhardt Welding Inc. at the price of \$14,900.00.
2. That the Mayor and Borough Clerk are hereby authorized to execute an agreement with Burkhardt Welding Inc. for said project, said agreement to be in conformance with bid specifications and bid submitted by Burkhardt Welding Inc.
3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following line item appropriations or ordinances constitute the availability of funds for this contract:

Barnegat Light Capital Ordinance 2017-007

4. That a certified copy of this resolution shall be forwarded to Burkhardt Welding Inc., the Chief Financial Officer and the Borough Engineer.

DATED: July 12, 2017

	Moved	Second	Aye	Nay	Abstain	Absent
Larson						
Spark						X
Sharpless			X			
Wellington		X	X			
Reynolds			X			
Mikuletzky	X		X			
Warr						X

RESOLUTION 2017-094

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$718,581.19

WHEREAS, the Finance Committee of the Borough of Barnegat Light has examined the vouchers presented for payment,

NOW, THEREFORE, BE IT RESOLVED, that the approved vouchers amounting to \$718,581.19 be authorized to be paid upon verification of the Treasurer that there is sufficient money in the appropriated accounts, subject to adequate signatures and funding.

DATED: July 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark						X
Sharpless	X		X			
Wellington		X	X			
Reynolds			X			
Mikuletzky			X			
Warr						X

ORDINANCES:

The Clerk stated that Ordinance 2017-015 was introduced and passed at first reading. She said there would be a Public Hearing for Ordinance 2017-015. She read the ordinance by title and number.

OPEN PUBLIC HEARING:

Mayor Larson asked for a motion to open the Public Hearing. On a motion by Wellington, seconded by Mikuletzky and carried by all the Public Hearing for ordinance 2017-015 was open to the public.

There was no comment from the public. Mayor Larson asked for a motion to close the Public Hearing. On a motion by Reynolds, seconded by Wellington and carried by all, the public hearing closed to the public.

ORDINANCE 2017-015

ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 76-14 OF THE BOROUGH CODE, ENTITLED "FEE SCHEDULE," AMENDING THE CONSTRUCTION CODE FEES.

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

SECTION 1. Section 76-14 of the Borough Code of the Borough of Barnegat Light, entitled "Fee schedule," is hereby amended and supplemented to provide as follows:

Chapter 76 Construction Codes, Uniform

§ 76-14. Fee schedule.

A. The following fee schedule is hereby adopted and established for the following construction subcodes:

(1) Building subcode fees shall be as follows (there shall be a minimum building subcode fee of \$50):

(a) New construction. Fees for new construction shall be based upon the volume of structure. Volume shall be computed in accordance with N.J.A.C. 5:23-2.28. Use groups and types of construction are as classified and defined in Articles 3 and 4 of the Building Subcode.

[1] New residential construction, per cubic foot of volume: \$0.34.

[2] Other use groups.

[a] Use Groups A-1, A-2, A-3, A-4, F-1, F-2, S-1 and S-2: \$0.011.

[b] Structures on farms, including commercial farm buildings under N.J.A.C. 5:23-3.2(d): \$0.0005.

The maximum fee shall be \$815.

(b) Renovations, alterations and repairs. The fee shall be based on estimated cost of the work. To determine estimated cost, the applicant shall submit to the Construction Code Official such cost data as may be available produced by the architect or engineer of record or by a recognized estimating firm or by

the contractor. A bona fide contractor's bid, if available, shall be submitted. The Construction Code Official shall make the final decision regarding estimated cost.

- [1] From \$1 to \$50,000: \$25 per \$1,000.
- [2] From \$50,001 to \$100,000: add \$18 per \$1,000.
- [3] Over \$100,000: add \$16 per \$1,000.
- [4] Roofing or siding in R-3 and R-4 uses: \$50.

(c) Additions. Fees shall be computed on the same basis as for new construction for the added portion.

(d) Combination renovations and additions. Fees shall be computed separately in accordance with Subsection A(1)(b) and (c).

(e) Temporary structures. The fee for temporary structures, towers, fences greater than six feet in height, open decks not attached to a principal or accessory structure and similar structures for which volume cannot be computed shall be \$35.

