

Thursday, May 17, 2018 - 7:30 pm

PRESENT: Patricia Gross, Mayor
J. Roy Oliver, Deputy Mayor
Ken Whildin, Committeeman
Frank DiDomenico, Solicitor
Cormac Morrissey, Engineer
Allen Foster, Finance Officer
Denise L. Peterson, Municipal Clerk

This meeting has been advertised in accordance with the statutes of the State of New Jersey.

Mayor Gross called the meeting to order; the Pledge of Allegiance followed.

ROLL CALL: Mrs. Gross, present
Mr. Oliver, present
Mr. Whildin, present

Approval of Minutes

Mr. Oliver made a motion to approve the minutes of prior meetings, seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

Presentations

New Jersey State Police – Trooper Brisbane reported that 670 total responses in the area for April to the first of May 2018. These responses include burglary, disorderly person, medical assistance with the majority being motor vehicle stops and a couple wellbeing checks. There was a decrease in motor vehicle accidents; this could be due to the detail that is presently in place in the area. Click or ticket, cellphone use and aggressive driver details are being implemented. There will be two units coming to the area to supplement the summer traffic. NJSP is also looking at the situation for when school lets out and juveniles being on the street. The manpower at the station currently is low but there is a graduation of new troopers coming out so that will help the station greatly along with the two units supplementing for the summer.

Mayor Gross questioned the incident around the Route 55/Route47 jug-handle yesterday. Officer Brisbane stated this was situation a vehicle stolen in Woodbine and the suspect was in the area and he ran; the suspect was caught with assistance from a resident. No public was in jeopardy.

Mr. Whildin stated the township's radar sign is now located at Penny Hill area. Last month the sign was approximate 3/10 of a mile further down the street and there was a 23% violation rate. At the Penny Hill location there was a 27% violation rate in the first two days but after the first two days it dropped to a total average of 11.73%; therefore it appears the sign did its job of reminding people of how fast they are traveling. A resident questioned when the sign would be placed on High Street. Mr. Whildin stated it would be placed there next. Mr. Whildin explained that the sign has different settings and presently it is

programmed that it will not show the speed if the vehicle is going under 40 mph; he will set the speed low in the future so that travelers know the sign is working.

Public Sale Of Real Property Not Needed For Public Use

Mr. DiDomenico introduced the public sale of real property not needed for public use and the process for bidding on properties of interest. Mr. DiDomenico explained that at least 10% of the accepted bid must be paid tonight with the balance paid within 30 days. Mr. DiDomenico further explained that successful bidders must comply with all state and county regulations pertaining to septic and wells.

Mr. Marty Rafine offered the minimum bid of \$4,500 on Block 268 Lot 22 (28 Oak Hill Road). No additional bids were received. The Township Committee accepted Mr. Rafine's bid.

Mrs. Barbara McIntyre offered the minimum bid of \$1,250 on block 320 Lot 144 (23 Moores Beach Road). No additional bids were received. The Township Committee accepted Mrs. McIntyre's bid.

No bids were received for the other properties advertised under Resolution No. 78-2018.

Mr. Oliver made a motion for a brief recess for the Municipal Clerk to process the two bids received; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays - None

Upon the clerk's return Mr. Oliver made a motion to return to the regular meeting and agenda; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays - None

First Public Comments Session

Mr. Oliver made a motion to open the first public comment session noting the time at 8:07 pm; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays –None

Mr. Pettit, Cumberland Volunteer Fire Company, stated that Cumberland is having an open house on June 23rd from 1PM to 4PM at the Cumberland Volunteer Fire Company and he invited the Township Committee to attend. Mr. Pettit asked that his information be placed on the bulletin board. Mr. Whildin stated that a request form must be submitted to place information on the bulletin board; the clerk will forward a copy of the form to Mr. Pettit.

Mayor Gross mentioned that currently the township is discussing doing another bulletin board and questioned whether there is enough room on Cumberland Vol. Fire Companies property to put this second board. Mr. Pettit stated yes. Mr. Whildin added that the Cumberland Vol. Fire Chief was talking about putting up a LED board there when funds became available. It was discussed that possibly the township and CVFC can work together when advertising events, etc.

Mr. Stowman, Delmont, inquired into the Township Planner attending the Monday meeting and whether the redevelopment for Whibco and the township were moving forward. The Township Committee confirmed that both resolutions forwarding to the LUB were on the agenda for adoption this evening.

Mr. Stowman reported that he attended the CBRA/CBRS meeting (coastal barrier reef) and the zones up and down the gulf and east coast were evaluated and modified as needed in response to Hurricane Sandy. The government added areas and also increased size to some. The area known as NJ14 located in Maurice River Township was increased in size. The mouth of the Maurice River and East Point are not in this zone which is good because this designation can affect receipt of federal funding on projects. Mr. Stowman further explained that hypothetically should the 'upland berm' project ever be considered in the Heislerville/Delmont vicinity of NJ14 the federal government will not help; funding would be the responsibility of the township, county and state. Additionally IF the berm were ever to come to fruition people would be needed to 'close off' during large storms.

