

NOTICE  
ORDINANCE NO. 09-30  
Township of Neptune  
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 13th day of July, 2009, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 27th day of July, 2009, in the Cafeteria at the Summerfield School, 527 Green Grove Road, Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org).

ORDINANCE NO. 09-30

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP  
OF NEPTUNE BY ADDING SECTION 4-19 ENTITLED SPECIAL  
EVENTS AND TEMPORARY DISPLAYS

WHEREAS, it has been determined that there is a need to formalize special events held for short periods of time which, if permanent, would in most cases require zoning approval but for short periods of time may have traditionally been approved by the Township Committee or not addressed at all; and

WHEREAS, special events and temporary displays shall be different than garage sales under Section 4-20 and close out and other special sales regulated by Section 4-21 of the Code of Neptune Township.

BE IT ORDAINED by the Township Committee of the Township of Neptune of the County of Monmouth in the State of New Jersey that the Neptune Township Code of Ordinances, Volume I, Chapter IV entitled "Business and Licensing Regulations", Section 4-19 of the Code of the Township of Neptune which shall be entitled "Special Events and Temporary Displays" is hereby enacted as follows:

§4-19.1 – Issuance of Permit:

On application to the Zoning Officer, or his or her designee, the Township Zoning Officer may permit, at his or her discretion, a special event, outdoor display and/or sale in parking lots, sidewalks or other premises adjacent to an applicant's commercial premises subject to the conditions contained herein.

§4-19.2 – Special Events Defined:

Special Events shall include outdoor displays and/or sales of a commercial nature other than those sales covered by Section 4-20 and 4-21 of the Neptune Township Code.

§4-19.3 – Conditions for Issuance of Permits:

A permit for an outdoor special event, display and/or sale shall only be given if the applicant satisfies all of the following criteria:

- A. A special event shall not extend beyond two (2) weeks and there shall be no more than two (2) permits for such activities issued per calendar year with each permitted activity not occurring closer than thirty (30) days from the end of the last permitted activity.
- B. No food or foodstuffs shall be displayed or offered for sale except by a merchant whose normal business includes the sale of such items; said merchant must also maintain a valid permit for the food or foodstuffs displayed if the same are of the type which otherwise require a permit; said merchant shall also provide a trash receptacle of at least twenty-five (25) gallons capacity within five (5) feet of his/her display area.
- C. The outdoor display and sale shall be restricted to areas zoned for commercial business and shall otherwise be in accord with all zoning regulations pertaining thereto.
- D. The outdoor display sale shall not block pedestrian or motor vehicle traffic. Specifically, it shall not impede the flow of pedestrian traffic, including the handicapped, and said display shall in no way threaten the safety of the public. This includes, but is not limited to, ensuring that motorists are not visually or physically obstructed in an unsafe manner.
- E. All signage and special effects must be limited to placement on the actual site of the special event, outdoor sale or display with detailed description set forth on the application concerning the number of signs, size and types. Said signage and special effects cannot adversely affect the health, safety or welfare of the public and are further subject to the Temporary Sign Ordinance found in the Land Development Ordinance of Neptune township, Article IV, Section 416.05 and related Ordinances.
- F. The applicant shall demonstrate that the outdoor display and the sale serves the public purpose of furthering the commercial and mercantile growth and stability and/or aesthetics of the Township at large.
- G. The permit shall not adversely affect the public welfare.
- H. The applicant must complete a form prepared by the Township showing the applicant's name and location to be used for sale and display and a list of the goods or services to be displayed and offered for sale, with a diagram or narrative explaining exactly where the special event is to take place, the size and diameter of the event, the use of tents, signs and other advertising devices and the exact location of all displays. The application must be reviewed and approved for fire safety by the Fire Official of the Bureau of Fire Prevention, pedestrian and traffic safety by the police department and in the discretion of the Zoning Officer, any other official due to the unique nature of the special event. The Township can restrict any aspect of the special event if in its opinion any aspect of the event affects the safety, health and welfare of the public.

§4-19.4 – Permit Fee and Display:

The applicant shall pay a fee of One Hundred Dollars (\$100.00) for each permit for special event and shall display the permit at the site of the special event in a conspicuous location that can be seen by the public.

