

1. 7:00 P.M. 06-22-2022 Agenda
Workshop and Regular Meeting Information

Documents:

[06-22-2022 COUNCIL MEETING.PDF](#)

2. Ordinance Public Hearing-Adoption

Documents:

[11-2022 -FLOOD MITIGATION MANAGEMENT.PDF](#)

[12-2022 - CREATING CHPT 257 - REGULATING SHORT TERM RENTALS.DOCX](#)

[13-2022 AMEND CHPT 233 - PARKS PLAYGROUNDS AND CHPT 312 -](#)

[OVERNIGHT PARKING AT PARKS.PDF](#)

3. Old Business Resolution

Workshop and Regular Meeting Information

Documents:

[143-2022 - AUTH. CONTRACT FOR OFF DUTY POLICE MANAGEMENT
SERVICES-JUNE 21 2022.PDF](#)

- 3.I. Bills Lists

Workshop and Regular Meeting Information

Documents:

[06-22-22 BILLLIST DETAIL.PDF](#)

[06-22-22 BILLLIST SUMMARY.PDF](#)

- 3.I.i. Consent Resolutions

Workshop and Regular Meeting Information

Documents:

[146-2022 - AUTH 2022-2023 ANNUAL ABC LICENSES.PDF](#)

[147-2022 - OPPOSING A-1294 S-2103 AND URGING THAT SUCH
LEGISLATION NOT ADVANCE FURTHER.PDF](#)

[148-2022- AUTHORIZING SHARD SVC FOR MUNICIPAL COURT WITH
TINTON FALLS-JUNE 21 2022.PDF](#)

[149-2022 - SUPPORTING LOCATION AND OPERATION OF CLASS 1
CANNABIS CULTIVATOR AND CLASS 2 CANNABIS MANUFACTURER
BUSINESSES TO SWEET SIDE LLC.PDF](#)

[150-2022 - AUTH IT CONTRACT, TARGETED TECH.PDF](#)

Mayor
ANTHONY TALERICO, JR.

Council
KEVIN L. GONZALEZ, President
MARK REGAN, JR.
MARIA ESCALANTE
DANIELLE M. JONES
DAVID GINDI
EVERETT D. LUCAS



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA
Mayor and Council
Wednesday, June 22, 2022

Interim Administrator
WILLIAM P. LUCIA III

Borough Clerk
JULIE MARTIN

Borough Attorney
ANDREW BAYER

Borough Engineer
EDWARD HERRMAN

****Amended 6/22/22***

This meeting has been advertised in accordance with the Open Public Meetings Act: A notice of the meeting has been published in the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall, and posted to the Borough website. Public Comment is welcome at any time. Also, Notice of the Regular Meeting Time Change was transmitted to the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall and posted to the Borough Website.

WORKSHOP 7:00 pm

1. Roll Call, Flag Salute
2. Monmouth Mall Redevelopment (*Mayor Talerico*)

REGULAR MEETING 8:00 pm (or as soon thereafter)

1. Roll Call
2. **APPROVAL OF MINUTES** *(vv)*
 - A. Workshop/Regular Meeting/Closed Session - 6/9/2022
3. **COMMUNICATIONS**
 - A. Kassin (West Long Branch) - Public Notice of Zoning Board Hearing (6/23)
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. POLICE, PUBLIC LIGHTS & PARKING - Council President Gonzalez
 - B. EMERGENCY SERVICES - Councilmember Regan, Jr.
 - C. PARKS & RECREATION - Councilmember Escalante
 - D. FINANCE & ORDINANCE - Councilmember Jones
 - E. PUBLIC WORKS & INSURANCE - Councilmember Gindi
 - F. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
6. **ADMINISTRATOR'S REPORT** - Interim Administrator Lucia