Mr. Oliver made a motion to close the first public comment session noting the time at 8:15 pm; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays –None

Ordinances

Ordinance 674

The clerk gave the second reading by title of Ordinance 674: An Ordinance Of Maurice River Township, Cumberland County, Regulating The Retail Sale Of Alcoholic Beverages And Establishing Licensing Requirements And Conditions For The Sale Of Alcohol Beverages

Mr. Oliver made a motion to open the public hearing on Ordinance 674; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays - None

There being no public comment Mr. Oliver made a motion to close the public hearing; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

Mr. Oliver made a motion to adopt Ordinance 674 on second reading; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

Consent Agenda Resolutions

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| <p>CONSENT AGENDA: All matters listed with an asterisk (*) are considered to be routine and non-controversial by the Township Committee and will be approved by one motion. There will be no separate discussion of these items unless a committee member so requests, in which case the item will be removed from the consent agenda and considered in its normal sequence on the agenda.</p> |
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Resolutions

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| 1. | Resolution No. | 81-2018 | A Resolution Authorizing The Township Land Use Board To Conduct A Preliminary Investigation To Establish A Non-Condensation Redevelopment Area On Block 281, Lots 7, 8, 18 & 19 And Block 296, Lots 33, 34 & 35 In The Township Of Maurice River, County Of Cumberland To The Township Of Maurice River Land Use Board |
| 2. | Resolution No. | 82-2018 | A Resolution Referring A Proposed Rehabilitation Area Designation For The Township Of Maurice River, County Of Cumberland To The Township Of Maurice River Land Use Board |
| 3. | Resolution No. | 83-2018 | A Resolution Affirming Authorization Of The Execution Of A Subordination Of Mortgage Lien To Ditech Financial, LLC ISAOA/ATIMA For Michael R Corona And Betty Corona In Association With The Bayshore Housing Program |

Routine Matters

- Dorchester United Methodist Church submitted a letter requesting participation in the Clean Communities Road Cleanup Program. Louann Karrer, Coordinator advised it is okay to proceed.

Mr. Oliver made a motion to adopt the resolutions and approve the routine matters listed on the Consent Agenda; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

TOWNSHIP COMMITTEE REPORTS

Ken Whildin, Committeeman

Mr. Whildin announced that 41 loads of trash, debris, leaves and brush were brought in on Community Cleanup Day – April 28, 2018.

Mr. Whildin reported that the county jet truck was used on five clogged drains in the township.

Mr. Whildin announced that Thompson Beach was awarded one of the four top restored beaches in the nation per Captain Al Modjeski of the American Littoral Society. An official ceremony will be held in Washington, DC in March 2019.

Mr. Whildin explained to Mr. Foster that the Township Committee approved to complete the outdoor sound system at a cost of \$1,629.91. Mr. Foster confirmed to proceed.

Mr. Whildin stated that the Division of Fish & Wildlife has signed a MOU between the Office Of Coastal Engineering and the State Historic Preservation Office which will allow the State Historic Preservation

office to use federal grant money for the interim plan at the lighthouse. Once this is signed the project for the interim measure should move forward.

J. Roy Oliver, Deputy Mayor

1. Bill and Tracy Eller donated two locking display boards to the MRT Senior Center.

Mr. Oliver acknowledged the donation made by Mr. & Mrs. Eller and requested a thank you be sent to them.

Mr. Oliver stated he met with Assemblyman Land last Tuesday and discussed that legislation be considered to abate school and county taxes on properties being worked on under the Brownfields program until the property becomes a viable and taxable.

Mr. Oliver explained that during this meeting with Assemblyman Land they also discussed tax exempt entities future purchasing of properties and having to pay full taxes on full assessed value after a municipality has reached a certain percentage of tax exempt properties on the tax records. Legislation to this effect is already being worked on per Assemblyman Land.

Patricia Gross, Mayor

Mrs. Gross announced that planning for the Family Night Out event has begun. The fire companies have expressed that they will be participating this year. The planning of the event seems to be moving along nicely this year.

Mrs. Gross announced that Dollar General is looking to place a store in the township and is looking at available properties at this time.

Mrs. Gross stated that she is working with the SPCA, Teds Pet Country, Dr. McAlon, the fire companies and Dianne Pitman (CC Veterans Affairs) to train a dog for a veteran with PTSD. All the parties involved are excited for the project. The SPCA is willing to allow Ted to pick out a dog and will work with him to ensure the 'right' dog is secured for the property, Dr. McAlon is going to provide the necessary veterinarian treatments, the fire company is working on funding raising to meet necessary needs for the project. The veteran must have a DD214 and be PTSD certified to be eligible to receive the train dog.

PROFESSIONAL REPORTS

Allen Foster, CMFO

Mr. Foster announced that the audit is complete and it does not appear that there will be any comments or recommendations.

Engineer

Mr. Morrissey provided the following report:

Drainage Issues – drainage issues are being evaluated. Schooner Landing Road pipe is deteriorated. The well was not interfering. It is possible to replace just the section that is deteriorated and evaluation for a structure along the road edge is being examined.

2016 Road Program – is ready to be closed out. Moores Beach Road inlet installation is possible. The contractor wants to close out the 2016 Road Program. Quotes will be needed to complete the Schooner Landing structure and Moores Beach inlet will need to be obtained.

South Street Flooding – the seepage pit is being reviewed.

Bricksboro Flood Prevention – permits are pending with NJDEP and Army Corps. Mr. Oliver requested that a meeting be organized with Mr. & Mrs. Valentine and Mr. & Mrs. Betz to discuss their interest in utilizing the township's permit (once obtained) to complete the bulkhead connected to the township's but located on their properties. Mr. Morrissey was agreeable to such a meeting.

NJDOT Bike Path grant – the grant application is pending. Mr. Morrissey is working on the master plan for the recreation area and the basketball courts. Consideration of a dog park is also being made. Mr. Morrissey stated that he has not yet received a reply from the 'lighting company' for the baseball field lights; this will be compared to re-use of the donated lights.

