

**AGENDA  
REGULAR MEETING  
BOROUGH OF SEA BRIGHT**

**JUNE 15, 2021**

**SEA BRIGHT, NEW JERSEY**

**TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING LINK:**

<https://global.gotomeeting.com/join/796137685>

OR DIAL: (646) 749-3335

Access Code: 796-137-685

**CALL MEETING TO ORDER: 7:00pm**

**PLEDGE OF ALLEGIANCE**

**COMPLIANCE STATEMENT (N.J.S.A. 10:4-18)**

**Good Evening Ladies and Gentlemen. This Meeting Is Now Called To Order: In Line with The Borough of Sea Bright's Longstanding Policy of Open Government, and in Compliance with the "Open Public Meetings Act" I Wish to Advise You That Adequate Notice of This Regularly Scheduled Meeting Was Sent to the Asbury Park Press and other local newspapers on January 4, 2021. In each instance, the Date, Time, And Location of This Meeting Were Provided in The Notice. This Meeting Is Open To The Public."**

**ROLL CALL:**

<b>Councilmember(s)</b>	BIRDSALL_____	BOOKER_____	CATALANO _____
	KEELER_____	LAMIA_____	LECKSTEIN_____
<b>Mayor</b>	KELLY _____		

**REMARKS FROM THE AUDIENCE (limited to 3 minutes)**

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

**CONSENT AGENDA**

Councilmember \_\_\_\_\_ offered a motion to approve the items that are considered routine in nature under the consent agenda; seconded by Councilmember \_\_\_\_\_

**Minutes**

05-12-21 Workshop Meeting

05-12-21 Closed Session

05-18-21 Regular Meeting

**Resolutions:**

- |                     |  |
|---------------------|--|
| <b>No. 117-2021</b> | <b>Hiring Seasonal Borough Employees</b>   |
| <b>No. 118-2021</b> | <b>Hiring Part-Time Electrical Sub-Code Official/Inspector<br/>Borough of Sea Bright</b>                     |
| <b>No. 119-2021</b> | <b>Hiring Volunteer Firefighters Borough of Sea Bright<br/>Fire Department</b>                               |
| <b>No. 120-2021</b> | <b>Authorizing the Purchase of Ranger 1000 Utility Vehicle (UTV)<br/>for the Sea Bright Beach Department</b> |

**REGULAR MEETING**

**JUNE 15, 2021**

- No. 121-2021**      **Authorizing the Purchase of a Road Trailer for the Sea Bright Beach Department**
- No. 122-2021**      **Donation of 2021 Beach Badges Borough of Sea Bright**
- No. 123-2021**      **Authorize the Release of Maintenance Bond for Joseph & Kathleen Procopio 10 East New Street - Block 20, Lot 3**
- No. 124-2021**      **Authorizing the Borough of Sea Bright to Execute a Right of Entry Agreement with New Jersey Department of Environmental Protection, Division of Parks and Forestry and Monmouth County for the Bridge S-32 Project**
- No. 125-2021**      **Authorizing Receipt of Bids Ocean Avenue Sewer Improvements**
- No. 126-2021**      **Renewal of the 2021-2022 Liquor Licenses**
- No. 127-2021**      **Renewal of the Alcoholic Beverage License of D. LOBI Enterprise, t/a Surfriider Beach Club for the 2021-2022 License Term**
- No. 128-2021**      **Renewal of the Alcoholic Beverage License of WATERSEDGE INC., t/a Edgewater Beach Club for the 2021-2022 License Term**
- No. 129-2021**      **Renewal of the Alcoholic Beverage License of SEA HORSE LLC, t/a Driftwood Beach Club for the 2021-2022 License Term**
- No. 130-2021**      **Renewal of the Alcoholic Beverage License of 1030 Liquor Partners t/a Tommy’s Tavern and Tap for the 2021-2022 License Term**

**Roll Call:**      Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**ORDINANCE(s):**

**Public Hearing:**      Mayor Kelly to read the ordinance by title:

**ORDINANCE NO. 08-2021**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT**  
**AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT,**  
**CHAPTER 61, "ANIMALS", ARTICLE II, "CATS"**

Councilmember \_\_\_\_\_ offered a motion to open the public hearing on Ordinance No. 08-2021; seconded by Councilmember \_\_\_\_\_

**Roll Call:**      Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**Public Hearing (Ord. No. 08-2021)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on Ordinance No. 08-2021; seconded by Councilmember \_\_\_\_\_

**Roll Call:**      Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 08-2021 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:**      Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**Public Hearing:** Mayor Kelly to read the ordinance by title:

**ORDINANCE NO. 09-2021**

**AN ORDINANCE OF THE BOROUGH COUNCIL OF SEA BRIGHT AMENDING CHAPTER 130, "LAND USE", OF THE CODE OF THE BOROUGH OF SEA BRIGHT TO PERMIT THE OPERATION OF ONE CLASS 5 CANNABIS RETAIL BUSINESS WITHIN ITS GEOGRAPHICAL BOUNDARIES**

**Monmouth County Planning Board Acknowledgement Received 06/07/21  
Borough of Sea Bright Planning Board Acknowledgement Received 06/07/21**

Councilmember \_\_\_\_\_ offered a motion to open the public hearing on Ordinance No. 09-2021; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**Public Hearing (Ord. No. 09-2021)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on Ordinance No. 09-2021; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 09-2021 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**Introduction:** Mayor Kelly to read the ordinance by title:

**ORDINANCE NO. 10-2021**

**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND SUPPLEMENTING CHAPTER 146, "NUISANCES", OF THE CODE OF THE BOROUGH OF SEA BRIGHT TO ADD THERETO A NEW ARTICLE III, "SMOKING REGULATIONS."**

Councilmember \_\_\_\_\_ offered a motion to introduce Ordinance No. 10-2021 for a public hearing to be held on July 20, 2021 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**Introduction:** Mayor Kelly to read the ordinance by title:

**ORDINANCE NO. 11-2021**

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH COUNCIL OF SEA BRIGHT AMENDING CHAPTER 130, "LAND USE," OF THE CODE OF THE BOROUGH OF SEA BRIGHT TO PROHIBIT THE OPERATION OF ALL CLASSES OF CANNABIS ESTABLISHMENTS WITHIN ITS GEOGRAPHICAL BOUNDARIES AND THE BOROUGH OF SEA BRIGHT**

Councilmember \_\_\_\_\_ offered a motion to introduce Ordinance No. 11-2021 for a public hearing to be held on July 20, 2021 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**INDIVIDUAL ACTION/New Business:**

**Vouchers: \$447,940.90**

Councilmember \_\_\_\_\_ offered a motion to approve the Voucher List dated June 15, 2021 as submitted by the Finance Manager; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**MAYOR AND COUNCIL COMMITTEE COMMENTS**

**EXECUTIVE SESSION**

Councilmember \_\_\_\_\_ offered a motion to enter in to Closed Session; seconded by Councilmember \_\_\_\_\_

**Resolution to discuss:** Personnel Matter

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**ADJOURNMENT**

Councilmember \_\_\_\_\_ offered a motion to adjourn the meeting; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Booker\_\_\_ Catalano\_\_\_ Keeler\_\_\_ Lamia\_\_\_ Leckstein \_\_\_

**RESOLUTION NO. 117-2021**  
**HIRING SEASONAL BOROUGH EMPLOYEES**

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

**WHEREAS**, there exists a need for seasonal employees in the Borough of Sea Bright; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the following employees be hired and receive the hourly rate of \$11.50 in accordance with the Borough's Salary Ordinance No. 04-2021.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Beach - Salaries & Wages and DPW - Salary & Wages for the purposes stated herein.