7. OLD BUSINESS

A. ORDINANCE ADOPTION (rc)

- 1) **Ordinance 11-2022** - Ordinance for Adoption of the Floodplain Management Regulations - **Public Hearing/Adoption**
- 2) **Ordinance 12-2022** - Ordinance Creating Chpt. 257 of the Borough Code Entitled “Rental Properties” Regulating Short Term Rentals Within the Borough of Eatontown - **Public Hearing/Adoption**
- 3) **Ordinance 13-2022** - An Ordinance Amending Chpt. 233, “Parks and Playgrounds”, Article III “Use of Parks”, Section 233-18 “Hours” of the Borough Code, and Amending Chpt. 312, “Vehicles and Traffic”, Article II “Parking: Stopping or Standing”, Section 312-5 “Parking Prohibited During Certain Hours” and Article XIV “Penalties”, Section 312-29 “Specific Fines and Penalties” Clarifying the Applicable Penalty for Violation of the NO Overnight Parking in Public Park Prohibition” - **Public Hearing/Adoption**

B. RESOLUTION (rc)

- 1) **Resolution 143-2022** - Award of Contract - Police Off-Duty Management System Services

8. PUBLIC COMMENT ON AGENDA ITEMS ONLY

9. BILLS & CLAIMS AND BI-WEEKLY PAYROLL (vv)

10. NEW BUSINESS

A. CONSENT AGENDA RESOLUTIONS (rc)

(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request an item be removed for separate consideration).

- 1) **Resolution 146-2022** - Authorizing Renewal of Liquor Licenses (2022-2023)
- 2) **Resolution 147-2022** - Opposing A-1294/S-2103 and Urging that Such Legislation Not Advance Further
(Residential Building in Industrial Zones)
- 3) **Resolution 148-2022** - Auth. Shared Service Agreement with Tinton Falls for the Shared Use of Municipal Court *
- 4) **Resolution 149-2022** – Supporting Location/Operation of Class I & Class II Cannabis Operation, 265 Ind. Way West *
- 5) **Resolution 150-2022** - Auth. Contract for IT Network Monitoring Services to Targeted Technologies (Borough & PD) *

B. CONSENT AGENDA MOTIONS - None

11. REMARKS OF COUNCIL AND CITIZENS

12. ADJOURNMENT (vv)

***The next meeting of the Governing Body is
Wednesday July 13, 2022 @ 7:00 p.m.***

ORDINANCE 11-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

ORDINANCE IMPLEMENTING THE FLOODPLAIN MANAGEMENT REGULATIONS

AN ORDINANCE BY THE BOROUGH COUNCIL REPEALING CHAPTER 169 OF THE BOROUGH CODE ENTITLED “FLOOD DAMAGE PREVENTION” AND REPLACING IT WITH A NEW CHAPTER 169 ALSO ENTITLED “FLOOD DAMAGE PREVENTION” ADOPTING FLOOD HAZARD MAPS AND DESIGNATING A FLOODPLAIN ADMINISTRATOR IN ACCORDANCE WITH THE REQUIREMENTS OF FEDERAL AND STATE LAW

WHEREAS, the Legislature of the State of New Jersey has, in N.J.S.A. 40:48 et seq and N.J.S.A. 40:55D et seq., conferred upon local governments the authority to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Federal Emergency Management Agency has identified special flood hazard areas within the boundaries of the Borough of Eatontown and such areas may be subject to periodic inundation which may result in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare, and

WHEREAS, the Borough of Eatontown was accepted for participation in the National Flood Insurance Program on September 16, 1981 and the Borough Council desires to continue to meet the requirements of Title 44 Code of Federal Regulations, Sections 59, 60, 65 and 70 necessary for such participation; and

WHEREAS, the Borough of Eatontown is required, pursuant to N.J.A.C. 5:23 et seq., to administer and enforce the State building codes, and such building codes contain certain provisions that apply to the design and construction of buildings and structures in flood hazard areas; and

WHEREAS, the Borough of Eatontown is required, pursuant to N.J.S.A. 40:49-5, to enforce zoning codes that secure safety from floods and contain certain provisions that apply to the development of lands; and

WHEREAS, the Borough of Eatontown is required, pursuant to N.J.S.A. 58:16A-57, within 12 months after the delineation of any flood hazard area, to adopt rules and regulations concerning the development and use of land in the flood fringe area which at least conform to the standards promulgated by the New Jersey Department of Environmental Protection (NJDEP).