Matts Landing Land Swap – Mr. Morrissey stated that the township planner made presentation to the Township Committee on Monday, May 14th in respect to making this a redevelopment area versus bidding on the properties if and when the township acquires them. Additionally the environmental study shows that further investigation is needed in some areas. Mr. DiDomenico added that he is looking into the township not taking title with a direct transfer of the properties to the marina owners.

Newell Road Resurfacing Grant – The design is underway and the bid specifications are almost completed.

2018 Road Program – The preliminary work has been completed. Roads to be included are Carlisle Place, Hall, Railroad, Deerwood, East Point (where repairs were recently done), and Harriet (potholes). The cost for the 2018 Road Program paving needs to be established. It was noted that the need to stage in different areas will add to the cost.

Stormwater Management – The Annual Stormwater Certification was submitted. Dixon Associates is in the process of preparing the stormwater inspection logs and inventory for the qualifying sites. Louann has been working on point compliance projects and ideas.

East Point Shoreline – Mr. Morrissey stated that he was asked to be the engineer for the interim project; would this present a 'conflict'. Mr. DiDomenico stated that he does not believe it would be a conflict because the township is not directly involved in the project and does not own the property.

Mrs. Gross asked if quotes for the basketball court could be obtained using the plans supplied. Mr. Morrissey offered that asphalt is the cheaper way to go for the courts. Further it was discussed that bids

will be needed due to the probable cost of the project exceeding the bid threshold. Mrs. Gross asked Mr. Morrissey to supply contractor names.

Solicitor

Mr. DiDomenico stated he had nothing further to report to the Township Committee.

ANNOUNCEMENTS

1. The Municipal Office will be closed on Monday, May 28th, 2018 in observance of Memorial Day

REPORTS

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| Treasurers Report | \$1,143,006.16 |
| Road Dept. Report April 2018 | |
| Ron's Animal Control Monthly Reports April 2018 | |

Mr. Oliver made a motion to approve the above mentioned reports; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

PAYMENT OF BILLS

| | |
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| ASCAP | 352.51 |
| Asa W. Whilden | 364.95 |
| Ashley Criss | 83.50 |
| Amtrust North America | 1,170.00 |
| Amtrust North America | 4,038.00 |
| Amtrust North America | 1,353.00 |
| Amtrust North America | 1,170.00 |
| Amtrust North America | 4,023.00 |
| Amtrust North America | 2,918.00 |
| Amtrust North America | 1,353.00 |
| Atlantic City Electric | 5,570.48 |
| Atlantic City Electric | 1,616.71 |
| AFLAC | 199.98 |
| B.W. Stetson Co. | 80.00 |
| Buonadonna & Benson, PC | 77.00 |
| Buonadonna & Benson, PC | 154.00 |
| Buonadonna & Benson, PC | 1,122.00 |
| Buonadonna & Benson, PC | 22.00 |
| Benny Electric | 1,750.00 |
| Bottino Holdings, Inc. | 97.83 |
| Bottino Holdings, Inc. | 15.66 |
| Bridgeton Trophy and Engraving | 99.54 |
| Belleplain Emergency Corps. | 4,335.00 |

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| Bernadette Sterling | 110.76 |
| Comcast Cable | 222.10 |
| Comcast Cable | 480.23 |
| Comcast Cable | 141.04 |
| CM3 Building Solutions | 503.10 |
| CM3 Building Solutions | 200.00 |
| CM3 Building Solutions | 684.00 |
| Corelogic | 1,380.28 |
| Cumberland County Treasurer's | 856,298.04 |
| CSI Cleaning Service | 800.00 |
| Cumberland County SPCA | 1,022.00 |
| County of Cumberland | 500.00 |
| Dell Marketing L.P. | 1,356.57 |
| Dixon Assoc. Engineering, LLC | 67.50 |
| Dixon Assoc. Engineering, LLC | 472.50 |
| Dixon Assoc. Engineering, LLC | 1,215.00 |
| Dixon Assoc. Engineering, LLC | 12,310.00 |
| Dixon Assoc. Engineering, LLC | 336.92 |
| Dixon Assoc. Engineering, LLC | 708.75 |
| Dixon Assoc. Engineering, LLC | 437.50 |
| Dixon Assoc. Engineering, LLC | 607.50 |
| Dixon Assoc. Engineering, LLC | 270.00 |
| Dixon Assoc. Engineering, LLC | 337.50 |
| Dixon Assoc. Engineering, LLC | 67.50 |
| DCRP | 49.24 |
| Daley's Pit | 200.00 |
| EarthTech Contracting, Inc. | 1,412.38 |
| EarthTech Contracting, Inc. | 7,869.27 |
| EarthTech Contracting, Inc. | 19,323.33 |
| J.C. Ehrlich Co., Inc. | 83.50 |
| Eurofins QC, Inc. | 105.33 |
| Eurofins QC, Inc. | 380.33 |
| Emil J. Kozak, Jr. | 20.00 |
| Frank DiDomenico | 530.74 |
| Frank DiDomenico | 991.25 |
| Frank DiDomenico | 184.54 |
| Farm-Rite, Incorporated | 2,998.00 |
| Grace Marmero & Associates LLP | 1,280.00 |
| Gordon L. Gross | 222.00 |
| Heritage Business Systems, Inc. | 33.88 |
| Heritage Business Systems, Inc. | 66.81 |
| ICC | 181.95 |
| J & B Disc Jockey Service | 170.00 |
| Jackie L. James | 255.00 |
| Kennedy Concrete | 1,347.50 |
| Kennedy Concrete | 1,347.50 |
| Kathryn L. Karrer | 275.99 |
| Kaeser and Blair, Inc. | 336.00 |
| Kenneth Whildin | 150.66 |