**MICHAEL J. BASCOM, CFO**

<b><u>BEACH/DPW - Salaries &amp; Wages</u></b>		
<b><u>Employee</u></b>	<b><u>Position</u></b>	<b><u>Hourly Rate</u></b>
Dylan Bucci	Lifeguard	\$11.50
Aidan Casuccio	Lifeguard	\$11.50
Hayden DeLanzo	Lifeguard	\$11.50
Conor Doogan	Lifeguard	\$11.50
Joseph Doughney	Lifeguard	\$11.50
Barrett Heine	Lifeguard	\$11.50
William Horwath	Lifeguard	\$11.50
John Lauria	Lifeguard	\$11.50
Abigail Michaelson	Lifeguard	\$11.50
Carina Muller	Lifeguard	\$11.50
Ray Reynolds	Lifeguard	\$16.50
Alexis Shanker	Lifeguard	\$11.50
Gabriel Stypol	Lifeguard	\$11.50
Mason Twinning	Lifeguard	\$13.50
Tiffany Wen	Lifeguard	\$11.50
Ryan Zalinski	Lifeguard	\$11.50
John Zeveney	Lifeguard	\$11.50
George Tomarro	Maintenance	\$15.00

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

1. Finance Manager
2. DPW Director
3. Beach Manager

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 118-2021**  
**HIRING PART-TIME ELECTRICAL SUB-CODE OFFICIAL/INSPECTOR**  
**BOROUGH OF SEA BRIGHT**

Councilmember \_\_\_\_\_ introduced and offered for adoption the following Resolution;  
seconded by Councilmember \_\_\_\_\_ :

**WHEREAS**, there exists a need to hire personnel in the Building Department in the Borough of Sea Bright, County of Monmouth, New Jersey, and

**WHEREAS**, the Construction Official for the Borough of Sea Bright has interviewed and recommends the hiring of Jay Everard as a Part-Time Electrical Sub-Code Official/Inspector for an annual pay rate of \$9,200.00.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Building Department - Salaries & Wages for the purposes stated herein.

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**Michael J. Bascom, CFO**

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey does hereby authorize the Borough to hire Jay Everard to fill the position of Electrical Sub-Code Official/Inspector, effective July 1, 2021, at an annual rate of pay of \$9,200.00 as specified in Ordinance No. 04-2021.

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

1. Finance Manager
2. Building Department
3. Jay Everard

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 119-2021**  
**HIRING VOLUNTEER FIREFIGHTERS**  
**BOROUGH OF SEA BRIGHT FIRE DEPARTMENT**

Councilmember                      offered the following resolution for approval; seconded by  
Councilmember                      :

**WHEREAS**, Chapter 20, Section 20.4 of the General Code, Fire Department membership requires any person desiring membership in a volunteer fire department, shall complete an application; may be required to have a pre-appointment physical by a physician; and the Borough Council shall order a criminal background check to be conducted by the Chief of Police; and

**WHEREAS**, the Fire Department received two applications and recommends hiring the following new members to serve as a volunteer firefighters on the Sea Bright Fire/Rescue Department, as follows:

**Seasonal Membership**

Colin O'Brien  
James Sellino

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby accept and approve the hiring of the above-named individuals to serve as members on the Sea Bright Fire Department as designated above; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized to send a certified copy of this resolution to the following:

1. Borough of Sea Bright Fire Chief
2. Individual Members

**Roll Call:**        Birdsall,    Booker,    Catalano,    Keeler,    Lamia,    Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk 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 June 15, 2021.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 120-2021**  
**Authorizing the Purchase of**  
**Ranger 1000 Utility Vehicle (UTV)**  
**for the Sea Bright Beach Department**

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

**WHEREAS**, the Borough of Sea Bright is in need of a new beach vehicle for the Beach Department;  
and

**WHEREAS**, the Borough Council approved Resolution No. 102-2021 on May 4, 2021 authorizing the purchase of a Polaris Ranger 1000 Utility Vehicle (UTV) for an amount not to exceed \$13,972.29 which is no longer available; and

**WHEREAS**, the Borough of Sea Bright wishes to purchase a Ranger 1000 UTV Premium Camo from Jersey Shore Powersports, Middletown, NJ in the amount of \$14,162.95 including the following additional items for a total cost of \$15,537.95; and

Base Price:	\$14,162.95
Emergency Light:	\$ 125.00
Siren for Side by Side:	\$ 750.00
Undercoating:	\$ 250.00
Wrap Hood in Red:	\$ 250.00
TOTAL: \$15,537.95	

**WHEREAS**, CFO Michael Bascom has authorized the purchase of a Ranger 1000 UTV Premium Camo model since it is available for immediate delivery; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, certify that funds in the amount of \$15,537.95 are available in Beach Capital Outlay for the purpose stated herein.

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**Michael J. Bascom, CFO**

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby authorize the Beach Manger to purchase a Ranger 1000 Utility Vehicle Premium Camo (UTV) for an amount not to exceed \$15,537.95 from Jersey Shore Powersports, Middletown, New Jersey; and

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

1. Beach Manager
2. Finance Manager
3. Jersey Shore Powersports

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

I, Christine Pfeiffer, Deputy Clerk, do hereby certify that certify that the foregoing is a Resolution adopted by the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council meeting held June 15, 2021.

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Christine Pfeiffer, Borough Clerk



**RESOLUTION NO. 121-2021**  
**Authorizing the Purchase of a**  
**Road Trailer for the Sea Bright Beach Department**

Councilmember \_\_\_\_\_ introduced and offered for adoption the following Resolution; seconded  
by Councilmember \_\_\_\_\_ :

**WHEREAS**, the Borough of Sea Bright is in need of a road trailer to transport equipment for the Beach Department; and

**WHEREAS**, the Borough of Sea Bright wishes to purchase a 2021 Triton LTWC11 PWC Road Trailer in the amount of \$1,199.00 from Jersey Shore Powersports, Middletown, NJ; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, certify that funds in the amount of \$1,199.00 are available in Beach Capital Outlay for the purpose stated herein.

