

TOWNSHIP OF NEPTUNE
NOTICE OF FINAL ADOPTION OF ORDINANCE
ORDINANCE NO. 14-44

AN ORDINANCE TO AUTHORIZE THE INSTALLATION OF
FACILITIES BY PEG BANDWIDTH NJ, LLC OVER THE PUBLIC
RIGHTS-OF-WAY

Approved on First Reading: October 27, 2014

Approved, passed and adopted on final reading: November 10, 2014

NOTICE
ORDINANCE NO. 14-45
Township of Neptune
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 10th day of November, 2014, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 24th day of November, 2014, at the Neptune Municipal Complex, Township Committee Meeting Room – 2nd Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the full text of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at www.neptunetownship.org.

ORDINANCE NO. 14-45

AN ORDINANCE AUTHORIZING DEED OF EASEMENT AND
RIGHT-OF-WAY FOR SIDEWALK, LANDSCAPING AND
BULDING OVERHANG ENCROACHMENT OF SHARK RIVER
BEACH AND YACHT CLUB, INC., LOT 14, BLOCK 401, ON THE
TAX MAP OF THE TOWNSHIP OF NEPTUNE

WHEREAS, Shark River Beach and Yacht Club, Inc., made an application before the Neptune Planning Board to rebuild its clubhouse, and related to its site plan approval, was in need to obtain an easement from Neptune Township with regard to a building overhang encroachment, sidewalk and landscaping on a municipal sidewalk and right-of-way; and

WHEREAS, the Grantor, Neptune Township, prepared a Deed of Easement and Right-of-Way, a true copy of which is attached hereto and made a part hereof as Exhibit "A."

NOW THEREFORE BE IT ORDAINED AND ENACTED by the Township Committee of the

Township of Neptune, County of Monmouth and State of New Jersey, that pursuant to State Statute allowing municipalities to accept, seek and provide property for public use, the Township hereby authorizes, accepts and approves the Deed of Easement and Right-of-Way between the Township of Neptune (the Grantor) and Shark River Beach and Yacht Club, Inc. (the Grantee) as a dedicated Deed of Easement for purposes identified in Exhibit "A" with attachments thereto, and with all the rights and obligations set forth more fully in the Deed of Easement and Right-of-Way concerning a sidewalk, landscaping and building overhang encroachment area adjacent to Lot 14, Block 401, Neptune Township, Monmouth County, New Jersey, which the Township Committee approves and accepts, and hereby authorizes the Mayor and Clerk to execute the same.

BE IT FURTHER ORDAINED, that all ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that this ordinance shall take effect immediately upon final passage and publication as provided by law.

Richard J. Cuttrell,
Municipal Clerk

NOTICE
ORDINANCE NO. 14-46
Township of Neptune
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 10th day of November, 2014, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 24th day of November, 2014, at the Neptune Municipal Complex, Township Committee Meeting Room – 2nd Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the full text of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at www.neptunetownship.org.

ORDINANCE NO. 14-46

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-21 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY REMOVING HANDICAPPED PARKING ZONES ON MT. HERMON WAY AND HECK AVENUE

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-21.2 - Handicapped Parking Spaces on Public Roads -

Locations Designated, is hereby amended by *deleting* the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Mt. Hermon Way	1	South side of Mt. Hermon Way beginning 25 feet west of the southwest intersection of Mt. Hermon Way and Whitefield Avenue
Heck Avenue	1	South side of Heck Avenue beginning 72 feet east of the southeast intersection of Heck Avenue and Central Avenue

SECTION 2

This ordinance shall take effect upon publication in accordance with law.

Richard J. Cuttrel,
Municipal Clerk

NOTICE
ORDINANCE NO. 14-47
Township of Neptune
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 10th day of November, 2014, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 24th day of November, 2014, at the Neptune Municipal Complex, Township Committee Meeting Room – 2nd Floor, 25 Neptune Blvd. Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the full text of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at www.neptunetownship.org.

ORDINANCE NO. 14-47

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII OF THE
CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION
12-5.14 ENTITLED "DISCONTINUATION OF CERTAIN UTILITY
SERVICES" TO THE VACANT AND ABANDONED PROPERTIES
ORDINANCE

WHEREAS, abandoned properties raise significant concerns for communities where they are located, including fostering criminal activity, posing possible public health problems and

generally posing a risk to the quality of life for residents and businesses in the area; and

WHEREAS, under current law and tariffs approved under the Board of Public Utilities regulations, customers of electric and natural gas utilities are required to provide reasonable access at all reasonable times to such utilities for the purpose of inspection of customers' premises incident to the rendering of service, reading meters or the repairing of utility facilities used in connection with supplying service or for the removal of utility property; and

WHEREAS, public utilities are bound by law to provide safe, adequate and proper service, and must be able to periodically inspect the customers' premises incident to rendering service, read meters, repair utility facilities or remove utility property; and

WHEREAS, as a result of certain properties being abandoned or vacant, electric and natural gas utilities are denied the reasonable access to their facilities provided for by law, and this impacts the ability to provide safe, adequate and proper service; and

WHEREAS, based on the findings of the State Legislature as set forth under N.J.S.A. 55:19-106, it has been determined that it is in the interest of the public safety that all communities, that electric and natural gas utilities be granted access to abandoned or vacant properties in order to inspect, repair and remove its facilities or property.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Township Committee hereby amends the Vacant and Abandoned Property Ordinance by adding Section 12-5.14 entitled, "Discontinuation of Certain Utility Services" as follows:

BE IT ORDAINED by the Township Committee of the Township of Neptune that Volume I, Chapter XII of Code of the Township of Neptune be and is hereby amended to add Section 12-5.14 entitled "VACANT AND ABANDONED PROPERTIES" as follows:

12-5.14 – Discontinuation of Certain Utility Services.

- A) The Public Officer appointed by the Township of Neptune may act upon the Vacant and Abandoned Property Ordinance, and may initiate a request of any utility to take all necessary steps to enter the premises listed on the Abandoned Property List established pursuant to Section 12-5.6 of the Vacant and Abandoned Properties Ordinance and this Chapter for the discontinuance of the utility services and the removal of utility equipment from said property, or any property that is determined by the Public Officer to meet the definition of abandoned property, and shall accompany representatives, agents and/or employees of said utility companies, along with any law enforcement officer the Public Officer considers appropriate upon the property at the time of discontinuance of utility service, removal of utility equipment or any action associated therein.
- B) Any owner or applicable lienholder who interferes or takes action to prohibit such entry and discontinuance of service shall be subject to the violations and penalties set forth more fully in Section 12-5.13 of this Chapter.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption of publication of notice of adopted is required by law; and,

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

Richard J. Cuttrel,
Municipal Clerk