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| Lynn's Hometown Deli & Takeout | 135.00 |
| Linda Dedrick | 150.00 |
| Lisa R. Fisher | 87.00 |
| Lisa R. Fisher | 26.25 |
| Munidex | 47.12 |
| Maurice River Township BOE | 188.38 |
| Maurice River Township BOE | 245,501.00 |
| Municipal Record Service | 239.00 |
| Major Petroleum Industries | 3,634.41 |
| Major Petroleum Industries | 2,074.64 |
| New Jersey SHBP | 8,538.92 |
| New Jersey SHBP | 14,905.89 |
| NJ State Dept. of Health & SR | 93.00 |
| New York Life Insurance Co. | 90.24 |
| NJ Advance Media | 21.71 |
| NJ Advance Media | 25.86 |
| NJ Advance Media | 23.36 |
| NJ Civil Service Association | 360.00 |
| Prudential | 62.28 |
| Riverview Plumbing, Inc. | 686.00 |
| Riggins Inc. | 166.57 |
| Rutgers, The State University | 119.00 |
| Ronald L. Sutton, Sr. | 950.00 |
| South Jersey Gas Company | 384.81 |
| Steven M. Hagemann | 800.00 |
| Shirley A. Goff | 225.00 |
| Sheppard Bus Service, Inc. | 1,150.00 |
| Seashore Asphalt Corp. | 95.00 |
| Staples Business Advantage | 54.46 |
| Staples Business Advantage | 70.37 |
| Staples Business Advantage | 75.13 |
| Sports Supply Group, Inc. | 3,462.42 |
| Sir Speedy Printing | 47.00 |
| Sterling Mosquito & Pest Control | 165.00 |
| Tractor Supply Credit Plan | 53.97 |
| Thomas M. Corrigan, Esq. | 958.00 |
| Travelers Cl. Remittance Center | 18,124.60 |
| Tri City Paper Co. | 305.10 |
| Tri City Paper Co. | 279.00 |
| Tri City Paper Co. | 230.50 |
| The Home Depot | 59.96 |
| The Home Depot | 224.28 |
| The Home Depot | 134.95 |
| The Home Depot | 203.80 |
| Universal Computing Services | 408.60 |
| US Bank Cust For Pro Cap 4 & | 7,206.93 |
| U.S. Postal Service | 1,000.00 |
| Verizon Wireless | 485.48 |
| Verizon | 37.67 |

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| W.B. Mason Co., Inc. | 76.03 |
| Woodard & Curran, Inc. | 9,850.29 |
| Woodard & Curran, Inc. | 132.61 |
| Woodard & Curran, Inc. | 23,082.45 |
| Woodard & Curran, Inc. | 735.16 |
| William R. Mints Agency | 2,361.00 |
| William R. Mints Agency | 2,812.00 |
| William R. Mints Agency | 3,250.00 |
| West, A. Thomson Reuters Bus. | 208.82 |
| | 1,309,186.17 |

Mr. Oliver made a motion to pay all properly signed bills, seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays - None

Second Public Comment Session

Mr. Oliver made a motion to open the second public comment session noting the time as 8:50 pm; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

Ben Stowman, Delmont, questioned whether electronics were included in the Community Cleanup Day. Mr. Whildin confirmed that cleanup day includes trash, brush and electronics.

Ben Stowman, Delmont, stated he attended the TED meeting. At the meeting it was discussed regarding the selling of homes with old septic systems and that now waivers can be signed at the CC Health Dept. by the buyers that they accept responsibility for the septic system ‘as is’ upon purchasing.

William Pettit, Cumberland, asked if this would apply to renovation of an old building such as the work done at the Cumberland Volunteer Fire Company. It was discussed that this was a major renovation and would not be subject to the ‘waiver’ for the septic system.

Ben Stowman, Delmont, questioned whether the township had a ‘cost share’ involved with the interim measure work being done at the East Point Lighthouse. The project involves federal, state and county entities. General consensus was that the township had no cost share toward this project but also discussed ‘if’ in-kind could be applied. Mr. Morrissey advised that there was a ‘cost share’ for the gabion installed at Bay Avenue.

Joe Sterling, Leesburg, asked for any update on the gas leak at Leechester Hall. Mr. Whildin advised that Louann is looking for an appliance repair person to evaluate the kitchen appliances for problems (leaks).

Mr. Oliver made a motion to close the second public comment session noting the time as 9:03 pm; seconded by Mr. Whildin.

Roll Call: Ayes – Oliver, Whildin, Gross Nays – None

Mr. Oliver made a motion to adjourn, seconded by Mr. Whildin.