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**Michael J. Bascom, CFO**

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby authorize the Beach Manger to purchase a 2021 Triton LTWC11 PWC Road Trailer for an amount not to exceed \$1,199.00 from Jersey Shore Powersports, Middletown, NJ; and

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

1. Beach Manager
2. Finance Manager
3. Jersey Shore Powersports

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk 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 June 15, 2021.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 122-2021**  
**DONATION OF 2021 BEACH BADGES**  
**BOROUGH OF SEA BRIGHT**

Councilmember \_\_\_\_\_ offered the following resolution and moved for its adoption; seconded  
by Councilmember \_\_\_\_\_ :

**WHEREAS**, the Governing Body of the Borough of Sea Bright wish to support the fundraising efforts for the local organization listed below by donating two (2) 2021 beach badges as requested:

1. Oceanport PTO **2 Badges**  
Auction – June 26, 2021

**WHEREAS**, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2021 Season Beach Badges.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey authorize the donation of two (2) 2021 Season Beach Badges to the aforementioned charitable organization; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the following:

1. Borough Administrator
2. Borough Auditor
3. Individual Requestor

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION No. 123-2021**  
**Authorize the Release of Maintenance Bond for**  
**Joseph & Kathleen Procopio**  
**10 East New Street - Block 20, Lot 3**

Councilmember \_\_\_\_\_ introduced and offered for adoption the following Resolution; seconded by Councilmember \_\_\_\_\_ :

**WHEREAS**, the Municipal Land Use Law (N.J.S.A. 40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as complete; and

**WHEREAS**, on April 16, 2019, Joseph and Kathleen Procopio heretofore deposited with the Borough of Sea Bright a two-year maintenance bond in the amount of 15% (\$426.00) of the cost of the improvements on premises known as Block 20, Lot 3 – 10 East New Street; and

**WHEREAS**, David J. Hoder, P.E., P.P., C.M.E., Borough Consulting Engineer, has advised the Borough Clerk on June 2, 2021 by way of email, a copy of which is on file in the Office of the Borough Clerk, that the bonded improvements have been satisfactorily completed in accordance with the approved site plan and remain in good condition, therefore recommending the release of the aforementioned maintenance bond.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the maintenance bond in the amount of \$426.00 is hereby released, canceled and discharged and authorize the release of any and all remaining escrow, engineering and inspection fees subject to any outstanding fees due.

**BE IT FURTHER RESOLVED** that a copy of this resolution, certified to be a true copy, be forwarded to the following:

1. Fiscal Officer
2. Construction Official
3. Planning Board Secretary
4. Procopio

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 124-2021**  
**AUTHORIZING THE BOROUGH OF SEA BRIGHT**  
**TO EXECUTE A RIGHT OF ENTRY AGREEMENT WITH NEW JERSEY**  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF PARKS AND**  
**FORESTRY AND MONMOUTH COUNTY FOR THE BRIDGE S-32 PROJECT**

Councilmember                    introduced and offered for adoption the following resolution;  
seconded by Councilmember                    :

**WHEREAS**, the New Jersey Department of Environmental Protection, Division of Parks and Forestry ("Department") and the Borough of Sea Bright ("Borough") and the County of Monmouth ("Grantee") wish to enter into a Right of Entry agreement authorizing the Grantee to enter a portion of the properties on Block 24, Lot 1.01 for staging of the Rumson Road Bridge Replacement Project ("Bridge S-32 Project"); and

**WHEREAS**, the Property is owned by the Department and is administered by the Department as part of the Leonardo State Marina; and

**WHEREAS**, on July 29, 2016, the Department and the Borough executed a twenty (20) year Use and Management Agreement ("Management Agreement") for the administration, management, monitoring and maintenance of the Property by the Borough; and

**WHEREAS**, pursuant to Paragraph 3(I) of the Management Agreement, the Borough shall not execute any leases, licenses or use agreements and/or permits pertaining to the Property without prior written approval by the Department; and

**WHEREAS**, the Grantee has requested access to the Property for the Bridge S-32 Project; and

**WHEREAS**, the Borough of Sea Bright has determined that it is in the best interest of the citizens of New Jersey to allow the Grantee to access the Property to facilitate the Bridge S-32 Project.

**NOW THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the Mayor and Municipal Clerk are hereby authorized and empowered to execute a Right of Entry Agreement with the New Jersey Department of Environmental Protection, Division of Parks and Forestry and the County of Monmouth according to the terms and conditions set forth therein and take any and all additional actions necessary in connection therewith.

**BE IT FURTHER RESOLVED**, that a certified copy of the resolution be forwarded to the following:

1. JIF Representative
2. B. Friedman, Chief of Police
3. NJDEP, Division of Parks and Forestry

**Roll Call:**     Birdsall,     Booker,     Catalano,     Keeler,     Lamia,     Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk





**WHEREAS**, the liquor license renewals listed below have been accepted by POSSE ABC, all State and Municipal renewal fees have been paid and Retail Tax Clearance Certificates, pursuant to Chapter 161, Laws of NJ 1995, have been granted by the Division of Taxation for the 2021-2022 license term are being considered for renewal pursuant to having received 12.39 special rulings from the Division of Alcohol Beverage Control - Department of Law and Public Safety; and

**RETAIL CONSUMPTION LICENSES:**

**RENEWAL FEE: \$2,500.00**

1343-33-008-004

Superstar Enterprises, Inc.  
t/a The Cove  
1250 Ocean Avenue

1343-33-011-008

S. Kelly Corporation  
t/a The Mad Hatter  
10 East Ocean Avenue

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Borough of Sea Bright, County of Monmouth, State of New Jersey does hereby authorize the renewals, effective July 1, 2021, of the aforesaid liquor licenses for the license term 2021-2022; and

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

1. Chief of Police
2. Licensees
3. Division of Alcoholic Beverage Control

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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  
June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 127-2021**  
**RENEWAL OF THE ALCOHOLIC BEVERAGE LICENSE OF**  
**D. LOBI ENTERPRISE, t/a SURFRIDER BEACH CLUB**  
**FOR THE 2021-2022 LICENSE TERM**

Councilmember \_\_\_\_\_ introduced and offered for adoption the following Resolution; seconded by Councilmember \_\_\_\_\_ :

**WHEREAS**, the D. Lobi Enterprise t/a Surfrider Beach Club has submitted a complete application form for the renewal of alcoholic beverage license no. 1343-33-003-004 and has paid the annual fees to both the Borough of Sea Bright and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Borough Council has received and reviewed the recommendations of the Police Department pertaining to the aforesaid alcoholic beverage license; and

**WHEREAS**, the Borough Council finds that the aforesaid license should be renewed only upon a special condition necessary to ensure the public health, safety and welfare;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that license number 1343-33-003-004 held by D. Lobi Enterprise, t/a Surfrider Beach Club be and is hereby renewed for the annual license term commencing July 1, 2021 based upon the following special condition:

"No sale, service or consumption of any alcoholic beverage shall be permitted in the parking lot areas of the property. The parking lot areas of the property are not to be considered as part of the licensed premises."

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to the following:

1. Chief of Police
2. Licensee
3. Division of Alcoholic Beverage Control

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk



**RESOLUTION NO. 128-2021**  
**RENEWAL OF THE ALCOHOLIC BEVERAGE LICENSE OF**  
**WATERSEDGE INC., t/a EDGEWATER BEACH CLUB**  
**FOR THE 2021-2022 LICENSE TERM**

Councilmember \_\_\_\_\_ introduced and offered for adoption the following Resolution; seconded by Councilmember \_\_\_\_\_ :

**WHEREAS**, the Watersedge Inc., t/a Edgewater Beach Club has submitted a complete application form for the renewal of alcoholic beverage license no. 1343-33-018-008 and has paid the annual fees to both the Borough of Sea Bright and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Borough Council has received and reviewed the recommendations of the Police Department pertaining to the aforesaid alcoholic beverage license; and

**WHEREAS**, the Borough Council finds that the aforesaid license should be renewed only upon a special condition necessary to ensure the public health, safety and welfare;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that license number 1343-33-018-008 held by Watersedge Inc., t/a Edgewater Beach Club be and is hereby renewed for the annual license term commencing July 1, 2021 based upon the following special condition:

"No sale, service or consumption of any alcoholic beverage shall be permitted in the parking lot areas of the property. The parking lot areas of the property are not to be considered as part of the licensed premises."

