

**AGENDA  
REGULAR MEETING  
BOROUGH OF SEA BRIGHT**

**NOVEMBER 13, 2023**

**SEA BRIGHT, NEW JERSEY**

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

<https://meet.goto.com/881909893>

OR DIAL: (571) 317-3122

Access Code: 881-909-893

**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 10, 2023. 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>	BIEBER ____	BOOKER ____	CATALANO ____
	GORMAN ____	KEELER ____	LAMIA ____
<b>Mayor</b>	KELLY ____		

**MOMENT OF SILENCE FOR THE FOLLOWING MEMBER OF THE SEA BRIGHT COMMUNITY  
WHO RECENTLY PASSED AWAY:**

**Margaret (Peggy) Gatto**

**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**

10-12-2023	Workshop Meeting
10-12-2023	Executive Session
10-17-2023	Regular Meeting

**Resolutions:**

<b>No. 164-2023</b>	<b>Authorizing Sale of Borough Surplus Property No Longer Needed for Public use on an Online Auction Website</b> (carried from 10-17-2023 meeting)
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- No. 169-2023**      **Person-to-Person Transfer of Liquor License #1343-33-005-004  
1124 Ocean Avenue Liquor, LLC to BD Adventures, LLC**
- No. 170-2023**      **Authorizing Grant Application for Boardwalk Improvements  
New Jersey Department of Community Affairs - Boardwalk  
Preservation Fund**
- No. 171-2023**      **Authorizing Grant Application to the New Jersey Department of  
Community Affairs - Sea Bright Fire Department**
- No. 172-2023**      **Authorizing 2024 Beach Fee Schedule**
- No. 173-2023**      **2023 Budget Transfers - Authorizing the Transfer of Funds in  
accordance with N.J.S.A. 40A:5-58**

**Roll Call:** Bieber\_\_\_ Booker\_\_\_ Catalano\_\_\_ Gorman\_\_\_ Keeler\_\_\_ Lamia\_\_\_

**ORDINANCE(s):**

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

**ORDINANCE NO. 16-2023**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT,  
ADDING CHAPTER 107 FIRE PITS TO THE CODE OF THE  
BOROUGH OF SEA BRIGHT**

Councilmember \_\_\_\_\_ offered a motion to introduce Ordinance No. 16-2023 for a public hearing to be held on December 19, 2023 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Bieber\_\_\_ Booker\_\_\_ Catalano\_\_\_ Gorman\_\_\_ Keeler\_\_\_ Lamia\_\_\_

**INDIVIDUAL ACTION/New Business:**

**Vouchers:    \$ 1,252,033.53**

Councilmember \_\_\_\_\_ offered a motion to approve the Voucher List dated November 13, 2023 as submitted by the Finance Manager; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Bieber\_\_\_ Booker\_\_\_ Catalano\_\_\_ Gorman\_\_\_ Keeler\_\_\_ Lamia\_\_\_

**MAYOR AND COUNCIL COMMENTS**

**EXECUTIVE SESSION**

Councilmember  
seconded by Councilmember

offered a motion to enter in to Closed Session;

**Resolution to discuss: TBD**

**Roll Call:** Bieber\_\_\_ Booker\_\_\_ Catalano\_\_\_ Gorman\_\_\_ Keeler\_\_\_ Lamia\_\_\_

**ADJOURNMENT**

Councilmember  
by Councilmember

offered a motion to adjourn the meeting; seconded

**Roll Call:** Bieber\_\_\_ Booker\_\_\_ Catalano\_\_\_ Gorman\_\_\_ Keeler\_\_\_ Lamia\_\_\_

**RESOLUTION NO. 164-2023**  
**AUTHORIZING SALE OF BOROUGH SURPLUS PROPERTY**  
**NO LONGER NEEDED FOR PUBLIC USE**  
**ON AN ONLINE AUCTION WEBSITE**

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

**WHEREAS**, the Borough of Sea Bright is the owner of surplus property, listed below, which is no longer needed for public use; and