(f) Pools.

- [1] Aboveground: \$35.
- [2] In-ground: \$200.
- [3] Commercial: \$200.

(g) Bulkheads, docks, wharves and piers. The fees shall be computed as an alteration.

(2) Plumbing Subcode fees shall be as follows:

(a) For each of the following: \$12.75
 water closet, urinal/bidet, bath tub,
 lavatory, shower, floor drain, sink,
 dishwasher, drinking fountain,
 washing machine, hose bibb,
 water heater, fuel oil piping,
 gas piping, stacks, other fixtures

(b) For each of the following: \$77.35
 lp gas tank, steam boiler, hot water boiler,
 sewer pump, interceptor/separator,
 backflow preventor
 (backflow preventor with test ports \$12.75),
 grease trap, sewer connection,
 water service connection,
 water-cooled air conditioning units,
 refrigeration units, active solar systems,
 other special devices

(3) Fire Protection Subcode fees shall be as follows:

- (a) flammable/combustible tanks
- (b) alarm systems
 - 1 – 12 devices \$42.50
 - Each additional \$14.45 (\$25 incr)
 - Detection devises
 - Supervisory devises
 - Signaling devices
 - Other devices
- (c) 110v interconnected alarms
 - 1 – 12 devices \$42.50
 - Each additional \$14.45 (\$25 incr)
- (d) 110v interconnected – 1&2 family dwellings
 (per dwelling unit) \$28.05
- (e) CO detectors/110v interconnected alarms
 - 1 – 12 devices \$42.50
 - Each additional \$14.45 (\$25 incr)
- (f) CO detectors/110v interconnected alarms –
 1&2 family dwellings (per dwelling unit) \$28.05
- (g) Suppressions systems

Fire pump

Gpm type

(h) Sprinkler heads:		
	Up to 20	\$77.35
	21 – 100	\$142.80
	101 – 200	\$272.85
	201 – 400	\$706.35
	401 – 1000	\$977.50
	Over 1000	&1248.65
(i) No. of dry pipe/alarm valves		
(j) No. of pre-action valves		
(k) No. of standpipes		\$272.85
(l) Pre-engineered systems: wet chemical		\$109.65
(m) Pre-engineered systems: dry chemical		\$109.65
(n) Pre-engineered systems: CO2 suppression		\$109.65
(o) Pre-engineered systems: foam suppression		\$109.65
(p) Pre-engineered systems: FM200 suppression		\$109.65
(q) Pre-engineered systems: other		\$109.65
(r) Kitchen hood exhaust		\$55.25
(s) Smoke control system		\$55.25
(t) Gas-fired appliances		\$55.25
(u) Oil-fired appliances		\$55.25
(v) Fireplace venting		
(w) Incinerator		\$434.50
(x) Crematorium		\$434.50
(y) Other		\$55.25
(4) <u>Electrical Subcode fees shall be as follows:</u>		
(a) Receptacles, switches, devices		
	(rated < 1KW)	
	1-50 devices	\$42.50
	Each additional 25 devices	\$ 7.65 (\$25 incr.)
(b) Pool permit, with UV lights	\$12.75	
(c) Private pool, spa, hot tub, fountain		\$65.45
(d) Storable pool, hydro massage, bath		\$12.75
(e) Electrical range/receptacle		
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(f) Oven/surface unit		
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(g) Household electrical cooking		\$12.75
(h) Electrical water heater		
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(i) Electric dryer/receptacle		
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(j) Dishwasher		
	1 – 10 kw	\$12.75

	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(k)	Garbage disposal	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(l)	Central air conditioning unit	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(m)	Space heater/air handler	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(n)	Baseboard heat	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(o)	Motors (1+ hp)	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(p)	Transformer/generator	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(q)	Service	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(r)	Subpanels	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(s)	Motor control center	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(t)	Electric sign/outline light	
	1 – 10 kw	\$12.75
	11 – 50 kw	\$55.25
	51 – 100 kw	\$109.65
	Over 100 kw	\$544.00
(u)	Electric sign (>20 but <225 amps)	\$55.25
(v)	Fire, security or burglar alarm control unit	\$12.75
(w)	Light standard >8ft in height	\$12.75
(x)	Communications closet	\$12.75