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to the following:

1. Chief of Police
2. Licensee
3. Division of Alcoholic Beverage Control

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, 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 June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 129-2021**  
**RENEWAL OF THE ALCOHOLIC BEVERAGE LICENSE OF**  
**SEA HORSE LLC, t/a DRIFTWOOD BEACH CLUB**  
**FOR THE 2021-2022 LICENSE TERM**

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

**WHEREAS**, the Sea Horse LLC, t/a Driftwood Beach Club has submitted a complete application form for the renewal of alcoholic beverage license no. 1343-33-004-004 and has paid the annual fees to both the Borough of Sea Bright and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Borough Council has received and reviewed the recommendations of the Police Department pertaining to the aforesaid alcoholic beverage license; and

**WHEREAS**, the Borough Council finds that the aforesaid license should be renewed only upon a special condition necessary to ensure the public health, safety and welfare;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that license number 1343-33-004-004 held by Sea Horse LLC, t/a Driftwood Beach Club be and is hereby renewed for the annual license term commencing July 1, 2021 based upon the following special condition:

"No sale, service or consumption of any alcoholic beverage shall be permitted in the parking lot areas of the property. The parking lot areas of the property are not to be considered as part of the licensed premises."

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to the following:

1. Chief of Police
2. Licensee
3. Division of Alcoholic Beverage Control

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council Meeting held June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 130-2021**  
**RENEWAL OF THE ALCOHOLIC BEVERAGE LICENSE OF**  
**1030 LIQUOR PARTNERS, t/a TOMMY'S TAVERN AND TAP**  
**FOR THE 2021-2022 LICENSE TERM**

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

**WHEREAS**, the 1030 Liquor Partners, t/a Tommy's Tavern and Tap has submitted a complete application form for the renewal of alcoholic beverage license no. 1343-33-017-008 and has paid the annual fees to both the Borough of Sea Bright and the State of New Jersey, Division of ABC; and

**WHEREAS**, the Borough Council has received and reviewed the recommendations of the Police Department pertaining to the aforesaid alcoholic beverage license; and

**WHEREAS**, the residents who live in close proximity to the licensed premises have expressed concerns to the Borough Council pertaining to the noise which emanates from the licensed premises; and

**WHEREAS**, the Borough Council finds that the aforesaid license should be renewed only upon special conditions necessary to ensure the public health, safety and welfare; and

**WHEREAS**, the licensee made application to the Sea Bright unified Planning Board for amended site plan and variance approval pertaining, in part, to the rear dining area and the rear yard area of the premises, which area has been the source of most of the residents expressed concerns; and

**WHEREAS**, during the course of the Planning Board hearing on the aforesaid application, the licensee stipulated to the imposition of certain conditions upon the Planning Board's approval designed to minimize noise and disturbance to surrounding properties; and

**WHEREAS**, the Borough Council finds that those stipulations and conditions are reasonably designed to address the expressed concerns of the residents who live in close proximity to the licensed premises; and

**WHEREAS**, the Borough Council finds that compliance with those conditions will help to ensure the proper operation of the licensed premises in accordance with applicable local ordinances, alcoholic beverage laws and regulations.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that license number 1343-33-017-008 held by 1030 Liquor Partners, t/a Tommy's Tavern and Tap be and is hereby renewed for the annual license term commencing July 1, 2021 subject to the following special conditions:

1. The rear outdoor patio dining area, as such area was depicted on the exhibit presented to and approved by the planning board, will remain separated from the rear yard gathering space.
2. The gates between the rear yard area and patio dining area will be closed at 10:00 p.m. and all patrons will be directed to vacate the rear yard at that time. There will be no access to the rear yard area after 10:00 p.m.
3. There will be no wait service to the rear yard area—no food or drinks will be served in this area but consumption of food and drinks in the rear yard area shall be permitted.
4. No person will be served food unless they are seated at a dining table or bar in the permitted dining areas.
5. The drop down curtain on the canopy over the rear dining area on the Northside ("Nautilus Side") will remain down at all times that the outdoor dining is in use.

**BE IT FURTHER RESOLVED** that certified copies of this Resolution shall be forwarded to the following:

1. Chief of Police
2. Licensee
3. Division of Alcoholic Beverage Control

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

June 15, 2021

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council Meeting held June 15, 2021.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**ORDINANCE NO. 08-2021**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND**  
**SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT,**  
**CHAPTER 61, "ANIMALS", ARTICLE II, "CATS"**

**SECTION ONE:** Chapter 61 "Animals", Article II "Cats", Section 61-12 "Vaccination and license required", of the Code of the Borough of Sea Bright is hereby amended as follows:

**§61-12 Vaccination and license required.**

A. Vaccination and license requirements. No person shall own, keep, harbor, or maintain any cat over seven months of age within the Borough of Sea Bright unless such cat is vaccinated and licensed against rabies.

**SECTION TWO:** Chapter 61 "Animals", Article II "Cats", Section 61-13 "Licensing procedure", of the Code of the Borough of Sea Bright shall be deleted in its entirety.

**SECTION THREE:** Chapter 61 "Animals", Article II "Cats", Section 61-14 "Restraint required", of the Code of the Borough of Sea Bright is hereby amended as follows:

**§61-14 Restraint required.**

No cat, either licensed or unlicensed, shall be permitted to run at large off the premises of the person owning or having the care, custody or control of the cat or to trespass upon the property of any other resident of the Borough.

**SECTION FOUR:** All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

**SECTION FIVE:** If any section, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

**SECTION SIX:** This Ordinance shall take effect immediately upon its passage and publication as required by law.

**I HEREBY CERTIFY** this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on May 18, 2021 and will be further considered after a Public Hearing held on June 15, 2021.

INTRODUCED: May 18, 2021  
PUBLIC HEARING: June 15, 2021  
ADOPTED:

**Witness**

**BOROUGH OF SEA BRIGHT**

\_\_\_\_\_  
CHRISTINE PFEIFFER, CLERK

\_\_\_\_\_  
BRIAN KELLY, MAYOR

ORDINANCE NO. 09-2021

**AN ORDINANCE OF THE BOROUGH COUNCIL OF SEA BRIGHT AMENDING  
CHAPTER 130, "LAND USE", OF THE CODE OF THE BOROUGH OF SEA BRIGHT  
TO PERMIT THE OPERATION OF ONE CLASS 5 CANNABIS RETAIL BUSINESS  
WITHIN ITS GEOGRAPHICAL BOUNDARIES**

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

**WHEREAS**, the Act establishes six marketplace classes of licensed businesses, consisting of:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

**WHEREAS**, Section 3 of the Act defines a "cannabis establishment" as "a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer;" and

**WHEREAS**, Section 31a of the Act also authorizes municipalities to adopt by ordinance regulations governing the number of (1) cannabis establishments, (2) cannabis distributors and (3) cannabis delivery services, except for the delivery of cannabis items and related supplies by a cannabis delivery service based and initiated from outside of the municipality; and

