

NOTICE
TOWNSHIP OF NEPTUNE

Neptune Township has submitted an application to request Special Area Standards under the Residential Site Improvement Standards(RSIS) from the New Jersey Department of Community Affairs (DCA), Site Improvement Advisory Board (SIAB) for the Federal and State designated historic district of Ocean Grove. The Special Area Standards application seeks relief from RSIS off-street parking and cartway width standards in an overall effort to balance the needs of residents, visitors and public safety with the unique challenges of maintaining the Federal and State Historic Designation of Ocean Grove, which maintains unique historic and culturally important patterns of development. Any interested persons may review a copy of the application that is on file in the office of the Neptune Township Municipal Clerk, and may purchase copies of the application in accordance with the New Jersey Right-to-Know law, *N.J.S.A. 47:1A-1.1 et seq.*, and that information concerning the date of the meeting with the SIAB during which the application will be considered will be available in the office of the Neptune Township Municipal Clerk once that determination has been made.

Richard J. Cuttrel,
Municipal Clerk

TOWNSHIP OF NEPTUNE
NOTICE OF FINAL ADOPTION OF ORDINANCE
ORDINANCE NO. 15-41

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT HANDICAPPED ON-STREET PARKING ZONES ON NEW JERSEY AVENUE, HECK AVENUE, AND BEACH AVENUE AND REMOVING A HANDICAPPED PARKING ZONE ON BROADWAY

Approved on First Reading: September 14, 2015

Approved, passed and adopted on final reading: September 28, 2015

NOTICE
ORDINANCE NO. 15-43
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 28th day of September, 2015, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Thursday, the 8th day of October, 2015, 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. 15-43

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING TO SECTION 12-5.8, ENTITLED, "REQUIREMENTS OF OWNERS AND IN SOME CASES LIENHOLDERS OF VACANT PROPERTY" AND SECTION 12-5.13, ENTITLED, "VIOLATION AND PENALTIES"

BE IT ORDAINED by the Township Committee of the Township of Neptune that Volume I, Chapter XII of Code of the Township of Neptune entitled, "Vacant and Abandoned Properties" be and is hereby amended with regard to Section 12-5.8 and Section 12-5.13 as follows:

12-5 – VACANT AND ABANDONED PROPERTIES

12-5.8 – Requirements of Owners and in Some Cases, Lienholders of Vacant Property

- B) Registration required; period of validity; general regulations
- 1) The owner of any vacant property, as defined herein, shall, within thirty (30) days after the building becomes vacant property as defined in Section 12-5.2(A)(12), or within thirty (30) days after assuming ownership of the vacant property, whichever is later, file a Registration Statement for each such vacant property with the Public Officer on forms provided by the Township for such purposes. The registration shall remain valid until the designated renewal date, which shall be January 2nd of each year. The owner shall be required to renew the registration January 2nd of each year, as long as the building remains vacant property, and shall pay a Registration Fee or Renewal Fee in the amount prescribed herein for each vacant property registered.
 - 2) Any owner of any building who meets the definition of "vacant property" prior to the effective date of this article shall file a Registration Statement for that property within thirty (30) days of the date of this adopted Article. The Registration Statement shall include the information required in this Article, as well as any additional information that the Public Officer may reasonably require.
 - 3) The owner shall notify the Public Officer within thirty (30) days of any change in the registration information by filing an Amended Registration Statement on a form provided by the Public Officer for such purposes.
 - 4) The Registration Statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Township against the owner or owners of the property.

C) Registration Requirements, Property Inspection

- 1) After filing a Registration Statement or a renewal of a Registration Statement, the owner of any vacant property shall provide access to the Township to conduct an exterior and interior inspection of the building to determine compliance with the Municipal Code, following reasonable notice, during the period covered by the initial registration or any subsequent renewal.
- 2) The Registration Statement shall include the name, street address and telephone number of a natural person, 21 years of age or over, designated by the owner or owners as the authorized agent for receiving notices of Code Violations and for receiving process, in any court proceeding or administrative enforcement proceeding on behalf of such owner or owners in connection with the enforcement of any applicable code. This person must maintain an office in the State of New Jersey or reside within the State of New Jersey. The Registration Statement shall also include the name of the person responsible for maintaining and securing the property, if different. The Registration Statement shall also include the name, street address and telephone number of the owner(s) of the subject property as the necessary contact person should there be a problem in reaching the owner(s)' authorized agent.
- 3) An owner who is a natural person or who meets the requirements of this Article as to location of residence or office may designate himself or herself as agent.
- 4) By designating an authorized agent under the provisions of this section, the owner consents to receive any and all notices of Code Violations concerning the registered, vacant property and all process in any court proceeding or administrative enforcement proceeding brought to enforce code provisions concerning the registered building by service of the notice or process on the authorized agent. Any owner who has designated an authorized agent under the provisions of this section shall be deemed to consent to the continuation of the agent's designation for the purposes of this section until both the owner notifies the Public Officer of a change of authorized agent, or until the owner files a new annual Registration Statement. The designation of an authorized agent in no way releases the owner from any requirement of this article.

D) Lienholders

- 1) All lienholders who have filed and served a Foreclosure Summons and Complaint arising from vacant property needs to comply with all the registration requirements of this section in addition to the property owners as an additional requirement to that already set forth under Section 12-5.11.