§4-19.5 – Waiver:

Permits for outdoor displays, sales and special events are not required for Township-endorsed festivities or activities, and may be specifically waived by the Township Committee for non-profit organizations and activities.

§4-19.6 – Enforcement:

This chapter shall be enforced by the Zoning Officer or his or her designee.

§4-19.7 – Township Committee Approval:

Under this ordinance all applications in addition to being reviewed and approved by the Zoning Officer and those officials set forth more fully above must receive final approval from the Mayor and Township Committee by motion.

§4-19.8 – Repealer, severability; when effective:

- A. Repealer. In the event that any clause, section or paragraph of this ordinance is deemed to be invalid for any reason, then it is hereby declared to be the intent of the governing body that the balance of the ordinance shall remain in full force and effect, the governing body hereby declaring that it would have adopted the remainder of the ordinance even without the offending provision.
- B. Severability. Any and all ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed to the extent of any such inconsistencies.
- C. Effective date. This ordinance shall become effective upon proper passage in accordance with the law.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon advertisement and final adoption in accordance with the law.

Richard J. Cuttrell,  
Municipal Clerk

NOTICE  
ORDINANCE NO. 09-31  
Township of Neptune  
County of Monmouth

NOTICE is hereby given that at a regular meeting of the Township Committee of the Township of Neptune on the 13th day of July, 2009, the following Ordinance was introduced and passed on first reading.

Said Township Committee will meet on Monday, the 27th day of July, 2009, in the Cafeteria at the Summerfield School, 527 Green Grove Road, Neptune, New Jersey at 7:00 p.m. to further consider this ordinance for final passage and to give all interested persons an opportunity to be heard concerning this ordinance. Copies of the ordinance published herewith are available for inspection by the members of the general public who shall request same at the office of the Township Clerk located at the above address. The ordinance is also posted on the Township web site at [www.neptunetownship.org](http://www.neptunetownship.org).

ORDINANCE NO. 09-31

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY DELETING HANDICAPPED PARKING ZONES ON CENTRAL AVENUE AND FRANKLIN AVENUE

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-21.2 - Handicapped Parking Spaces on Public Roads - Locations Designated, is hereby amended by deleting the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Central Avenue	1	East side of Central Avenue beginning 25 feet south of the southeast intersection of Pitman Avenue and Central Avenue.
Franklin Avenue	1	North side of Franklin Avenue beginning 25 feet east of the northeast intersection of Franklin Avenue and Pennsylvania Avenue.

SECTION 2. This ordinance shall take effect upon publication in accordance with law.

Richard J. Cuttrel,  
Municipal Clerk

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 09-28

AN ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF DEDICATION WITH REGARDS TO BLOCK 174.02, LOT 8.01 TO THE TOWNSHIP OF NEPTUNE

Approved on First Reading: June 22, 2009

Approved, passed and adopted on final reading: July 13, 2009

TOWNSHIP OF NEPTUNE  
NOTICE OF FINAL ADOPTION OF ORDINANCE  
ORDINANCE NO. 09-29

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE  
CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING  
HANDICAPPED PARKING ZONES ON LAWRENCE AVENUE  
AND MT. CARMEL WAY

Approved on First Reading: June 22, 2009

Approved, passed and adopted on final reading: July 13, 2009

Township of Neptune

NOTICE OF TOWNSHIP COMMITTEE PARTICIPATING IN MEETING  
REGARDING JOB OPPORTUNITIES AT THE RIDGE AVENUE SCHOOL SITE  
REDEVELOPMENT PROJECT

NOTICE is hereby given that a quorum of members of the Township Committee of the Township of Neptune will be attending a public meeting with representatives of the Midtown Urban Renaissance Corporation (MURC) and TRF DP Ridge Avenue, LLC (the Redeveloper of the former Ridge Avenue School Site) on Thursday, July 23, 2009, at 6:00 P.M. The meeting will be held at the Neptune Senior Center, 1825 Corlies Avenue, Neptune, NJ.

This is a MURC sponsored meeting for the public to discuss and obtain information on job opportunities as a result of the Ridge Avenue School Site Redevelopment Project. There will be no formal taken by the Committee at this meeting.

The above notice is given in accordance with the requirements of R.S. 10:4-18.

Dated: July 14, 2009

Richard J. Cuttrell,  
Municipal Clerk