**WHEREAS**, Section 31a of the Act also authorizes municipalities to adopt by ordinance regulations governing the local licensing endorsement, location, manner and times of operation of cannabis establishments and cannabis distributors, and the location and manner of cannabis delivery services, and establishing civil penalties for the violation of any such regulations; and

**WHEREAS**, Section 31b of the Act authorizes municipalities to prohibit by ordinance the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality, except for the delivery of cannabis items and related supplies by a delivery service based and initiated from outside of the municipality; and

WHEREAS, Section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (i.e., by August 21, 2021); and

WHEREAS, pursuant to Section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again, in 2026, have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating with appropriate approvals within the municipality; and

WHEREAS, the Borough Council of Sea Bright has determined that it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of Sea Bright's residents and members of the public who visit, travel, or conduct business in Sea Bright, to amend Sea Bright's regulation to prohibit Class 1 Cannabis Cultivator licenses; Class 2 Cannabis Manufacturer licenses; Class 3 Cannabis Wholesaler licenses; Class 4 Cannabis Distributor Licenses; and Class 6 Cannabis Delivery Licenses. The Borough of Sea Bright will permit one Class 5 Cannabis Retailer license to operate in the Borough of Sea Bright B-1 Central Business Zones subject to any limitations and restrictions stated herein.

NOW THEREFORE, BE IT ORDAINED, by the Borough Council of Sea Bright in the County of Monmouth and State of New Jersey, as follows:

**SECTION 1.** Article II, "Definitions," of Chapter 130, "Land Use", of the Code of the Borough of Sea Bright, is hereby amended by the addition thereto of the following definitions:

"Class 1 Cannabis Cultivator

Any licensed person or entity that grows, cultivates, or produces cannabis in this State, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers."

"Class 2 Cannabis Manufacturer

Any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers."

"Class 3 Cannabis Wholesaler

Any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers."

"Class 4 Cannabis Distributor

Any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities."

"Class 5 Cannabis Retail Store

The premises at which cannabis items are retailed, which may include purchase orders for off-premises delivery by a certified cannabis handler working for or on behalf of the cannabis retailer, or consumer purchases to be fulfilled from the retail premises that are presented by a cannabis delivery service with a Class 6 Cannabis Delivery Service license and which will be delivered by the cannabis delivery service to that consumer. The sale of anything, except cannabis, as well as the service and sale of food are strictly prohibited.

“Class 6 Cannabis Delivery

Any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the cannabis retailer for fulfillment, is delivered to that consumer.”

“Consumption Area

A designated location operated by a licensed cannabis retailer, for which both a State and local endorsement has been obtained, that is either: (1) an indoor, structurally enclosed area of the cannabis retailer or permit holder that is separate from the area in which retail sales of cannabis items or the dispensing of medical cannabis occurs; or (2) an exterior structure on the same premises as the cannabis retailer, either separate from or connected to the cannabis retailer, at which cannabis items obtained from the retailer, or brought by a person to the consumption area, may be consumed.”

**SECTION 2.** Article VII, “Area, Bulk and Use Requirements,” of Chapter 130, “Land Use”, of the Code of the Borough of Sea Bright, Section 130-29, “Regulations applicable to all zones,” is hereby amended and supplemented by the addition thereto of the following subsections:

“P. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all Class 1 Cannabis Cultivation, Class 2 Cannabis Manufacture, Class 3 Cannabis Wholesaler, Class 4 Cannabis Distributor, and Class 6 Cannabis Delivery licensees are hereby prohibited from operating anywhere in the Borough of Sea Bright. Moreover, indoor and exterior cannabis consumption areas are hereby prohibited within the Borough of Sea Bright.”

“Q. Any Class 5 Cannabis Retail store permitted to operate within the Borough of Sea Bright is prohibited from engaging in the sale of food and prohibited from allowing customers to bring outside food into the establishment. A Class 5 Cannabis Retail store is prohibited from engaging in the sale of any item except for cannabis. No Class 5 Cannabis Retail store shall permit any smoking of cannabis products within the store, and no such store shall have any indoor or outdoor consumption area. A Class 5 Cannabis Retail store shall not provide seating in the store for customers.”

**SECTION 3.** Article VII, “Area, Bulk and Use Requirements,” of Chapter 130, “Land Use”, of the Code of the Borough of Sea Bright, Section 130-38, “Uses Permitted,” subsection 130-38B.” “Certain uses defined.”, subparagraph 130-38B.(2)(a), “Class II, retail business uses” is hereby amended and supplemented to read, in full, as follows:

“(a) Type No. 1: food, drug, liquor stores, and one Class 5 Cannabis retail store. This also includes lunch counters, sandwich shops, soda fountains and confectionary stores.”

**SECTION 4.** Article VII, “Area, Bulk and Use Requirements,” of Chapter 130, “Land Use”, of the Code of the Borough of Sea Bright, Section 130-38, “Uses Permitted,” subsection 130-38C.” “Use regulations.”, subparagraph 130-38C.(4) (a){2},” Class II, retail business uses. Type of use” is hereby amended and supplemented to read, in full, as follows:



- [a] Food, drug, liquor stores, and one Class 5 Cannabis Retail Store.
- [b] Apparel, accessory and jewelry shops.
- [c] Department stores and mail order houses.
- [d] Variety stores (five-and-ten-cent stores and catalog stores).
- [f] Restaurants.
- [g] Book, stationery, and gift shops.
- [h] Sporting goods and bicycle shops.
- [i] Antique stores (and secondhand shops).
- [k] Automotive accessory stores
- [l] Boating and fishing accessory stores.
- [m] Internet café."

**SECTION 5.** The underlined text in the foregoing sections is to be added to the Sections and Articles Stated. No language of the Code existing at the time of adoption of this Ordinance is being repealed or replaced.

**SECTION 6.** Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

**SECTION 7.** Should any portion or provision of this Ordinance be held by a court of competent jurisdiction to be unconstitutional or invalid, the same shall not affect ,impair or invalidatesany other portion or provision of this Ordinance.

**SECTION 8.** This Ordinance shall take effect upon its passage and publication according to the law.

INTRODUCED: May 18, 2021

PUBLIC HEARING: June 15, 2021

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT

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CHRISTINE PFEIFFER, CLERK

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BRIAN KELLY, MAYOR

ORDINANCE NO. 10-2021

AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND  
SUPPLEMENTING CHAPTER 146, "NUISANCES", OF THE CODE OF THE BOROUGH OF  
SEA BRIGHT TO ADD THERETO A NEW ARTICLE III, "SMOKING REGULATIONS."