2013 Chevy Tahoe Minimum Bid: \$1,500  
Vin: 1GNSK 2E07D R1318 77  
Department: Police Department

2013 Chevy Tahoe Minimum Bid: \$1,500  
Vin: 1GNLC 2E07D R1558 73  
Department: Police Department

2016 Polaris ATV Minimum Bid: \$1,000  
Vin: 3NSRCA572GG516570  
Department: Beach

**WHEREAS**, the Borough of Sea Bright intends to utilize the online auction services of GovDeals, Inc. through Sourcewell (Member ID 29820) located at [www.govdeals.com](http://www.govdeals.com); and

**WHEREAS**, the sale is being conducted pursuant to N.J.S.A. 40A:11-36 and the guidance set forth in the Division of Local Government Services' Local Finance Notice 2019-15.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the Borough is hereby authorized to sell the surplus property as indicated above on an online auction platform entitled Govdeals.com; and

**BE IT FURTHER RESOLVED**, that the terms and conditions of the agreement entered into between Govdeals.com and the Borough of Sea Bright are available on [www.govdeals.com](http://www.govdeals.com) and in the office of the Borough Clerk;

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

1. Finance Manager
2. Police Chief
3. Beach Manager

**Roll Call:** Bieber, Booker, Catalano, Gorman, Keeler, Lamia

November 13, 2023

**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 November 13, 2023.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 169-2023**  
**Person-to-Person Transfer of Liquor License #1343-33-005-004**  
**1124 Ocean Avenue Liquor, LLC to BD Adventures, LLC**  
**1124 Ocean Avenue, Sea Bright, New Jersey**

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

**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Consumption Liquor License, Number 1343-33-005-004, heretofore issued to 1124 Ocean Avenue Liquor, LLC (d/b/a Rory's Pub), for premises located at 1124 Ocean Avenue, Bright, New Jersey to BD Adventures, LLC (d/b/a Brothers Daley); and

**WHEREAS**, the submitted application form is complete in all respects as outlined in N.J.S.A. 33:1-1 et seq., all appropriate State and Municipal fees have been paid, and the license has been renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions set by the Sea Bright Police Department and the New Jersey Division of Alcohol and Beverage Control; and

**WHEREAS**, the applicant has disclosed, and the issuing authority has reviewed, the source of all funds used in the purchase of said liquor license, the licensed business and all additional financing obtained in connection with the licensed business;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby approve, effective November 13, 2023, the transfer of the aforesaid Plenary Retail Consumption License to BD Adventures, LLC, and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows:

***"This license, subject to all its terms and conditions, is hereby transferred, effective November 13, 2023, to BD Adventures, LLC, for premises located at 1124 Ocean Avenue, Sea Bright, New Jersey."***

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

1. Chief of Police
2. State of New Jersey, Division of ABC
3. BD Adventures, LLC

**Roll Call:** Bieber, Booker, Catalano, Gorman, Keeler, Lamia

November 13, 2023

**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 November 13, 2023.

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

**RESOLUTION NO. 170-2023**  
**AUTHORIZING GRANT APPLICATION FOR BOARDWALK IMPROVEMENTS**  
**NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**  
**BOARDWALK PRESERVATION FUND**

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

**WHEREAS**, the Boardwalk Preservation Fund grant program is administered by the New Jersey Department of Community Affairs' - Division of Disaster Recovery and Mitigation to improve beach access, ADA access and extend and enhance boardwalks and beach walks to ensure safer and longer lasting infrastructure; and

**WHEREAS**, the Borough of Sea Bright believes all of these aspects relate well to its beachfront; and

**WHEREAS**, application for this grant is a way to fund improvements with the help of the State of New Jersey.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, do hereby authorize the submission of a grant application for the enhancement of our oceanfront amenities through the New Jersey Department of Community Affairs' Boardwalk Preservation Fund; and

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

1. Finance Manager
2. Borough Engineer

**Roll Call:** Bieber, Booker, Catalano, Gorman, Keeler, Lamia

November 13, 2023

**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 November 13, 2023.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 171-2023**  
**AUTHORIZING GRANT APPLICATION**  
**NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**  
**SEA BRIGHT FIRE DEPARTMENT**

Councilmember \_\_\_\_\_ offered the following resolution and moved its adoption, which was seconded  
by Councilmember \_\_\_\_\_ :

**WHEREAS**, the Borough of Sea Bright Fire Department desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$70,000 for the acquisition of turnout gear.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of Sea Bright, County of Monmouth, State of New Jersey, does hereby:

1. authorize the application for such a grant; and
2. recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Sea Bright Fire Department and the New Jersey Department of Community Affairs.