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Eatontown that it hereby repeals Chapter 169 of the Borough Code and replaces it with a new Chapter 169 entitled “Flood Damage Prevention” adopting the following floodplain management regulations as required by federal and state law:

SECTION 1. RECITALS.

The foregoing whereas clauses are incorporated herein by reference and made a part hereof.

Article I-SCOPE AND ADMINISTRATION

169-1 Title. These regulations, in combination with the flood provisions of the Uniform Construction Code (UCC) N.J.A.C. 5:23 (hereinafter “Uniform Construction Code,” consisting of the Building Code, Residential Code, Rehabilitation Subcode, and related codes, and the New Jersey Flood Hazard Area Control Act (hereinafter “FHACA”), N.J.A.C. 7:13, shall be known as the *Floodplain Management Regulations* of Borough of Eatontown (hereinafter “these regulations”).

169-1.1 Scope. These regulations, in combination with the flood provisions of the Uniform Construction Code and FHACA shall apply to all proposed development in flood hazard areas established in Section 102 of these regulations.

169-1.2 Purposes and objectives. The purposes and objectives of these regulations are to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific flood hazard areas through the establishment of comprehensive regulations for management of flood hazard areas, designed to:

- (1) Protect human life and health.
- (2) Prevent unnecessary disruption of commerce, access, and public service during times of flooding.
- (3) Manage the alteration of natural floodplains, stream channels and shorelines;

- (4) Manage filling, grading, dredging and other development which may increase flood damage or erosion potential.
- (5) Prevent or regulate the construction of flood barriers which will divert floodwater or increase flood hazards.
- (6) Contribute to improved construction techniques in the floodplain.
- (7) Minimize damage to public and private facilities and utilities.
- (8) Help maintain a stable tax base by providing for the sound use and development of flood hazard areas.
- (9) Minimize the need for rescue and relief efforts associated with flooding.
- (10) Ensure that property owners, occupants, and potential owners are aware of property located in flood hazard areas.
- (11) Minimize the need for future expenditure of public funds for flood control projects and response to and recovery from flood events.
- (12) Meet the requirements of the National Flood Insurance Program for community participation set forth in Title 44 Code of Federal Regulations, Section 59.22.

169-2 Coordination with Building Codes. Pursuant to the requirement established in N.J.A.C. 5:23, the Uniform Construction Code, that the Borough of Eatontown administer and enforce the State building codes, the Borough Council of the Borough of Eatontown does hereby acknowledge that the Uniform Construction Code contains certain provisions that apply to the design and construction of buildings and structures in flood hazard areas. Therefore, these regulations are intended to be administered and enforced in conjunction with the Uniform Construction Code.

169-3 Ordinary Building Maintenance and Minor Work. Improvements defined as ordinary building maintenance and minor work projects by the Uniform Construction Code including non-structural replacement-in-kind of windows, doors, cabinets, plumbing fixtures, decks, walls, partitions, new flooring materials, roofing, etc. shall be evaluated by the Floodplain Administrator through the floodplain development permit to ensure compliance with the Substantial Damage and Substantial Improvement Section 103.14 of this ordinance.

169-4 Warning. The degree of flood protection required by these regulations is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur. Flood heights may be increased by man-made or natural causes. Enforcement of these regulations does not imply that land outside the special flood hazard areas, or that uses permitted within such flood hazard areas, will be free from flooding or flood damage.

169-5 Other laws. The provisions of these regulations shall not be deemed to nullify any provisions of local, State, or Federal law.

168-6 Violations and Penalties for Noncompliance. No structure or land shall hereafter be constructed, re-located to, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a violation under N.J.S.A. 40:49-5. Any person who violates this ordinance or fails to comply with any of its requirements shall be subject to one (1) or more of the following: a fine of not more than \$1250, imprisonment for a term not exceeding ninety (90) days or a period of community service not exceeding 90 days.

Each day in which a violation of an ordinance exists shall be considered to be a separate and distinct violation subject to the imposition of a separate penalty for each day of the violation as the Court may determine except that the owner will be afforded the opportunity to cure or abate the condition during a 30 day period and shall be afforded the opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the 30 day period, a fine greater than \$1250 may be imposed if the court has not determined otherwise, or if upon reinspection of the property, it is determined that the abatement has not been substantially completed.

