

RESOLUTION NO. 130-2016
AUTHORIZING DISPLAY OF FIREWORKS
AT SANDS BEACH CLUB- AUGUST 16, 2016

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

WHEREAS, N.J.S.A. 21:3-3 permits the governing body of a municipality to "grant a permit" for the public display of fireworks after application has been made in writing; and

WHEREAS, Sands Beach Club, 825 Ocean Avenue (Block 23; Lot 13) has submitted an application to the Special Events Committee of the Borough of Sea Bright requesting permission for a display of fireworks at Sands Beach Club on June 27, 2016 with rain date(s) of June 28 or 29, 2016; and

WHEREAS, such display shall be of such a character, and so located, discharged, or fired, as in the opinion of the Chief of Police and Fire Marshall, after proper inspection, shall not be hazardous to property or endanger any persons or species; and

WHEREAS, such requests need to be approved by the Chief of Police, Fire Marshall and Special Events Committee of the Borough of Sea Bright and the US Fish and Wildlife Service; and

WHEREAS, on June 1, 2016, the Borough Council approved Resolution 98-2016 authorizing the display of fireworks to be held on June 27, 2016 with rain date(s) of June 28 or 29, 2016 at Sands Beach Club pending the approval of the above mentioned officials; and

WHEREAS, US Fish and Wildlife Service notified the Borough in an email dated June 3, 2016 that an active nest of the federally listed piping plover had been documented approximately 200 meters north of the Sands Beach Club which was within the 3/4 mile minimum buffer between nests of listed species and fireworks displays; and

WHEREAS, based on monitoring and the expected fledge date of piping plover chicks, the US Fish and Wildlife notified the Borough in an email dated July 12, 2016, that a fireworks display at Sands Beach Club would be permitted after August 9, 2016

WHEREAS, Sands Beach Club, 825 Ocean Avenue (Block 23; Lot 13) submitted a new application to the Borough of Sea Bright requesting permission for a display of fireworks at Sands Beach Club on August 16, 2016 with rain date(s) of August 17 or 18, 2016; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the display of fireworks is hereby authorized to be held on August 16, 2016 with rain date(s) of August 17 or 18, 2016 pending the approval of the above mentioned officials; and

BE IT FURTHER RESOLVED that the Fire Official and Borough Clerk shall insure that all applicable regulations are enforced, all required permits are obtained and all necessary insurance documents filed; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

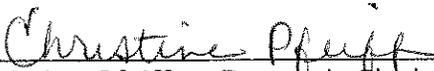
1. Sands Beach Club
2. Fire Official
3. Borough Police Chief
4. Special Events Committee
5. U.S. Fish and Wildlife Services

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

August 11, 2016

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 August 11, 2016.



Christine Pfeiffer, Borough Clerk