Denise L. Peterson, Municipal Clerk

TOWNSHIP OF MAURICE RIVER

ORDINANCE NO. 674

**AN ORDINANCE OF MAURICE RIVER TOWNSHIP,
CUMBERLAND COUNTY, REGULATING THE RETAIL SALE OF ALCOHOLIC BEVERAGES AND
ESTABLISHING LICENSING REQUIREMENTS AND CONDITIONS FOR THE SALE OF ALCOHOL
BEVERAGES**

WHEREAS, during the general election conducted on November 7, 2017, the voters of Maurice River Township approved the retail sale of all kinds of alcoholic beverages, for consumption on the licensed premises by the glass or other open receptacle pursuant to Chapter one of the Title Intoxicating Liquors of the Revised Statutes of New Jersey; and

WHEREAS, this Ordinance establishes the licensing requirements for the issuance of retail consumption licenses and regulates the sale of alcoholic beverages within Maurice River Township.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, that the Township Committee of the Township of Maurice River, County of Cumberland, State of New Jersey, does hereby amend the revised general ordinances of the Township of Maurice River by adding a new Chapter VIII, as follows:

Chapter VIII

Alcoholic Beverages

Section 8-1-Number of Licenses:

In accordance with the provisions of NJSA 33:1-12 and pursuant to the referendum approved by a majority of the voters of the Township of Maurice River during the general election conducted on November 7, 2017, the Township Committee shall be empowered to issue two (2) Retail Consumption Licenses for the sale of alcoholic beverages for the consumption on the licensed premises by the glass or other open receptacle, subject to the provisions of Title 33 of the New Jersey Statutes and the regulations promulgated by the Director of the Division of Alcoholic Beverage Control and this Ordinance.

Section 8-2 - Application Requirements:

In addition to any application form or information required by the New Jersey Division of Alcoholic Beverage Control, any applicant for a license or renewal thereof shall file with the Township Clerk true copies, in duplicate, of:

- a. Its Certificate of Incorporation or Articles of Partnership or other documents of formation and governance of the applicant;

- b. A list of its officers, directors or trustees with a specification of the duties of each;
- c. A list of shareholders or partners holding an interest of one percent (1%) or more, by name and address; and
- d. Such other information as may be deemed necessary, relevant or appropriate by the Township Clerk or the New Jersey State Police.

If any changes occur in the officers and directors of the licensee at any time during the year, the applicant shall amend the license application to show the changes within ten (10) days after their occurrence and shall furnish the changes in writing in triplicate to the Township Clerk.

Section 8-3 - License Fee:

The annual license fee for each license shall be One Thousand, Two Hundred Fifty (\$1,250.00) Dollars per year which fee shall increase annually by three percent (3%) rounded to the nearest whole dollar, until the maximum amount permitted by the New Jersey Division of Alcoholic Beverage Control regulation is reached. The license fee shall be payable upon the filing of the application for the license or for the renewal of a license.

Section 8-4 - Costs:

The applicant for a license shall be responsible for any fingerprinting costs and for any and all costs associated with required criminal background checks.

Section 8-5 - Definitions:

Clerk. Shall be the Municipal Clerk of Maurice River Township.

Governing Board or Body. The Township Committee of Maurice River Township.

Restaurant-Full Service. Any establishment, however designated, regularly and principally used for the purpose of providing meals to the public, having an adequate kitchen and dining room equipped for the preparing, cooking and serving of food for its customers and in which alcoholic beverages are sold for consumption on the premises. A full service restaurant is distinguished from any other type of restaurant by the sale of alcoholic beverages. A full service restaurant shall provide a full menu service and seating for not less than 75 persons. A full service restaurant may also be utilized for banquets or catered events either in the main restaurant area, or in a separate space dedicated for that purpose. A full service restaurant shall have a full service kitchen and/or banquet facility designed to be principally for the providing of meals to the general public. A full service restaurant may include a bar section with consumption on the premises only; however, the number of bar stools shall not exceed 15% of the total number of dining seats.

Banquet Facility. Any establishment, however designated, regularly and principally used for the purpose of providing meals for banquets and catered events, having an adequate kitchen and facilities for the preparing, cooking and serving of food for its patrons.

Additionally, the meanings of the words and terms defined by NJSA 33:1-1 et seq., and NJAC 13:2-1.1, et seq., shall apply.

Section 8-6 - Number of Licenses Permitted:

No new plenary retail consumption license shall be issued in the Township of Maurice River unless and until the number of licenses outstanding is less than that which is permitted by NJSA 33:1-12.14, or amendments thereto. Notwithstanding the foregoing, nothing in this article shall be deemed to prevent the issuance of a new license to a person who files application therefor within 60 days following the expiration of the license renewal period if the State Commissioner shall have determined, in writing, that the applicant's failure to apply for a renewal of his license was due to circumstances beyond his control.

Section 8-7: Closing requirement during public emergencies or crime investigations.

No license shall sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage at retail or allow, permit or suffer the consumption of any alcoholic beverages on the licensed premises or allow, permit or suffer the retail licensed premises to be open during any period for which any duly constituted state, county or municipal law enforcement authority, because of a public emergency or investigation of crime, has ordered the licensed premises to be closed unless accepted by such authority to permit continuing conduct of business other than the sale of alcoholic beverages.

Section 8-8 - Term of license; proration of fee; renewal.

The license provided hereunder shall be for a term of one year from the first day of July 1 each year, and all fees shall be paid in advance upon presentation of the application. Fees for a partial year shall be prorated accordingly. Provided an issued license has not been suspended or revoked, and there have been no other violations or infractions of this Ordinance or the Act, the Licensee shall have the right to apply for a renewal of the License in accordance with the Act. Each application for renewal shall include a copy of a current certificate of good standing issued by the New Jersey Secretary of State.

Section 8-9 - Suspension or revocation of license:

A. Any license issued under this Ordinance may be suspended or revoked for violation of any of the provisions of this Ordinance or any of the provisions of said Act or said statutes heretofore mentioned or of any of the regulations and rules prescribed by said State Commissioner of Alcoholic Beverage Control.