Any person who is convicted of violating an ordinance within one year of the date of a previous violation of the same ordinance and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the ordinance, but shall be calculated separately from the fine imposed for the violation of the ordinance.

169.6.1 Solid Waste Disposal in a Flood Hazard Area. Any person who has unlawfully disposed of solid waste in a floodway or floodplain who fails to comply with this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than \$2500 or up to a maximum penalty by a fine not exceeding \$10,000 under N.J.S.A. 40:49-5.

169-7 Abrogation and greater restrictions. These regulations supersede any ordinance in effect in flood hazard areas. However, these regulations are not intended to repeal or abrogate any existing ordinances including land development regulations, subdivision regulations, zoning ordinances, stormwater management regulations, or building codes. In the event of a conflict between these regulations and any other ordinance, code, or regulation, the more restrictive shall govern.

Article 2-APPLICABILITY

169-8 General. These regulations, in conjunction with the Uniform Construction Code, provide minimum requirements for development located in flood hazard areas, including the subdivision of land and other developments; site improvements and installation of utilities; placement and replacement of manufactured homes; placement of recreational vehicles; new construction and alterations, repair, reconstruction, rehabilitation or additions of existing buildings and structures; substantial improvement of existing buildings and structures, including repair of substantial damage; installation of tanks; temporary structures and temporary or permanent storage; utility and miscellaneous Group U buildings and structures; and certain building work exempt from permit under the Uniform Construction Code; and other buildings and development activities.

169-9 Establishment of Flood Hazard Areas. The Borough of Eatontown was accepted for participation in the National Flood Insurance Program on September 16, 1981.

The National Flood Insurance Program (NFIP) floodplain management regulations encourage that all Federal, State, and Local regulations that are more stringent than the minimum NFIP standards take precedence in permitting decisions. The FHACA requires that the effective Flood Insurance Rate Map, most recent preliminary FEMA mapping and flood studies, and Department delineations be compared to determine the most restrictive mapping. The FHACA also regulates unstudied flood hazard areas in watersheds measuring 50 acres or greater in size and most riparian zones in New Jersey. Because of these higher standards, the regulated flood hazard area in New Jersey may be more expansive and more restrictive than the FEMA Special Flood Hazard Area. Maps and studies that establish flood hazard areas are on file at the **office of the Construction Code Official, 47 Broad Street, Eatontown NJ 07724.**

The following sources identify flood hazard areas in this jurisdiction and must be considered when determining the Best Available Flood Hazard Data Area:

- 1) **Effective Flood Insurance Study.** Special Flood Hazard Areas (SFHAs) identified by the Federal Emergency Management Agency in a scientific and engineering report entitled Flood Insurance Study, Monmouth County, New Jersey (All Jurisdictions) dated September 25, 2009 and revised June 20, 2018 and June 15, 2022 and the accompanying Flood Insurance Rate Maps (FIRM) identified in Table 102.2(1) whose effective dates are September 25, 2009 and June 20, 2018 are hereby adopted by reference.

Table 102.2(1)

Map Panel #	Effective Date	Suffix	Map Panel #	Effective Date	Suffix
34025C0183	June 20, 2018	G	34025C0192	Sept. 25, 2009	F
34025C0187	Sept. 25, 2009	F	34025C0193	Sept. 25, 2009	F
34025C0189	Sept. 25, 2009	F	34025C0194	Sept. 25, 2009	F
34025C0191	Sept. 25, 2009	F			

- 2) **Federal Best Available Information.** The **Borough of Eatontown** shall utilize Federal flood information as listed in the table below that provides more detailed hazard information, higher flood elevations, larger flood hazard areas, and results in more restrictive regulations. This information may include but is not limited to preliminary flood elevation guidance from FEMA (such as Advisory Flood Hazard Area Maps, Work Maps or Preliminary FIS and FIRM). Additional Federal Best Available studies issued after the date of this ordinance must also be considered. These studies are listed on FEMA's Map Service Center. This information shall be used for floodplain regulation purposes only.