**BE IT FURTHER RESOLVED**, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

\_\_\_\_\_  
Brian P. Kelly, Mayor

\_\_\_\_\_  
Charles Murphy, Chief SB Fire Dept.

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

**Roll Call:** Bieber, Booker, Catalano, Gorman, Keeler, Lamia

November 13, 2023

**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 November 13, 2023.

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

**RESOLUTION NO. 172-2023**  
**AUTHORIZING 2024 BEACH FEE SCHEDULE**

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

**WHEREAS**, the Borough Council of the Borough of Sea Bright established by Ordinance of the Borough Code, Section 66-17. Fees. The fees and charges of the Municipal Beach Authority shall be established annually by resolution of the Governing Body, and

**WHEREAS**, the following beach fees have been proposed for the 2024 summer season:

<b>2024 BEACH FEES (per person)</b>		<b>AMOUNT</b>
<b>SEASON BEACH BADGE (December 1-31, 2023)</b>		<b>\$ 75.00</b>
<b>SEASON BEACH BADGE (beginning January 1, 2024)</b>		<b>\$ 100.00</b>
<b>SEASON SENIOR 65+ BADGE</b>		<b>\$ 35.00</b>
<b>SEASON DISABLED BADGE</b>		<b>\$ 35.00</b>
<b>DAILY BEACH BADGE (May 25, 2024 - September 2, 2024)</b>		<b>\$ 8.00</b>
<b>CHILDREN UNDER THE AGE OF 12</b>		<b>FREE</b>
<b>ACTIVE MILITARY &amp; FAMILY MEMBERS/PERSONNEL</b>		<b>FREE</b>
<b>BEACH LOCKERS:</b>	<b>LARGE LOCKER</b>	<b>\$ 450.00</b>
	<b>SMALL LOCKER</b>	<b>\$ 400.00</b>

- **NO REPLACEMENT OR REFUND OF BEACH BADGES**
- **NO REFUND ON BEACH LOCKERS**

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the 2024 Beach Fee Schedule is hereby authorized as indicated above.

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

1. Finance Manager
2. Beach Manager

**Roll Call:** Bieber, Booker, Catalano, Gorman, Keeler, Lamia

November 13, 2023

**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 November 13, 2023.

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



**RESOLUTION NO. 173-2023**  
**2023 Budget Transfers**  
**Authorizing the Transfer of Funds in**  
**accordance with N.J.S.A. 40A:5-58**

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

**WHEREAS**, there exists a need to transfer budget balances in certain line item appropriations of the 2023 budget; and

**WHEREAS**, N.J.S.A. 40A:5-58 authorizes the transfer of appropriations, during the last two (2) months of the calendar year, to said budget where adopted heretofore by the governing body by two-thirds vote thereof.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, (not less than 2/3 of all members of the Governing Body concurring) that the Borough Administrator and Chief Financial Officer are hereby authorized to make the following transfers in accordance with the annexed schedule for the Current, Sewer Utility, and Beach Utility Funds:

**Schedule of Budget Transfers – November 13, 2023**

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

1. Director of Finance
2. Borough Auditor
3. Fiscal Officer

**Roll Call:** Bieber, Booker, Catalano, Gorman, Keeler, Lamia

November 13, 2023

**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 November 13, 2023.

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

**Borough of Sea Bright**  
**Schedule of Budget Transfer**  
**November 13, 2023**

<b>Current Fund</b>	<b>Transfer To:</b>	<b>Transfer From:</b>
Admin S&W	\$ 6,400.00	
Gen. Admin. OE		\$ 8,300.00
Clerk S&W	11,000.00	
Municipal Clerk OE		500.00
Finance OE	500.00	
Computerized Information Systems OE	12,000.00	
Tax Collector S&W		500.00
Tax Collector OE		2,500.00
Engineer OE	21,500.00	
Planning Board S&W	3,100.00	
Planning Board OE		35,500.00
Uniform Construction/Code Enforcement S&W		2,000.00
Uniform Construction/Code Enforcement OE		6,500.00
General Insurance OE	1,741.00	
Workers' Compensation Insurance OE		13,856.00
Employee Health Insurance OE		59,948.20
Health Insurance Waivers OE	1,500.00	
Parking Program OE		4,500.00
Hydrants OE	3,000.00	
Streets & Roads S&W		800.00
Streets & Roads OE		37,500.00
Buildings & Grounds S&W		4,700.00
Buildings & Grounds OE		1,500.00
Health Department OE	6,100.00	
Parks & Recreation S&W		7,500.00
Parks & Recreation OE		13,000.00
Library S&W	15,100.00	
Electric OE	11,750.00	
Telephone/Telecommunications OE	1,500.00	
Gasoline OE		25,000.00
Landfill OE		10,000.00
Bond Interest Payment	113,247.48	
Note Interest	25,665.72	
<b>Total Current Fund Transfers</b>	<b>\$ 234,104.20</b>	<b>\$ 234,104.20</b>