SECTION ONE. Chapter 146, "Nuisances", of the Code of the Borough of Sea Bright be and the same is hereby amended to add thereto the following new Article:

**ARTICLE III: Smoking Regulations**

**§ 146-13 Findings.**

The Mayor and Council of the Borough of Sea Bright hereby finds and determines that:

- i. The smoking of tobacco products is a major contributor to air pollution and breathing in secondhand smoke is a cause of disease to nonsmokers;
- ii. The United States Department of Environmental Protection (EPA) has designated secondhand smoke as a Class A carcinogen, as well as a significant cause of respiratory problems in children;
- iii. In 1986 the United States Surgeon General found that the active smoking of tobacco products and the passive inhalation of environmental tobacco smoke are the most prevalent causes of preventable death, disease and disability;
- iv. The United States Surgeon General found that separating smokers from nonsmokers within the same air space does not eliminate the exposure of nonsmokers to environmental tobacco smoke;
- v. The New Jersey Legislature found and declared that tobacco is the leading cause of preventable disease and death in the State of New Jersey and the nation and tobacco smoke constitutes a substantial health hazard to the nonsmoking majority of the public;
- vi. The State of New Jersey has acknowledged that careless smoking is the leading cause of death from fire;
- vii. Smoking leads to the inevitable discard of tobacco products and a source of litter by those who fail to properly dispose of cigarettes;
- viii. The State of New Jersey entered into litigation against various tobacco product manufacturers and others for the purpose of improving the public's health and adopting policies and programs to achieve a significant reduction in smoking by its citizens, and in particular, by youth and, as part of a settlement, the State of New Jersey received significant funding for the advancement of public health, including the implementation of important tobacco-related public health measures and restrictions.

- ix. In 2006, the Legislature enacted the New Jersey Smoke Free Air Act, N.J.S.A. 26:3D-55 et seq., creating an outright ban on smoking in virtually all public indoor facilities and extending such ban to the grounds of any public or nonpublic elementary or secondary school, regardless of whether the area is an indoor or outdoor public place and expanded same in 2019 to include public beaches and parks; and
- x. The Legislature has deemed the control of smoking to be a necessary and proper exercise of municipal authority pursuant to N.J.S.A. 40:48-1 et seq., 40:48-2 et seq., and N.J.S.A. 2C:33-13 for the preservation of public health, safety and welfare of the community.

**§ 146-14 Definitions.**

The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

(1) "Beach" means the gentle sloping of sand adjacent to the Atlantic Ocean in the Borough of Sea Bright that extends landward from the mean high waterline of the ocean to a man-made feature generally parallel to the ocean, such as a seawall, fence, parking lot, retaining wall or other structure, whichever is closest to the ocean. "Beach" shall include supervised beaches, unsupervised beaches, private beaches, beach clubs, beach access, dunes, foreshore and the Atlantic Ocean as defined herein.

(2) "Electronic smoking device" means an electronic device that can be used to deliver nicotine or other substance to that person inhaling from the device, including, but not limited to, an electric cigarette, cigar, cigarillo, or pipe.

(3) "Indoor public place" means a structurally enclosed place of business, commerce or other service-related activity, whether publicly or privately owned or operated on a for-profit or nonprofit basis, which is generally accessible to the public, including, but not limited to: a commercial or other office building; office or building owned, leased or rented by the State or by a county or municipal government; public and nonpublic elementary or secondary school building; board of education building; theater or concert hall; public library; museum or art gallery; bar; restaurant or other establishment where the principal business is the sale of food for consumption on the premises, including the bar area of the establishment; garage or parking facility; any public conveyance operated on land or water, or in the air, and passenger waiting rooms and platform areas in any stations or terminals thereof; health care facility licensed pursuant to P.L.1971, c. 136 (C.26:21-1-1 *et seq.*); patient waiting room of the office of a health care provider licensed pursuant to Title 45 of the Revised Statutes; child care center licensed pursuant to P.L.1983, c. 492 (C.30:5B-1 *et seq.*); race track facility; facility used for the holding of sporting events; ambulatory recreational facility; shopping mall or retail store; hotel, motel or other lodging establishment; apartment building lobby or other public area in an otherwise private building; or a passenger elevator in a building other than a single-family dwelling.

(4) "Park" means any athletic fields, playgrounds and other active and passive recreation areas primarily of service to youth, owned, leased, operated or under the ownership control of the Borough of Sea Bright to which the general public is invited and youth under the age of 18 may gather.

(5) "Person" means any individual, partnership, cooperative association, private corporation, personal representative, receiver, trustee, assignee or any other legal entity.

(6) "Public Building" means Any building, structure, facility or complex, including appurtenant parking areas, owned, leased, operated or under the ownership control of the Borough of Sea Bright to which the general public is invited.

(7) "Smoking" means burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe, hookah or similar device, or any other device which contains tobacco or any other matter that can be smoked, or the inhaling or exhaling of smoke or vapor from an electronic smoking device.

(8) "Workplace" means a structurally enclosed location or portion thereof at which a person performs any type of service or labor.

#### **§ 146-15 Restrictions.**

(1) Smoking shall be prohibited by any person, regardless of age, in all public parks, beaches and recreation facilities owned or leased by the Borough of Sea Bright, including that land upon which the public is invited or upon which the public is permitted and where individuals gather for recreation activities, including all areas adjacent to such facilities, including, but not limited to, parking areas, driveways or drive aisles, which have been designated by no-smoking signs and which are hereafter designated as "Smoke and Tobacco Free Places."

(2) Smoking shall be prohibited by any person, regardless of age, in any indoor public place, or workplace within the Borough of Sea Bright.

(3) No person shall smoke a cigarette, cigar, electronic smoking device or any other materials by any means in the beachfront area, entire beachwalk and all access ramps that lead to the beachwalk at any time.

**§ 146-16 Signs.** Signs shall be clearly, sufficiently, and conspicuously posted where smoking is prohibited by this section. The signs shall state "NO SMOKING," and/or contain the international no-smoking symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a diagonal red line through its cross section).

**§ 146-17 Enforcement.** The Sea Bright Police Department and any municipal officer charged with code enforcement is hereby charged with enforcement of this Article. Further, the person having control over an indoor public place or workplace shall order any person smoking in violation of this section to comply with the ordinance.

§ 146-18 Penalty. Anyone who smokes in violation of this ordinance is subject to a fine of \$200.00.

**SECTION TWO.** All other provisions of § 146, "Nuisance," remain unchanged and remain in full force and effect.

**SECTION THREE.** All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FOUR.** Should any section, paragraph, clause or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

**SECTION FIVE.** This Ordinance shall take effect upon its passage and publication according to law.

**I HEREBY CERTIFY** this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on June 15, 2021 and will be further considered after a Public Hearing held on July 20, 2021.

INTRODUCED: June 15, 2021

PUBLIC HEARING: July 20, 2021

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT

\_\_\_\_\_  
CHRISTINE PFEIFFER, CLERK

\_\_\_\_\_  
BRIAN KELLY, MAYOR

**ORDINANCE NO. 11-2021**

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH COUNCIL OF SEA BRIGHT AMENDING CHAPTER 130, "LAND USE," OF THE CODE OF THE BOROUGH OF SEA BRIGHT TO PROHIBIT THE OPERATION OF ALL CLASSES OF CANNABIS ESTABLISHMENTS WITHIN ITS GEOGRAPHICAL BOUNDARIES AND THE BOROUGH OF SEA BRIGHT**

**WHEREAS**, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

**WHEREAS**, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16, known as the "New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

**WHEREAS**, the Act establishes six marketplace classes of licensed businesses, including:

- Class 1 Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 Cannabis Distributer license, for businesses involved in transporting cannabis plants in bulk from on licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 Cannabis Retailer license for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchases items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

**WHEREAS**, section 31a of the Act authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors or cannabis delivery services allowed to operate within their boundaries, as well as the location manner and times operation of such establishments, distributors or delivery services, and establishing civil penalties for the violation of any such regulations; and