Table 102.2(2)

Map Panel #	Preliminary Date	Map Panel #	Preliminary Date
34025C0183H	January 30, 2015		
34025C0191G	January 30, 2015		
34025C0192G	January 31, 2014		

- 3) **Other Best Available Data.** The **Borough of Eatontown** shall utilize high water elevations from flood events, groundwater flooding areas, studies by federal or state agencies, or other information deemed appropriate by the Borough of Eatontown. Other "best available information" may not be used which results in less restrictive flood elevations, design standards, or smaller flood hazard areas than the sources described in Section 102.2 (1) and (2), above. This information shall be used for floodplain regulation purposes only.
- 4) **State Regulated Flood Hazard Areas.** For State regulated waters, the NJ Department of Environmental Protection (NJDEP) identifies the flood hazard area as the land, and the space above that land, which lies below the "Flood Hazard Area Control Act Design Flood Elevation", as defined in Section 201, and as described in the New Jersey Flood Hazard Area Control Act at N.J.A.C. 7:13. A FHACA flood hazard area exists along every regulated water that has a drainage area of 50 acres or greater. Such area may extend beyond the boundaries of the Special Flood Hazard Areas (SFHAs) as identified by FEMA. The following is a list of New Jersey State studied waters in this community under the FHACA, and their respective map identification numbers.

Table 102.2(3) List of State Studied Waters

Name of Studied Water	File Name	Map Number
Whale Pond Brook	O0000050	W-2A
Whale Pond Brook	O0000051	W-2B
Whale Pond Brook	O0000052	W-3A
Whale Pond Brook	O0000053	W-3B
Cranbury Brook & Whale Pond Brook	O0000054	4 of 8
Whale Pond Brook	O0000057	Sheet 87
N Branch Parkers Creek	O0000062	Sheet 53
Parkers Creek	O0000063	Sheet 54
Wampum Brook & Parker's Creek	O0000064	Sheet 59
Wampum Brook	O0000065	Sheet 60
Wampum Brook	O0000066	Sheet 67
Turtle Mill Brook	SUPPIX35	32
Whale Pond Brook	O0000068p	01p
Parkers Creek	O0000070p	03p
Wampum Brook	O0000071p	04p
Whale Pond Brook	O0000072p	03p
Parkers Creek	O0000074p	02p
Parkers Creek	O0000075p	03p
Parkers Creek	O0000104p	08p

169-10 Establishing the Local Design Flood Elevation (LDFE).

The Local Design Flood Elevation (LDFE) is established in the flood hazard areas determined in Section 102.2, above, using the best available flood hazard data sources, and the Flood Hazard Area Control Act minimum Statewide elevation requirements for lowest floors in A, Coastal A, and V zones, ASCE 24 requirements for critical facilities as specified by the building code, plus additional freeboard as specified by this ordinance.

At a minimum, the Local Design Flood Elevation shall be as follows:

- 1) For a delineated watercourse, the elevation associated with the Best Available Flood Hazard Data Area determined in Section 102.2, above plus one foot or as described by N.J.A.C. 7:13 of freeboard; or
- 2) For any undelineated watercourse (where mapping or studies described in 102.2 (1) and (2) above are not available) that has a contributory drainage area of 50 acres or more, the applicants must provide one of the following to determine the Local Design Flood Elevation:
 - a. A copy of an unexpired NJDEP Flood Hazard Area Verification plus one foot of freeboard and any additional freeboard as required by ASCE 24; or
 - b. A determination of the Flood Hazard Area Design Flood Elevation using Method 5 or Method 6 (as described in N.J.A.C. 7:13) plus one foot of freeboard and any additional freeboard as required by ASCE 24. Any determination using these methods must be sealed and submitted according to Section 105.2-3.
- 3) AO Zones – For Zone AO areas on the municipality's FIRM (or on preliminary flood elevation guidance from FEMA), the Local Design Flood Elevation is determined from the FIRM panel as the highest adjacent grade plus the depth number specified plus one foot of freeboard. If no depth number is specified, the Local Design Flood Elevation is three (3) feet above the highest adjacent grade.
- 4) Class IV Critical Facilities - For any proposed development of new and substantially improved Flood Design Class IV Critical Facilities, the Local Design Flood Elevation must be the higher of the 0.2% annual chance (500 year) flood elevation or the Flood Hazard Area Design Flood Elevation with an additional 2 feet of freeboard in accordance with ASCE 24.
- 5) Class III Critical Facilities - For proposed development of new and substantially improved Flood Design Class III Critical Facilities in coastal high hazard areas, the Local Design Flood Elevation must be the higher of the 0.2% annual chance (500 year) flood elevation or the Flood Hazard Area Design Flood Elevation with an additional 1 foot of freeboard in accordance with ASCE 24.