<b>Sewer Utility Operating</b>	<b>Transfer To:</b>	<b>Transfer From:</b>
Sewer OE	\$ 11,000.00	
Two Rivers Water Reclamation		\$ 11,000.00
<b>Total Sewer Utility Fund Transfers</b>	<b>\$ 11,000.00</b>	<b>\$ 11,000.00</b>

<b>Beach Utility Operating</b>	<b>Transfer To:</b>	<b>Transfer From:</b>
Social Security	\$ 3,500.00	
Beach OE		\$ 3,500.00
<b>Total Beach Utility Fund Transfers</b>	<b>\$ 3,500.00</b>	<b>\$ 3,500.00</b>

**ORDINANCE NO. 16-2023**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT,**  
**ADDING CHAPTER 107 FIRE PITS TO THE CODE OF THE**  
**BOROUGH OF SEA BRIGHT**

**WHEREAS**, the Borough Council of the Borough of Sea Bright (the “Borough”) has determined that it is in the best interests of the Borough and its residents to provide regulations regarding the requirements and use of fire pits within the Borough and to provide penalties for violations thereof.

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

**SECTION ONE.** Chapter 107 is hereby added to the Code of the Borough of Sea Bright to read, in full, as follows:

**Chapter 107. Fire Pits**

**§ 107-1. Fire Pits Authorized; Definitions.**

A. Fire pits or other similar devices are authorized within the Borough of Sea Bright subject to the restrictions set forth in this chapter. For the purpose of this chapter, a fire pit shall be considered as any outdoor fireplace unit built after obtaining permits and approvals pursuant to the Uniform Construction Code; or

B. Any equipment designed and used for outdoor fires and operated pursuant to manufacturer’s instructions.

**§ 107-2. Limitation of Size.**

All such fireplaces or fire pits as set forth above shall be no larger than three feet in diameter and two feet in height and are required to have an approved screen or spark arrestor.

**§ 107-3. Location Requirements.**

A. Such fireplaces or fire pits may only be used at residential properties containing two or fewer units and are prohibited from being used at any commercial establishment or for any commercial use or at any multifamily dwelling in excess of two units.

B. All such devices shall be kept at ground level and must be placed upon a noncombustible surface such as brick or cement. No such devices shall be permitted on any type of elevated landing, surface, deck, stairway, roof or other elevated platform or portion of a structure.

C. Said devices are prohibited from being used within 15 feet of any structure, including but not limited to homes, garages, sheds, showers or other such structures.

D. Such devices are prohibited from being used within five feet of any other combustible surface, including but not limited to, bushes, fences, pools, plants, shrubs, houses used for feeding of sheltering animals or other combustible surfaces.

E. Said devices are prohibited from being used underneath any cave, overhang, roof, wires, tree limbs, vegetation, gutter, downspouts or decks.

F. Fireplaces and fire pits are not permitted in the front yard.

**§ 107-4. Unattended Fire Pits Prohibited.**

Any outdoor fireplace or fire pit must be constantly attended while in use and shall not be left unattended while any burning, smoldering or heat generation is taking place.

**§ 107-5. Hours.**

No fireplace or fire pit shall be used in the Borough of Sea Bright other than during the hours between 9:00 a.m. and midnight.