B. Proceedings for suspension or revocation shall be in accordance with the provisions of said Act, by service of a five-day notice of charges proffered against the licensee, as provided in said Act, and by the affording of a reasonable opportunity for a hearing, and such suspension or revocation shall carry the penalties and prohibitions provided for in said Act.

C. Any license issued under this Ordinance shall be used a minimum of thirty (30) days per the licensing year in order to remain active. That is the full service restaurant must be open to the public a minimum of thirty (30) days during the licensing year during normal business hours. Failure to abide by this Section shall result in revocation of the license.

Section 8-10 - License to be posted and displayed:

Before any licensee to whom a license has been issued shall start doing business for the period of time for which the license has been issued, the licensee shall enclose the license in a suitable frame having clear glass space and substantial backing, so that whole such license may be seen therein. The license thereupon shall be so posted and at all times displayed in a conspicuous place in the main or principal room where the licensee's business is being carried on so that all persons visiting such place of business may readily see the same.

It shall be unlawful for any person holding such license, servant, agent or employee to post license or permit the same to be posted upon premises other than the premise licensed or upon premises where traffic in alcoholic beverages is being carried on by any person other than the licensee, his servant, agent or employee.

Section 8-11 - Restrictions on location and operation.

A. The plenary retail consumption license shall be issued for the sale of alcoholic beverages only in such facility or location meeting the following minimum criteria:

1. Full service restaurant having dining area seating for at least 75 persons.
2. The maximum number of seats in the bar of the full service restaurant, if applicable, shall not exceed 15% of the dining room seating requirements. (However, no licensee is required to operate a bar on the licensed premises)
3. Licensed premises must be situated within a zoning district within which restaurants are permitted uses.
4. In the operation of the full service restaurant, or banquet facility, no vending machines, juke boxes, arcades, pool tables or amusement devices shall be permitted.
5. In the operation of the full service restaurant, or banquet facility, no food service or consumption of alcoholic beverages shall be permitted outside the licensed area.

Section 8-12 - Distance restriction.

No license shall be issued for the sale of alcoholic beverages within 200 feet of any church or public schoolhouse or private schoolhouse not conducted for pecuniary profit. Said 200 feet shall be measured in the normal way that a pedestrian would properly walk from the main entrance of said church or school to the main entrance of the premises sought to be licensed. The prohibition contained in this section shall not apply to the issuance or renewal of any license where no such church or schoolhouse was located within 200 feet of the licensed premises as aforesaid at the time of the issuance of the license, nor to the issuance or renewal, or both, of any license where such premises have been heretofore licensed for the sale of alcoholic beverages or intoxicating liquors, and such church or schoolhouse was constructed or established, or both, during the time said premises were licensed.

Section 8-13 - Hours of Operation:

A. A licensee shall sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverages or permit any consumption of alcoholic beverages on the licensed premises only during the following hours:

1. Monday through Saturday--11:00 a.m. until 11:00 p.m.
2. Sunday - 1:00 p.m. until 11:00 p.m.

B. During the hours that sales of alcoholic beverages are prohibited, the entire premises shall also be closed and no person other than the licensee and his bona fide employees shall be permitted to remain thereon with the exception that only food for consumption may be served. During said time, the bar area shall be closed and appropriately roped off or designated by appropriate notices or signage that the bar area is closed to patrons.

Section 8-14 - Service of beverages:

No licensee shall serve any alcoholic beverages or allow, permit or suffer service of any alcoholic beverages in any room or place on the licensed premises that is not open to invitees or customers generally.

Section 8-15 - Light and View Requirements:

All licensed premises in which is located a bar, bar area or service bar, shall provide sufficient lighting in the room in which the bar, bar area or service bar is physically located so a view of the interior of said room may be had from the public means of ingress and egress to said room. Further, the interior of said room in which the bar, bar area or service bar is located shall be arranged in such a manner that a clear view of the interior may be had from the public means of ingress and egress to said room.

Section 8-16 - Condition of Premises:

Licensees must at all times keep the licensed premises in a safe, clean and sanitary condition.

Section 8-17 - Unaccompanied persons under legal age excluded.

No plenary retail consumption licensee shall permit any patron who is under the legal age to purchase and consume alcoholic beverages or to be within any room in which any bar is located, unless said patron is accompanied by a parent, legal guardian or spouse, provided that said parent, legal guardian or spouse shall have attained the age at which a person may purchase and consume alcoholic beverages. This section shall not apply to the dining area of any bona fide full service restaurant, whose principal business is the service of food.

Section 8-18 - Consumption by persons under the age of 21 or persons under the influence of alcoholic beverages or drugs on premises.

No licensee shall sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, directly or indirectly, to any person under the age of 21 years or to any persons who show outward signs of being under the influence of alcoholic beverages or drugs or where said

licensee knows or should have known said persons are under the influence of alcoholic beverages or drugs.

Section 8-19 - Prohibited Activities.

A. No licensee shall allow, permit or suffer in or upon the licensed premises any unlawful possession of or any unlawful activity pertaining to:

1. Narcotic drugs;
2. Controlled dangerous substances as defined by New Jersey Controlled Dangerous Substance Act (NJSA 24:21-1 et seq.);
3. Controlled dangerous substances as defined by the Comprehensive Drug Reform Act of 1987 (NJSA 2C:35-1 et seq.);
4. Any prescription legend drug in any form, which is not a narcotic drug or a controlled dangerous substance or analogs as so defined;
5. Drug paraphernalia as defined by NJSA 2C:36-1.
6. Use of marijuana, either legally or illegally.