ARTICLE 3-DUTIES AND POWERS OF THE FLOODPLAIN ADMINISTRATOR

169-11 Floodplain Administrator Designation. The **Construction Code Official** is designated the Floodplain Administrator. The Floodplain Administrator shall have the authority to delegate performance of certain duties to other employees.

169-12 General. The Floodplain Administrator is authorized and directed to administer the provisions of these regulations. The Floodplain Administrator shall have the authority to render interpretations of these regulations consistent with the intent and purpose of these regulations and to establish policies and procedures in order to clarify the application of

its provisions. Such interpretations, policies and procedures shall be consistent with the intent and purpose of these regulations and the flood provisions of the building code and shall not have the effect of waiving specific requirements without the granting of a variance pursuant to Section 107 of these regulations.

169-13 Coordination. The Floodplain Administrator shall coordinate with the Construction Official to administer and enforce the flood provisions of the Uniform Construction Code.

169-14 Duties. The duties of the Floodplain Administrator shall include but are not limited to:

Review all permit applications to determine whether proposed development is located in flood hazard areas established in Section 102 of these regulations.

- (1) Require development in flood hazard areas to be reasonably safe from flooding and to be designed and constructed with methods, practices and materials that minimize flood damage.
- (2) Interpret flood hazard area boundaries and provide available flood elevation and flood hazard information.
- (3) Determine whether additional flood hazard data shall be obtained or developed.
- (4) Review required certifications and documentation specified by these regulations and the building code to determine that such certifications and documentations are complete.
- (5) Establish, in coordination with the Construction Official, written procedures for administering and documenting determinations of substantial improvement and substantial damage made pursuant to Section 103.14 of these regulations.
- (6) Coordinate with the Construction Official and others to identify and investigate damaged buildings located in flood hazard areas and inform owners of the requirement to obtain permits for repairs.
- (7) Review requests submitted to the Construction Official seeking approval to modify the strict application of the flood load and flood resistant construction requirements of the Uniform Construction code to determine whether such requests require consideration as a variance pursuant to Section 107 of these regulations.
- (8) Require applicants who submit hydrologic and hydraulic engineering analyses to support permit applications to submit to FEMA the data and information necessary to maintain the Flood Insurance Rate Maps when the analyses propose to change base flood elevations, flood hazard area boundaries, or floodway designations; such submissions shall be made within 6 months of such data becoming available.
- (9) Require applicants who propose alteration of a watercourse to notify adjacent jurisdictions and the NJDEP Bureau of Flood Engineering, and to submit copies of such notifications to the Federal Emergency Management Agency (FEMA).
- (10) Inspect development in accordance with Section 106 of these regulations and inspect flood hazard areas to determine if development is undertaken without issuance of permits.
- (11) Prepare comments and recommendations for consideration when applicants seek variances in accordance with Section 107 of these regulations.
- (12) Cite violations in accordance with Section 108 of these regulations.
- (13) Notify the Federal Emergency Management Agency when the corporate boundaries of the Borough of Eatontown have been modified.
- (14) Permit Ordinary Maintenance and Minor Work in the regulated areas discussed in Section 102.2.

169-15 Use of changed technical data. The Floodplain Administrator and the applicant shall not use changed flood hazard area boundaries or base flood elevations for proposed buildings or developments unless the Floodplain Administrator or applicant has applied for a Conditional Letter of Map Revision (CLOMR) to the Flood Insurance Rate Map (FIRM) revision and has received the approval of the Federal Emergency Management Agency. A revision of the effective FIRM does not remove the related feature(s) on a flood hazard area delineation that has been promulgated by the NJDEP. A separate application must be made to the State pursuant to N.J.A.C. 7:13 for revision of a flood hazard design flood elevation, flood hazard area limit, floodway limit, and/or other related feature.