**§ 107-6. Certain Burning Prohibited.**

No trash or other waste such as garbage, leaves, construction debris, rubbish, plastic materials, leather, furniture or petroleum-based materials may be used to fuel any fire in an outdoor fireplace or fire pit within the Borough of Sea Bright. Only dry, seasoned firewood or prepackaged "Duraflame" type logs may be used as fuel for any fire in a fireplace or fire pit within the Borough of Sea Bright. The same shall be lighted by the minimal amount of newspaper or wood kindling necessary. Under no condition shall a flammable or combustible liquid such as lighter fluid, kerosene, gasoline or other combustible liquid be used to start, fuel or otherwise enhance any fire in a fireplace or fire pit in the Borough of Sea Bright.

**§ 107-7. Extinguishment Required.**

No person shall leave the contents of a fire pit burning or smoldering unattended and/or after use and proper extinguishment of the same is required. For the purpose of this chapter, proper extinguishment of the contents of a fire pit may be obtained by using a fire extinguisher with a minimum of a 4A rating or a garden hose with suitable water supply. The fire shall be properly and thoroughly extinguished and ashes are to be properly disposed no sooner than 48 hours after burning. Ashes may be stored in a metal can with a tightly fitted lid which is located at least five feet away from any building or other combustible surface or material.

**§ 107-8. Enforcement.**

The Sea Bright Police Department and the Code Enforcement Officer may enforce this chapter. Anyone authorized to enforce this chapter shall have the authority to immediately cause any person using a fire pit or fireplace within the Borough of Sea Bright to extinguish the same and order that the same not be used for an appropriate duration of time if said enforcement official believes that the continued use of a fire pit or fireplace may cause any of the following conditions:

A. An increased risk of fire hazard due to wind or other atmospheric conditions.

B. The use of any fireplace or fire pit in violation of this chapter.

**§ 107-9. Precedence of Uniform Fire Code.**

This chapter shall not apply to any burning that requires a permit to be obtained pursuant to the New Jersey Uniform Fire Code. To the extent this chapter is in conflict with the New Jersey Uniform Fire Code or the Uniform Construction Code, said Code shall take precedence.

**§ 107-10. Violations and Penalties.**

A. The following penalties shall be applicable for any violations of this chapter:

(1) For a first offense: a violator shall be informed of the violation and ordered to properly extinguish the fire contained in the fireplace or fire pit. The violator shall be given a verbal warning and shall be subject to increased penalties for subsequent violations.

(2) For second offense: for any offense which occurs within a twenty-four month period of the first offense, a violator shall be subject to a fine of no less than \$50 and no more than \$500.

(3) For third or subsequent offense: for any offense which occurs within 24 months of a second offense, said violator shall be subject to a fine of no less than \$50 and no more \$1,250.

B. A violation will be considered a subsequent offense if a previous offense has occurred at the same property address within 24 months of a previous offense even if a citation was issued to another individual at said address.

**SECTION TWO.** If any section, paragraph, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to die section, paragraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

**SECTION THREE.** All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to die extent of such inconsistency.

**SECTION FOUR.** This ordinance shall take effect after final passage and publication as provided 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 November 13, 2023 and will be further considered after a Public Hearing held on December 19, 2023 at the Municipal Building, 1097 Ocean Avenue, at 7:00 p.m.

INTRODUCED: November 13, 2023  
PUBLIC HEARING: December 19, 2023  
ADOPTED:

**Witness**

**BOROUGH OF SEA BRIGHT**

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

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

**VOUCHER LIST  
NOVEMBER 13, 2023  
BOROUGH OF SEA BRIGHT**

2830	ACTION DATA SERVICES		
23-01200	10/26/23 PAYROLL SRVC	Open	1,498.37
02227	APOLLO SEWER & PLUMBING, INC.		
23-01126	10/10/23 Beach	Open	475.00
2597	AT&T MOBILITY		
23-01224	11/09/23 BEACH	Open	691.36
00210	ATLANTIC PLUMBING SUPPLY CORP.		
23-01188	10/19/23 Buildings & Grounds	Open	265.17
01241	BAIN'S HARDWARE, INC.		
23-01225	11/09/23 HARDWARE	Open	638.92
2640	BATHGATE,WEGENER & WOLF		
23-01235	11/09/23 LEGAL	Open	789.06
01957	BENEMAX BENEFIT MANAGEMENT CO.		
23-01205	11/08/23 HEALTH	Open	360.00
3123	BOROUGH OF EATONTOWN		
23-01128	10/10/23	Open	1,000.00
01631	BOROUGH OF OCEANPORT		
23-01209	11/08/23 COURT	Open	6,500.00
2680	CINTAS		
23-01118	10/10/23 Beach	Open	611.79
23-01119	10/10/23 Buildings & Grounds	Open	210.12
23-01125	10/10/23 Beach	Open	1,881.77
			-----
			2,703.68
00256	CLEARY, GIACOBBE, ALFIERI &		
23-01226	11/09/23 LEGAL	Open	132.00
23-01232	11/09/23 LEGAL	Open	1,059.30
			-----
			1,191.30
01801	COLLIER ENGINEERING & DESIGN		
22-00225	02/22/22 ENGINEER	Open	3,187.32
01988	COMPTON, BARBARA		
23-01213	11/08/23 ELECTION	Open	40.00
02231	COUSINS LANDSCAPING		
23-00491	05/04/23 LANDSCAPING	Open	5,875.00
2241	EVERBRIDGE		
23-01025	09/11/23	Open	1,639.09
2889	FIRE FIGHTER ONE APPARATUS		
23-01134	10/10/23 Flood Truck Repairs	Open	2,414.52
00362	FIRE HOOKS UNLIMITED		
23-01116	10/10/23 Saw Blades	Open	66.00
01720	FIREFIGHTER ONE, LLC		
23-00507	05/10/23 Repairs - 4390	Open	735.24
23-00508	05/10/23 Repairs 4377	Open	392.50
			-----
			1,127.74
01549	GENERAL CODE, LLC		
23-01229	11/09/23 A&E	Open	2,974.00
01887	HEIM ELECTRONICS, INC.		
23-01129	10/10/23 Buildings & Grounds	Open	140.97
23-01130	10/10/23 Buildings & Grounds	Open	145.00
23-01131	10/10/23 Buildings & Grounds	Open	217.50
23-01132	10/10/23 Sewer	Open	145.00

23-01133	10/10/23	Buildings & Grounds	Open	956.25
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				1,604.72
2478		HOLISTIC WELLNESS, LLC		
23-01199	10/26/23	LIBRARY	Open	700.00
2710		HOLMDEL TOWNSHIP		
23-01208	11/08/23	FISCAL	Open	3,567.17
2791		HUDSON ENERGY SERVICES		
23-01234	11/09/23	ELECTRIC	Open	171.25
00421		IIA-FIRE DEPT. TESTING SERVICE		
23-00511	05/10/23	2023 Hose Testing	Open	3,864.44
00229		INTERSTATE MOBILE CARE, INC.		
23-01181	10/19/23	Streets & Roads	Open	305.00
2561		INTRON TECHNOLOGY SOLUTIONS		
23-01228	11/09/23	COMPUTERS	Open	5,725.48
01784		JUNGLE LASERS, LLC		
23-01201	10/26/23	BLDG DEPT	Open	210.00
2442		KINTECH, INC.		
23-01109	10/10/23	MAILING	Open	741.79
02110		KLEIN, DON		
23-01222	11/08/23	RECREATION & BEACH	Open	2,498.56
2638		LAWES OUTDOOR POWER EQUIPMENT		
23-01124	10/10/23	Beach	Open	29.20
2265		LEE'S GARAGE		
23-00839	07/25/23		Open	2,084.89
00108		LEON S. AVAKIAN, INC.		
23-00848	08/01/23	ENGINEER-BULKHEAD	Open	962.50
23-01230	11/09/23	ENGINEER	Open	7,106.25
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				8,068.75
2278		MCLAUGHLIN, STAUFFER & SHAKLEE		
23-01203	11/08/23	LEGAL	Open	8,862.37
2838		MOBILE PAYMENT PROCESSING SYS		
23-01215	11/08/23	PARKING	Open	945.50
02045		MONMOUTH COUNTY SPCA		
23-01210	11/08/23	ANIMAL CONTROL	Open	325.00
2883		MONTENEGRO, THOMPSON, MONTENEGRO		
23-01141	10/12/23	PLAN.BRD	Open	1,409.50
00339		NAPA AUTO PARTS CENTER		
23-01187	10/19/23	Streets & Roads	Open	79.90
01399		NEW JERSEY AMERICAN WATER		
23-01207	11/08/23	WATER	Open	4,951.44
00671		NJ DEPT OF COMMUNITY AFFAIRS		
23-01196	10/23/23	BLDG. DEPT	Open	1,566.00
00113		NJ NATURAL GAS COMPANY		
23-01197	10/23/23	NATURAL GAS	Open	870.65
01309		OCEANPORT BOARD OF EDUCATION		
23-00773	07/13/23	SCHOOL TAX	Open	74,140.00
00046		ONE CALL CONCEPTS, INC.		
23-01227	11/09/23	SEWER	Open	25.74
02226		ORIGINAL WATERMEN		
23-01223	11/08/23	BEACH	Open	5,310.50