B. No licensee shall allow, permit or suffer the licensed premises to be accessible to any premises upon which any illegal activity or enterprise is carried on or the licensed premises or business to be used in furtherance or aid of or accessible to any illegal activity or enterprise.

Section 8-20 - Lotteries.

No licensee shall allow, permit or suffer in or upon the licensed premises any lottery to be conducted or any ticket or participation right in any lottery to be sold or offered for sale; nor shall any licensee possess, have custody of or allow, permit or suffer any such ticket or participation right in or upon the licensed premises.

Section 8-21 - Gambling.

A. No licensee shall engage in or allow, permit or suffer any pool selling, bookmaking or any unlawful game or gambling of any kind or any slot machine or device in the nature of a slot machine which may be used for playing for money or other valuable things.

B. No licensee shall engage in or allow, permit or suffer in or upon licensed premises any gambling paraphernalia including but not limited to any slip, ticket, book, record, document, memorandum or any other writing pertaining in any way to any lottery, pool selling, book making or unlawful game or gambling of any kind.

Section 8-22 - Intoxication of licensees or workers.

No licensee shall work in any capacity in or upon the licensed premises while actually or apparently under the influence of alcohol or drugs or allow, permit or suffer any person actually or apparently under the influence of alcohol or drugs to work in any capacity in or upon the licensed premises.

Section 8-23 - Entrance to persons under the age of 21.

It shall be unlawful for a person under the age of 21 to enter any premises licensed for the retail sale of alcoholic beverages for the purpose of

purchasing or having served or delivered to him or her any alcoholic beverage.

Section 8-24 - Consumption or purchase by persons under the age of 21.

It shall be unlawful for a person under the age of 21 to consume any alcoholic beverage on premises licensed for the retail sale of alcoholic beverages or to purchase, attempt to purchase or have another purchase for her or him in any alcoholic beverage.

Section 8-25 - Misrepresentation of age by persons under the age of 21.

It shall be unlawful for a person to misrepresent or misstate his or her age or the age of any other person for the purpose of inducing any retail licensee or any employee of a retail licensee to sell, serve or deliver any alcoholic beverage to a person under the age of 21.

Section 8-26 - Licensee training and certification requirements.

All holders of plenary or limited retail distribution licenses issued under the provisions of NJSA 33:1-12 et seq. shall specifically comply with the regulations contained in NJAC 13:2-22 et seq.

Section 8-27 - Transfer of Documents.

It shall be unlawful to who shall permit the use of his or her documents by any person under the age of 21 years of age for the purpose of securing the purchase of alcoholic beverages in the Township of Maurice River.

Section 8-28 - Violations and penalties.

A. A person violating any provision of this ordinance shall, upon conviction thereof for a first offense, be punishable by a fine of not more than \$200 or by imprisonment for not longer than 90 days or by both such fine and imprisonment in the discretion of the court.

B. Upon a second offense, a person violating any provision of this ordinance shall, upon conviction thereof, be punishable by a fine of not more than \$500 or by imprisonment for not longer than 120 days, or by both such fine and imprisonment, in the discretion of the court.

C. For any subsequent violations, a person violating any provision of this ordinance shall, upon conviction thereof, be punishable by a fine of not less than \$1,000 or by imprisonment for not longer than 120 days, or by both such fine and imprisonment, in the discretion of the court.

BE IT FURTHER ORDAINED AND ENACTED by the Township Committee of the Township of Maurice River, County of Cumberland and State of New Jersey that this Ordinance shall take effect immediately upon the adoption and publication of notice of adoption as prescribed by law.

**TOWNSHIP OF MAURICE RIVER
RESOLUTION 81-2018**

A RESOLUTION AUTHORIZING THE TOWNSHIP LAND USE BOARD TO CONDUCT A PRELIMINARY INVESTIGATION TO ESTABLISH A NON-CONDEMNATION REDEVELOPMENT AREA ON BLOCK 281, LOTS 7, 8, 18 & 19 AND BLOCK 296, LOTS 33, 34 & 35 IN THE TOWNSHIP OF MAURICE RIVER, COUNTY OF CUMBERLAND TO THE TOWNSHIP OF MAURICE RIVER LAND USE BOARD

WHEREAS, N.J.S.A. 40A:12A-6, authorizes the governing body of any municipality, by Resolution, to have its Land Use Board conduct a preliminary investigation to determine whether any area of the municipality is a redevelopment area pursuant to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, the Mayor and Committee of the Township of Maurice River (“Township”) consider it to be in the best interest of the Township to have the Township’s Land Use Board (“Land Use Board”) conduct such an investigation regarding parcels delineated on the official Tax Map of the Township as Block 281, Lots 7, 8, 18 & 19 and Block 296, Lots 33, 34 & 35 (the “Study Area”) and;

WHEREAS, a non-condemnation redevelopment area determination shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area, but shall not authorize the use of eminent domain (hereinafter referred to as a “ Non-Condensation Redevelopment Area”); and

WHEREAS, the present conditions at the aforementioned Study Area may be detrimental to the safety and welfare of the community thereby requiring redevelopment to better serve the Township.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Maurice River, County of Cumberland that:

1. The Land Use Board is hereby directed to conduct a preliminary investigation to determine whether the aforementioned Study Area is a Non-Condensation Redevelopment Area according to the criteria set forth in *N.J.S.A.* 40A:12A-5.
2. The Land Use Board is hereby directed to prepare a report of its findings and once completed, the Land Use Board is directed to transmit the report to the Mayor and Committee of the Township of Maurice River for their review and approval in accordance with the provisions of the Local Redevelopment and Housing Law, *N.J.S.A.* 40A:12A-1 et seq.
3. This Resolution shall take effect immediately.