169-16 Other permits. It shall be the responsibility of the Floodplain Administrator to assure that approval of a proposed development shall not be given until proof that necessary permits have been granted by Federal or State agencies having jurisdiction over such development, including section 404 of the Clean Water Act. In the event of conflicting permit requirements, the Floodplain Administrator must ensure that the most restrictive floodplain management standards are reflected in permit approvals.

169-17 Determination of Local Design Flood Elevations. If design flood elevations are not specified, the Floodplain Administrator is authorized to require the applicant to:

1. Obtain, review, and reasonably utilize data available from a Federal, State, or other source, or
2. Determine the design flood elevation in accordance with accepted hydrologic and hydraulic engineering techniques. Such analyses shall be performed and sealed by a licensed professional engineer. Studies, analyses, and computations shall be submitted in sufficient detail to allow review and approval by the Floodplain Administrator. The accuracy of data submitted for such determination shall be the responsibility

of the applicant. It shall be the responsibility of the Floodplain Administrator to verify that the applicant's proposed Best Available Flood Hazard Data Area and the Local Design Flood Elevation in any development permit accurately applies the best available flood hazard data and methodologies for determining flood hazard areas and design elevations described in 102.2 and 102.3 respectively. This information shall be provided to the Construction Official and documented according to Section 103.15.

169-18 Requirement to submit new technical data. Base Flood Elevations may increase or decrease resulting from natural changes (e.g. erosion, accretion, channel migration, subsidence, uplift) or man-made physical changes (e.g. dredging, filling, excavation) affecting flooding conditions. As soon as practicable, but not later than six months after the date of a man-made change or when information about a natural change becomes available, the Floodplain Administrator shall notify the Federal Insurance Administrator of the changes by submitting technical or scientific data in accordance with Title 44 Code of Federal Regulations Section 65.3. Such a submission is necessary so that upon confirmation of those physical changes affecting flooding conditions, risk premium rates and floodplain management requirements will be based upon current data.

169-19 Activities in riverine flood hazard areas. In riverine flood hazard areas where design flood elevations are specified but floodways have not been designated, the Floodplain Administrator shall not permit any new construction, substantial improvement or other development, including the placement of fill, unless the applicant submits an engineering analysis prepared by a licensed professional engineer that demonstrates that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachment, will not increase the design flood elevation more than 0.2 feet at any point within the community.

169-20 Floodway encroachment. Prior to issuing a permit for any floodway encroachment, including fill, new construction, substantial improvements and other development or land-disturbing activity, the Floodplain Administrator shall require submission of a certification prepared by a licensed professional engineer, along with supporting technical data, that demonstrates that such development will not cause any increase in the base flood level.

169-21 Floodway revisions. A floodway encroachment that increases the level of the base flood is authorized if the applicant has applied for a Conditional Letter of Map Revision (CLOMR) to the Flood Insurance Rate Map (FIRM) and has received the approval of FEMA.

169-22 Watercourse alteration. Prior to issuing a permit for any alteration or relocation of any watercourse, the Floodplain Administrator shall require the applicant to provide notification of the proposal to the appropriate authorities of all adjacent government jurisdictions, as well as the NJDEP Bureau of Flood Engineering and the Division of Land Resource Protection. A copy of the notification shall be maintained in the permit records and submitted to FEMA.

- 1. Engineering analysis.** The Floodplain Administrator shall require submission of an engineering analysis prepared by a licensed professional engineer, demonstrating that the flood-carrying capacity of the altered or relocated portion of the watercourse will be maintained, neither increased nor decreased. Such watercourses shall be maintained in a manner that preserves the channel's flood-carrying capacity.

169-23 Alterations in coastal areas. The excavation or alteration of sand dunes is governed by the New Jersey Coastal Zone Management (CZM) rules, N.J.A.C. 7:7. Prior to issuing a flood damage prevention permit for any alteration of sand dunes in coastal high hazard areas and Coastal A Zones, the Floodplain Administrator shall require that a New Jersey CZM permit be obtained and included in the flood damage prevention permit application. The applicant shall also provide documentation of any engineering analysis, prepared by a licensed professional engineer, that demonstrates that the proposed alteration will not increase the potential for flood damage.