(y) Single/multiple station smoke/heat detectors, fire, burglar or security alarm system, 1&2 family dwellings	\$28.05
(z) Utility load management device	\$55.25
(aa) Photovoltaic systems	
1 – 10 kw	\$12.75
11 – 50 kw	\$55.25
51 – 100 kw	\$109.65
Over 100 kw	\$544.00
(bb) Other	
>1 but < 1 hp, >1 but < 10kw, >30 but <50amps	\$12.75
>10 but < 50hp, >10 but < 45kw, >50amps	\$55.25
>50 but < 100hp, > 45 but < 112.5kw,	\$109.65
>100 hp, >> 112.5kw	\$544.00

(5) Fees applicable to Subsection A(1) through (4) above shall be as follows:

- (a) Plan review fee: 20% of the amount to be charged for a new construction permit.
- (b) Basic construction fee: the sum of the parts computed on the basis of the volume or cost of construction, and the number of sprinklers, standpipes and detectors (smoke and heat) at the unit rates provided herein, plus any special fees.
- (c) Certificates and other permits.

[1] Demolition or removal permit.

[a] Structures less than 5,000 square feet in area and less than 30 feet in height, for one- or two-family residences (Use Group R-3 of the Building Subcode): \$80.

[b] All other use groups: \$85.

[2] The fee for a permit to construct a sign shall be in the amount of \$1 per square foot surface area of the sign, computed on one side only for double-faced signs.

[3] Certificate of occupancy: \$50.

[4] Certificate of occupancy granted pursuant to a change of use group: \$75.

[a] \$50 to Building.

[b] \$25 to Fire.

[5] Certificate of continued occupancy: \$60.

[a] \$40 to Building.

[b] \$20 to Fire.

[6] Reinstatement of lapsed permit: \$35 per subcode.

[7] Annual permits. The fee to be charged for an annual construction permit shall be charged annually. This fee shall be a flat fee based upon the number of maintenance workers who are employed by the facility, and who are primarily engaged in work that is governed by a subcode; managers, engineers and clericals shall not be considered maintenance workers for the purpose of establishing the annual construction permit fee. Annual permits may be issued for building and fire protection. Fees shall be as follows:

[a] Workers (including foremen), each:

[b] One to 25: \$667.

[c] Each additional over 25: \$150.

[d] Prior to issuance of an annual permit, a training registration fee of \$140 per subcode shall be submitted by the applicant. Checks shall be made payable to "Treasurer, State of New Jersey."

(6) Fees applicable to Subsection A(2) through (4) above shall have additional fees added to create an Administrative Fee of 25% per permit, for the purpose of covering a proportionate share of administrative costs incurred by the Borough in connection with inspections performed by a private agency.

B. A schedule of the construction and subcode fees established by this chapter shall be posted in the office of the Construction Code Official and shall be made available to the public.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Mayor & Borough Council of the Borough of Barnegat Light, in the County of Ocean, State of New Jersey, on June 14, 2017, and will be considered for final passage at a regular meeting of said governing body to be held at Borough Hall, 10 East 7th Street, Barnegat Light, New Jersey, on July 12, 2017, at 5:00 p.m., at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

BRENDA L. KUHN, Borough Clerk

ORDINANCE 2017-015

Passage on First Reading: Date: June 14, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington		X	X			
Reynolds	X		X			
Mikuletzky			X			
Warr			X			

ADOPTION:

Final Passage: Date: July 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark						X
Sharpless		X	X			
Wellington			X			
Reynolds			X			
Mikuletzky	X		X			
Warr						X

CORRESPONDENCE:

Health Department Choose Your Cover
Application for Recreational Use Permit

MOTION TO ADJOURN:

Mayor Larson asked for a motion to adjourn. On a motion by Reynolds, seconded by Wellington and carried by all, the meeting of the Borough Council was closed.

APPROVED:

_____ **KIRK O. LARSON, MAYOR**

_____ **BRENDA L. KUHN, MUNICIPAL CLERK**