

RESOLUTION NO. 182-2014
**Resolution Concerning The Adoption Of
Ordinance 14-2014 And Addressing Comments
Received From The Planning/Zoning Board Of
The Borough Of Sea Bright**

Councilmember Leckstein introduced and offered for adoption the following Resolution; seconded by Councilmember Lamia:

WHEREAS, the Borough Council of the Borough Sea Bright has introduced and adopted Ordinance No. 14-2014, amending and supplementing Chapter 130 "Land Use" Article IX Design Standards, Section 130-59 Design Standards For Specific Uses (Bulkheads) of the Code of the Borough of Sea Bright, 1998; and

WHEREAS, subsequent to the introduction of this Ordinance, the Ordinance was referred to the Planning Board of the Borough of Sea Bright for their review and comment; and

WHEREAS, at its meeting on October 14, 2014, the Planning Board reviewed the aforesaid Ordinance and expressed numerous concerns; and

WHEREAS, the concerns of the Board were memorialized in an October 16, 2014, letter to the Mayor and Borough Council from the Board Chairman, C. Lance Cunningham; and

WHEREAS, after further deliberation, the Borough Council of the Borough of Sea Bright has decided to proceed with adoption of Ordinance No. 14-2014 as introduced, without amendments as requested by the Planning Board;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, as follows:

1. The adoption of Ordinance No. 14-2014, in the opinion of the Members of the Borough Council, is consistent with the Master Plan of the Borough of Sea Bright.

2. The provisions set forth in Ordinance No. 14-2014 do not supersede the requirements under the various programs of the New Jersey Department of Environmental Protection ("NJDEP"), which may regulate bulkhead construction under the provisions of the Coastal Area Facility Review Act (CAFRA), the Waterfront Development Act, the general coastal permit process and implementing regulations for said programs issued and administered by the NJDEP.

3. The action being taken by the adoption of Ordinance No. 14-2014 is for the protection of the public health, safety and general welfare of the residents and businesses of the community of the Borough of Sea Bright, in order to foster measures that can be taken to protect life and property within the Borough.

4. The Ordinance, specifically in paragraph 1, addresses the need to protect beaches where beach exists along the Shrewsbury River where new bulkheads will not be required.

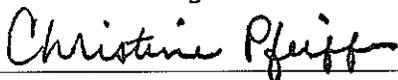
5. The provision requiring bulkhead designs and construction to be designed by a professional engineer are to insure the applicable construction standards are adhered to, so that future bulkhead designs and construction are in accordance with the applicable laws of the State of New Jersey. It is the position of the Borough Council that this requirement is neither onerous nor a deterrent for the construction of new or rebuilt bulkheads in the Borough.

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
absent Yes Yes Yes Yes absent

November 17, 2014

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on November 17, 2014.



Christine Pfeiffer, Deputy Clerk