**WHEREAS**, section 31b of the Act authorizes municipalities by ordinance to prohibit the operation of any one or more classes of cannabis establishments, distributors, or delivery services anywhere in the municipality; and

**WHEREAS**, section 31b of the Act also stipulates, however, that any municipal regulation or prohibition must be adopted within 180 days of the effective date of the Act (*i.e.*, by August 22, 2021); and

**WHEREAS**, pursuant to section 31b of the Act, the failure to do so shall mean that for a period of five years thereafter, the growing, cultivating, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

**WHEREAS**, at the conclusion of the initial and any subsequent five-year period following a failure to enact local regulations or prohibitions, the municipality shall again have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, but any such ordinance would be prospective only and would not apply to any cannabis business already operating within the municipality; and

**WHEREAS**, the Borough Council of the Borough of Sea Bright has determined that, due to present uncertainties regarding the potential future impacts that allowing one or more classes of cannabis business might have on New Jersey municipalities in general, and on the Borough of Sea Bright in particular, it is at this time necessary and appropriate, and in the best interest of the health, safety and welfare of the Borough of Sea Bright’s residents and members of the public who visit, travel, or conduct business in the Borough of Sea Bright, to amend the Borough of Sea Bright’s zoning regulations to prohibit all manner of marijuana-related land use and development within the geographic boundaries of the Borough of Sea Bright; and

**WHEREAS**, due to the complexity and novelty of the Act; the many areas of municipal law that are or may be implicated in decisions as to whether or to what extent cannabis or medical cannabis should be permitted for land use purposes or otherwise regulated in any particular municipality; and the relatively short duration in which the Act would allow such decisions to be made before imposing an automatic authorization of such uses in specified zoning districts subject to unspecified conditions, the most prudent course of action for all municipalities, whether or not generally in favor of cannabis or medical cannabis land development and uses, would be to prohibit all such uses within the Act’s 180-day period in order to ensure sufficient time to carefully review all aspects of the Act and its impacts;

**NOW THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, as follows:

1. Pursuant to section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), all cannabis establishments, cannabis distributors or cannabis delivery services are hereby prohibited from operating anywhere in the Borough of Sea Bright, except for the delivery of cannabis items and related supplies by a delivery service.

2. Article VII, "Area, Bulk and Use Requirements," of Chapter 130, "Land Use," of the Code of the Borough of Sea Bright, Section 130-38, "Uses Permitted," subsection G, "Prohibited Uses," is hereby amended by adding to the list of prohibited uses, the following: "All classes of cannabis establishments or cannabis distributors or cannabis delivery services as said terms are defined in section 3 of P.L. 2021, c. 16, but not the delivery of cannabis items and related supplies by a delivery service."

3. Any article, section, paragraph, subsection, clause, or other provision of the Code of the Borough of Sea Bright inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

4. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

5. This ordinance shall take effect upon its passage and publication according to the law.

INTRODUCED: June 15, 2021

PUBLIC HEARING: July 20, 2021

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT

\_\_\_\_\_  
CHRISTINE PFEIFFER, CLERK

\_\_\_\_\_  
BRIAN KELLY, MAYOR



**VOUCHER LIST  
JUNE 15, 2021  
BOROUGH OF SEA BRIGHT**

01062	ALL HANDS FIRE EQUIPMENT, LLC		
21-00680	06/09/21 Pump Ops Training	Open	275.00
02113	AMERICAN WATER		
21-00719	06/09/21 SEWER	Open	649.05
00757	ARIAS, JOHN		
21-00625	05/27/21	Open	400.00
02246	ASSOC OF FLOODPLAIN MANAGERS		
21-00618	05/25/21 ZONING	Open	575.00
2597	AT&T MOBILITY		
21-00716	06/09/21 BEACH	Open	332.22
2626	AUTOMATIC PROTECTION SYSTEMS		
21-00593	05/11/21 B&G- FIRE & OTHER SAFETY	Open	320.00
01241	BAIN'S HARDWARE, INC.		
21-00717	06/09/21 HARDWARE	Open	780.23
01957	BENEMAX BENEFIT MANAGEMENT CO.		
21-00660	06/09/21 HEALTH	Open	336.00
01631	BOROUGH OF OCEANPORT		
21-00639	05/27/21 COURT	Open	6,500.00
01974	BOROUGH OF SEA BRIGHT COURT		
21-00727	06/10/21 COURT	Open	24.90
2758	BROTHERS RAILINGS, LLC		
21-00704	06/09/21 BEACH- MAINT. OF OTHER EQUIP.	Open	45.00
00530	BULLET LOCK & SAFE CO., INC.		
21-00634	05/27/21 BUI;LDINGS & GRDS.- MAT & SUP.	Open	32.50
02115	C & L SWEEPER SERVICE		
21-00511	04/26/21 STREET SWEEPER	Open	3,000.00
2557	C.M.R.S.- FP (US POSTAL SRVC)		
21-00741	06/11/21 POSTAGE	Open	600.00
2680	CINTAS		
21-00584	05/11/21 BEACH- MATERIALS & SUPPLIES	Open	101.22
21-00585	05/11/21 BLDGS. & GRDS.- MAT & SUPPLIES	Open	91.25
21-00592	05/11/21 B&G- MATERIALS & SUPPLIES	Open	182.11
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			374.58
2555	CJM ASSOC. OF SEA BRIGHT		
21-00641	05/27/21 LEASE	Open	500.00
00256	CLEARY, GIACOBBE, ALFIERI &		
21-00652	06/01/21 LEGAL	Open	560.00
01801	COLLIER ENGINEERING & DESIGN		
21-00261	03/03/21 ENGINEER	Open	676.00
21-00377	03/30/21 ENGINEER	Open	4,295.00
21-00737	06/10/21 ENGINEER	Open	2,818.63
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			7,789.63
01988	COMPTON, BARBARA		
21-00665	06/09/21 CLERK	Open	35.00
01493	COOPERATIVE INDUSTRIES, L.L.C.		
21-00729	06/10/21 NATURAL GAS	Open	812.00
2655	DE SESA ENGINEERING CO.		
21-00629	05/27/21 BUILDINGS & GROUNDS- MAINT. OF	Open	401.00