E) Registration Fees

- 1) The initial Registration Fee for each building shall be \$500.00.
- 2) The registration shall be renewable on January 2nd of each year at a fee of \$500.00; unless a violation exists. The initial registration fee shall be prorated for Registration Statements received less than 10 months prior to the January 2nd anniversary renewal date. If there is a violation of any Municipal Code cited during the first renewal period, the Registration Fee shall be doubled (\$1,000.00). If a violation of the Municipal Code is cited during the second

renewal period, the Registration Fee shall triple (\$1,500.00). If there is a violation of the Municipal Code during the third renewal period, or any time thereafter, the Registration Fee shall quadruple (\$2,000.00).

12-5.13 – Violation and Penalties

- C) Any owner or applicable lienholder who is in violation of Section 12-5.8 (B), (C), (D) and/or (E) shall be subject to the fines and penalties set forth in Section 12-5.13(A) and (B) in addition to compliance with the payment of all Registration Fees required in Section 12-5.8(E), entitled “Registration Fees.”

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption and publication of the notice of the adoption as 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. Cuttrell,
Municipal Clerk

NOTICE
ORDINANCE NO. 15-44
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 28th day of September, 2015, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Thursday, the 8th day of October, 2015, 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. 15–44

AN ORDINANCE AMENDING VOLUME I, CHAPTER IV, OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED, “BUSINESS AND LICENSING REGULATIONS CONCERNING GRANTING OF REVOCABLE LICENSES”

WHEREAS, occasionally the Mayor and Township Committee of the Township of Neptune encounters a situation where a property owner of the Township has constructed or desires to construct a structure, either intentionally or inadvertently, which encroaches upon Township property or right-of-way; and

WHEREAS, in such instances, the Township may, at its sole discretion, allow for a Revocable License to permit the encroachment or encroachments with the understanding that the encroachment or encroachments cannot prevent the Township from utilizing municipal property or right-of-ways, and that the Township must be held harmless from any injury or damage caused by the encroachment or encroachments, and that the License Agreement, if granted in the sole discretion of the Township, is revocable, with the encroachment or encroachments subject to removal at the sole cost and expense of the property owner.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey that the Neptune Township Code of Ordinances, Volume I, Chapter IV, shall hereby be amended to add a Section on License Agreements as follows:

Section 4-33 – Revocable Licenses.

- A) The Township, in its sole discretion, may grant a property owner of the Township of Neptune a Revocable License in writing, allowing for said property owner to create or continue an existing encroachment upon municipal property where such an encroachment is considered by the governing body not to be a significant impairment to the Township's use of the Township property, and will be removed at the sole cost and expense of the property owner should the Township determine, in its sole discretion, that such encroachment needs to be removed in order for the Township to make use of or enter upon said Township property, subject to approval by the State of New Jersey in those cases, and in those cases only, where State approval is required either because of Green Acres funding of public property or other State requirements.
- B) Any Revocable License granted by the Township must be granted by Resolution, be in written form of agreement, approved by the Township Attorney and possess in the very least a Indemnification and Hold Harmless Clause protecting the municipality against injury or damages; allow for the removal of the encroachment upon Notice of Termination in the sole discretion of the Township and at the sole cost and expense of the property owner and enforceability in case the property owner fails to comply with the aforesaid License Agreement, by allowing the Township to remove said encroachment at the sole cost and expense of the property owner.
- C) All License Agreements shall be recorded in the Clerk's Office of Monmouth County at the sole cost and expense of the property owner.
- D) The property owner, in addition to paying for the cost of recording the Revocable License Agreement, shall pay to the Township an annual fee of \$300.00 where the encroachment or encroachments cover less than 70 square feet of municipal property or right-of-way, and a \$500.00 annual fee for encroachments which cover 70 or more square feet of municipal property or right-of-way to be paid annually on the anniversary date of the License Agreement.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption and publication of the notice of the adoption as 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. Cuttrell,
Municipal Clerk

NOTICE
ORDINANCE NO. 15-45
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 28th day of September, 2015, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Thursday, the 8th day of October, 2015, 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. 15-45

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE
CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT
HANDICAPPED ON-STREET PARKING ZONES ON
PENNSYLVANIA AVENUE AND BATH 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 7-21.7 – Resident Handicapped On-Street Parking, is hereby amended by adding the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Pennsylvania Avenue	1	East side of Pennsylvania Avenue beginning 30 feet south of the southeast intersection of Pennsylvania Avenue and Asbury Avenue
Bath Avenue	1	North side of Bath Avenue beginning 56 feet east of the northeast intersection of Bath Avenue and Central Avenue

SECTION 2

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

Richard J. Cuttrell,
Municipal Clerk

**TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE
MONMOUTH COUNTY, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF INTRODUCED/PENDING BOND ORDINANCE NO. 15-46 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 Township Committee of the Township of Neptune, in the County of Monmouth, State of New Jersey, on September 28, 2015. It will be further considered for final passage, after public hearing thereon, at a meeting of the Township Committee to be held at Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, on October 8, 2015 at 7:00 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 SHARK RIVER DREDGING, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$285,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
Purpose(s):	Dredging of the Shark River
Appropriation:	\$300,000
Bonds/Notes Authorized:	\$285,000
Grant:	-0-
Section 20 Costs:	\$15,000
Useful Life:	15 years

**RICHARD J. CUTTRELL,
Clerk of the Township of Neptune**