01207	PFEIFFER, CHRISTINE		
23-01212	11/08/23 ELECTION	Open	38.60
2525	POOR JOHNS PORTABLE TOILETS		
23-01236	11/09/23 BEACH	Open	616.00
2290	PORZIO, BROMBERG & NEWMAN		
23-01206	11/08/23 LEGAL	Open	6,613.83
00164	RAIN, WILLIAM		
23-01214	11/08/23 HEALTH	Open	161.10
2330	RAW POWER GENERATOR SERVICE		
23-01179	10/19/23 Buildings & Grounds	Open	887.50
23-01180	10/19/23 Sewer	Open	731.25
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			1,618.75
2728	READY REFRESH BY NESTLE		
23-01233	11/09/23 SPRING WATER	Open	552.26
3114	REILLY SWEEPING LLC		
23-01121	10/10/23 Streets & Roads	Open	1,280.00
2627	SCHINDLER ELEVATOR CORP.		
23-01117	10/10/23 Buldings & Grounds	Open	3,840.00
01554	SEA BRIGHT SERVICE CENTER		
23-01127	10/10/23	Open	114.90
01027	SHORE BUSINESS SOLUTIONS		
23-01237	11/09/23 POLICE	Open	25.87
00053	SHORE REGIONAL HIGH SCHOOL		
23-00778	07/13/23 HIGH SCHOOL TAX	Open	184,110.84
2589	SNAPOLOGY OF MONMOUTH COUNTY		
23-01204	11/08/23 LIBRARY	Open	175.00
02225	STAPLES ADVANTAGE		
23-01182	10/19/23 Office Supplies	Open	544.90
2535	SUBURBAN DISPOSAL, INC.		
23-01217	11/08/23 TRASH	Open	21,921.13
23-01218	11/08/23 DUMPSTERS	Open	290.00
23-01219	11/08/23 LANDFILL	Open	8,627.62
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			30,838.75
3115	T.R.WENIGER, INC.		
23-01014	09/11/23 SEWER	Open	10,440.00
3127	TALEWISE		
23-01221	11/08/23 LIBRARY	Open	425.00
00973	THE TWO RIVER TIMES		
23-01216	11/08/23 CLERK	Open	27.66
01779	TIMOTHY HILL ELECTRIC CO., INC		
23-01185	10/19/23 BEACH	Open	570.00
23-01186	10/19/23 Buildings & Grounds	Open	2,240.00
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			2,810.00
01403	TREASURER, STATE OF NEW JERSEY		
23-01220	11/08/23 REGISTRAR	Open	200.00
02114	TWO RIVERS WATER RECLAMATION		
23-01211	11/08/23 SEWER	Open	121,736.05
02109	ZUMU SOFTWARE		
23-01231	11/09/23 A&E	Open	1,600.00

**TOTAL: \$ 529,263.89**

**Manual Checks / Wire Transfers**

23-01189 11/15/2023	TREASURER, COUNTY OF MONMOUTH 4/Q COUNTY TAX	\$590,488.88
23-01190 11/15/2023	TREASURER, COUNTY OF MONMOUTH 4/Q COUNTY LIBRARY TAX	\$41,222.12
23-01191 11/15/2023	TREASURER, COUNTY OF MONMOUTH 4/Q OPEN SPACE TAX	\$90,104.97
23-01175 7/30/2023	VERIZON PHONE SERVICE	\$353.72
23-01174 7/30/2023	VERIZON BEACH:FIOS SERVICE	\$88.99
23-01173 7/30/2023	VERIZON SEWER:PHONE/PUMP ALARMS	\$510.96

**TOTAL: \$ 722,769.64**

**GRAND TOTAL: \$ 1,252,033.53**