2286	DIFRANCESCO, BATEMAN, KUNZMAN		
21-00619	05/26/21 LEGAL	Open	2,560.00
2587	EASTERN JANITORIAL CO.		
21-00590	05/11/21 BEACH- CONTRACTUAL	Open	2,416.00
01720	FIREFIGHTER ONE, LLC		
21-00280	03/05/21 SCBA Flow Testing	Open	1,551.20
2406	FP MAILING SOLUTIONS		
21-00646	05/27/21 POSTAGE MACHINE	Open	126.00
00978	FRIEDMAN, BRETT		
21-00675	06/09/21	Open	355.00
02101	GANNETT NJ		
21-00654	06/02/21 CLERK	Open	41.40
01549	GENERAL CODE, LLC		
21-00648	05/27/21 A&E	Open	1,195.00
00979	GIBBONS, P.C.		
21-00736	06/10/21 LEGAL	Open	475.00
01657	GOWAN, KERRY		
21-00531	04/30/21 ANIMAL	Open	440.00
00509	H. BARBER AND SONS, INC.		
21-00583	05/11/21 BEACH- MAIN. OF EQUIPMENT	Open	1,237.58
01838	HOLMAN, FRENIA, ALLISON, P.C.		
21-00667	06/09/21 AUDIT	Open	26,200.00
2710	HOLMDEL TOWNSHIP		
21-00640	05/27/21 FISCAL OFFICER	Open	3,312.50
01248	HUEGEL, RICHARD		
21-00624	05/27/21 POLICE-CLOTHING ALLOWANCE	Open	1,250.00
2561	INTRON TECHNOLOGY SOLUTIONS		
21-00740	06/11/21 COMPUTER	Open	11,221.00
2573	JCP & L		
21-00731	06/10/21 ELECTRIC	Open	8,761.01
00297	JESSE A. HOWLAND & SONS, INC.		
21-00642	05/27/21 LEASE	Open	1,705.00
21-00643	05/27/21 LEASE	Open	1,000.00
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			2,705.00
01784	JUNGLE LASERS, LLC		
21-00666	06/09/21 BLDG. DEPT	Open	640.00
02110	KLEIN, DON		
21-00651	05/27/21 BEACH	Open	2,078.12
21-00661	06/09/21 REC.	Open	213.31
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			2,291.43
2417	MARLIN BUSINESS BANK		
21-00645	05/27/21 POSTAGE	Open	94.00
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
21-00663	06/09/21 LEGAL	Open	9,859.74
02045	MONMOUTH COUNTY SPCA		
21-00638	05/27/21 ANIMAL	Open	325.00
01323	MONMOUTH COUNTY TREASURER		
21-00519	04/29/21 POLICE-CONTRACTUAL SERVICES	Open	1,500.00
01399	NEW JERSEY AMERICAN WATER		
21-00653	06/02/21 WATER	Open	3,764.03

00696	NEW JERSEY FIRE EQUIPMENT CO.		
21-00627	05/27/21	Open	272.00
00113	NJ NATURAL GAS COMPANY		
21-00644	05/27/21 NATURAL GAS	Open	1,469.97
00502	NJ STATE LEAGUE/MUNICIPALITIES		
21-00560	05/06/21 DPW	Open	115.00
21-00730	06/10/21 BLDG. DEPT.	Open	340.00
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			455.00
01309	OCEANPORT BOARD OF EDUCATION		
20-00807	07/15/20 SCHOOL TAX	Open	52,033.00
00046	ONE CALL CONCEPTS, INC.		
21-00647	05/27/21 SEWER	Open	74.36
21-00715	06/09/21 SEWER	Open	50.05
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			124.41
00163	OSWALD ENTERPRISES, INC.		
21-00589	05/11/21 SEWER- CLEANING & MAINT OF FAC	Open	2,165.00
01737	PENGUIN MANAGEMENT, INC.		
21-00579	05/11/21 Subscription	Open	1,074.00
00081	PERRY'S TROPHY CO., INC.		
21-00659	06/04/21 PLAN. BRD.	Open	15.00
2292	PETRUZZELLI BROS EXCAVATING CO		
21-00581	05/11/21 BLDGS. & GRDS- MAINT. OF	Open	1,800.00
2525	POOR JOHNS PORTABLE TOILETS		
21-00728	06/10/21 BEACH	Open	366.00
00164	RAIN, WILLIAM		
21-00637	05/27/21 HEALTH	Open	144.60
2728	READY REFRESH BY NESTLE		
21-00718	06/09/21 WATER	Open	334.38
2745	REMINGTON & VERNICK ENGINEERS		
21-00400	04/01/21 SANITARY SEWER PROJECT	Open	9,668.00
01554	SEA BRIGHT SERVICE CENTER		
21-00671	06/09/21	Open	175.90
21-00712	06/09/21 POLICE: VEHICLE MAINTENANCE	Open	1,123.60
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			1,299.50
00027	SEABOARD WELDING SUPPLY, INC.		
21-00714	06/09/21 DPW	Open	14.50
00053	SHORE REGIONAL HIGH SCHOOL		
20-00809	07/15/20 SCHOOL TAX	Open	193,570.00
2754	SLEEK E-BIKES		
21-00609	05/14/21 PARKING	Open	9,700.00
02225	STAPLES ADVANTAGE		
20-00478	04/20/20 OFFICE SUPPLIES	Open	484.54
21-00559	05/06/21	Open	250.61
21-00600	05/12/21 Office Supplies	Open	149.75
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			884.90
00492	STATE OF NJ TREASURER - DEP		
21-00636	05/27/21 STREETS-	Open	1,050.00
2535	SUBURBAN DISPOSAL, INC.		
21-00724	06/10/21 TRASH	Open	21,125.35
21-00725	06/10/21 DUMPSTERS	Open	560.00
21-00726	06/10/21 LANDFILL	Open	10,560.68
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			32,246.03

01285	THE HOME DEPOT		
21-00632	05/27/21	STREETS- MINOR TOOLS & HRDWRE.	Open 252.94
21-00633	05/27/21	BUILDINGS & GRDS.- MAT & SUP.	Open 327.56
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			580.50
2438	THOMAS, SHAWN		
21-00703	06/09/21	STREETS- EDUCATION & TRAINING	Open 150.00
01243	TREASURER, STATE OF NEW JERSEY		
21-00738	06/10/21	BLDG. DEPT	Open 50.00
00331	TREASURER, STATE OF NJ		
21-00739	06/10/21	CLERK	Open 25.00
2658	VERIZON		
21-00732	06/10/21	SEWER	Open 530.48
21-00733	06/10/21	PHONE	Open 295.28
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			825.76
2291	VERIZON		
21-00734	06/10/21	FIOS	Open 183.99
21-00735	06/10/21	FIOS	Open 79.00
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			262.99
00412	VITALE, PAUL		
21-00649	05/27/21	BLDG DEPT.	Open 300.00
00077	WEX BANK		
21-00664	06/09/21	GASOLINE	Open 6,448.79
		<b>Total:</b>	<b>\$423,992.33</b>

#### Manual Checks

21-00655	Borough of Sea Bright	\$5,589.17
6/2/2021	Replenish Health Insurance Fund/Health	
21-00721	Borough of Sea Bright	\$100.00
6/10/2021	Replenish Petty Cash Fund	
21-00622	Butler Landscaping	\$11,866.00
5/26/2021	Beautification of Borough/Donated	
21-00620	David Hoder Associates	\$2,405.00
5/26/2021	Plan. Board:Engineer Review/Inspection-Escrow Accts.	
21-00662	David Hoder Associates	\$3,225.00
6/9/2021	Plan. Board:Engineer Review/Inspection-Escrow Accts.	
21-00656	NJ Dept. of Health	\$2.40
6/2/2021	Monthly Dog License Report	
21-00623	NJ Dept. of Transportation	\$130.00
5/26/2021	Hwy. Occupancy Permit Fee/2020 Road Program	
21-00621	NJ Division of Motor Vehicle Services	\$205.00
5/26/2021	DPW:Vehicle Titles & Registrations	
21-00722	Joseph Procopio	\$426.00
6/10/2021	Release of Cash Maintenance Bond/Escrow Acct.	
	<b>TOTAL:</b>	<b>\$23,948.57</b>

**GRAND TOTAL: \$447,940.90**