TOWNSHIP OF MAURICE RIVER

RESOLUTION NO. 82-2018

A RESOLUTION REFERRING A PROPOSED REHABILITATION AREA DESIGNATION FOR THE TOWNSHIP OF MAURICE RIVER, COUNTY OF CUMBERLAND TO THE TOWNSHIP OF MAURICE RIVER LAND USE BOARD

WHEREAS, N.J.S.A. 40A:12A-14, authorizes the governing body of any municipality, by Resolution, to determine whether, according to the criteria set forth therein, an area within the municipality is in need of rehabilitation, and that a program of rehabilitation, as defined in N.J.S.A. 40A:12A-3 may be expected to prevent further deterioration and promote overall development of the community; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-14(a), the Governing Body must refer the proposed Resolution to the Planning Board for the Board’s recommendation regarding the proposed declaration as an area in need of rehabilitation.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Maurice River, County of Cumberland that:

1. The attached proposed resolution entitled “RESOLUTION DESIGNATING THE TOWNSHIP OF MAURICE RIVER, COUNTY OF CUMBERLAND AS AN AREA IN NEED OF REHABILITATION” is hereby referred to the Land Use Board for its statutory review pursuant to NJSA 40A:12A-14(a).
2. The Land Use Board is further directed to provide its recommendation within the statutorily mandated 45-day period.
3. This Resolution shall take effect immediately.

MAURICE RIVER TOWNSHIP

RESOLUTION NO. 83 - 2018

**A RESOLUTION AFFIRMING AUTHORIZATION OF THE EXECUTION
OF A SUBORDINATION OF MORTGAGE LIEN TO
DITECH FINANCIAL, LLC ISAOA/ATIMA FOR MICHAEL R CORONA AND
BETTY CORONA IN ASSOCIATION WITH THE BAYSHORE HOUSING PROGRAM**

WHEREAS, Michael R Corona and Betty Corona of 8307 Prospect Street, Port Norris, NJ 08348 qualified for participation in the Small Cities Grant known as the Bayshore Housing Program for the rehabilitation of housing units and received the sum of \$11,300 on March 13, 2014; and

WHEREAS, a mortgage lien evidencing such indebtedness was recorded with the Clerk of Cumberland County on April 3, 2014 Instrument #458273 in Book 4115 of Mortgages, Page 8039; and

WHEREAS, Michael R Corona and Betty Corona has applied for and received a mortgage commitment from Ditech Financial, LLC ISAOA/ATIMA, 1100 Virginia Drive, Suite 100A, Port Washington, PA 19034, (hereafter “the Mortgage Company”), for premises known as Commercial Township Block 225 Lot 30 at 8307 Prospect Street, Port Norris, NJ 08349; and

WHEREAS, pursuant to the Commitment between Michael R Corona and Betty Corona and the Mortgage Company requires the Township to subordinate to the Mortgage of the Mortgage Company and the Township agrees to do same since no Triggering Event as described in the Mortgage has occurred to date and all terms of the mortgage remain in effect.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF MAURICE RIVER TOWNSHIP that the Township of Maurice River hereby agrees to subordinate to the Mortgage of the Mortgage Company and agrees that the Mortgage Lien between Maurice River Township and Michael R Corona and Betty Corona dated March 13, 2014 and recorded with the Clerk of Cumberland County on April 3, 2014 in Book 4115 of Mortgages, Page 8039 shall be subordinate to the mortgage of Ditech Financial, LLC ISAOA/ATIMA.; and

BE IT FURTHER RESOLVED that the Township hereby confirms the execution of a Subordination agreement to include mortgage amount of \$62,300.00 of Mortgage Lien between the Township and Ditech Financial, LLC ISAOA/ATIMA. to effectuate such agreement with Michael R Corona and Betty Corona.



Township of Maurice River
Engineer's Report
May 17, 2018

| Item | Project Name | Project Number | Status |
|------|-----------------------------------|----------------|--|
| 1 | 2016 Road Program | MR16-043 | Final payment to authorized. Final Change Order |
| 2. | Bricksboro Flood Prevention | MR16-045 | Bulkhead replacement permit application submitted and pending review by NJDEP and Army Corps.. |
| 3. | 2018 Road Program | MR17-001 | Preliminary design work underway |
| 4. | NJDOT Bike Path Grant Application | MR17-001 | Application awaiting DOT determination |
| 5 | Newell Road Resurfacing Grant | MR17-001 | Preliminary design work underway. |
| 6. | MRT Athletic Complex | MR17-001 | Basketball design plan prepared. Preparation of master plan of recreation improvements in process. Baseball field lighting being evaluated for installation. |
| 7. | Matts Landing Land Swap | MR17-110 | DEP appraisal process pending. Phase I study pending. |
| 8 | Schooner Landing Drainage | MR18-001 | Pipe repair pending |
| 9. | Moores Beach Drainage | MR18-001 | Inlet installation pending |
| 10 | Stormwater Permit | MR11013 | DA in process of preparing stormwater inspection logs and inventory of qualifying sites. Point system compliance being formulated. Binder and electronic storage being prepared for Township records. Annual Stormwater Certification Submitted. |
| 11. | South Street Flooding | MR18-001 | Field Soil boring to be performed to determine potential for seepage pit installation. |