169-24 Development in riparian zones All development in Riparian Zones as described in N.J.A.C. 7:13 is prohibited by this ordinance unless the applicant has received an individual or general permit or has complied with the requirements of a permit by rule or permit by certification from NJDEP Division of Land Resource Protection prior to application for a floodplain development permit and the project is compliant with all other Floodplain Development provisions of this ordinance. The width of the riparian zone can range between 50 and 300 feet and is determined by the attributes of the waterbody and designated in the New Jersey Surface Water Quality Standards N.J.A.C. 7:9B. The portion of the riparian zone located outside of a regulated water is measured landward from the top of bank. Applicants can request a verification of the riparian zone limits or a permit applicability determination to determine State permit requirements under N.J.A.C. 7:13 from the NJDEP Division of Land Resource Protection.

169-25 Substantial improvement and substantial damage determinations. When buildings and structures are damaged due to any cause including but not limited to man-made, structural, electrical, mechanical, or natural hazard events, or are determined to be unsafe as described in N.J.A.C. 5:23; and for applications for building permits to improve buildings and structures, including alterations, movement, repair, additions, rehabilitations, renovations, ordinary maintenance and minor work, substantial improvements, repairs of substantial damage, and any other improvement of or work on such buildings and structures, the Floodplain Administrator, in coordination with the Construction Official, shall:

1. Estimate the market value, or require the applicant to obtain a professional appraisal prepared by a qualified

independent appraiser, of the market value of the building or structure before the start of construction of the proposed work; in the case of repair, the market value of the building or structure shall be the market value before the damage occurred and before any repairs are made.

2. Determine and include the costs of all ordinary maintenance and minor work, as discussed in Section 102.2, performed in the floodplain regulated by this ordinance in addition to the costs of those improvements regulated by the Construction Official in substantial damage and substantial improvement calculations.
3. Compare the cost to perform the improvement, the cost to repair the damaged building to its pre-damaged condition, or the combined costs of improvements and repairs, where applicable, to the market value of the building or structure.
4. Determine and document whether the proposed work constitutes substantial improvement or repair of substantial damage.
5. Notify the applicant in writing when it is determined that the work constitutes substantial improvement or repair of substantial damage and that compliance with the flood resistant construction requirements of the building code is required and notify the applicant when it is determined that work does not constitute substantial improvement or repair of substantial damage. The Floodplain Administrator shall also provide all letters documenting substantial damage and compliance with flood resistant construction requirements of the building code to the NJDEP Bureau of Flood Engineering.

169-26 Department records. In addition to the requirements of the building code and these regulations, and regardless of any limitation on the period required for retention of public records, the Floodplain Administrator shall maintain and permanently keep and make available for public inspection all records that are necessary for the administration of these regulations and the flood provisions of the Uniform Construction Code, including Flood Insurance Studies, Flood Insurance Rate Maps; documents from FEMA that amend or revise FIRMs; NJDEP delineations, records of issuance of permits and denial of permits; records of ordinary maintenance and minor work, determinations of whether proposed work constitutes substantial improvement or repair of substantial damage; required certifications and documentation specified by the Uniform Construction Code and these regulations including as-built Elevation Certificates; notifications to adjacent communities, FEMA, and the State related to alterations of watercourses; assurance that the flood carrying capacity of altered waterways will be maintained; documentation related to variances, including justification for issuance or denial; and records of enforcement actions taken pursuant to these regulations and the flood resistant provisions of the Uniform Construction Code. The Floodplain Administrator shall also record the required elevation, determination method, and base flood elevation source used to determine the Local Design Flood Elevation in the floodplain development permit.

169-27 Liability. The Floodplain Administrator and any employee charged with the enforcement of these regulations, while acting for the jurisdiction in good faith and without malice in the discharge of the duties required by these regulations or other pertinent law or ordinance, shall not thereby be rendered liable personally and is hereby relieved from personal liability for any damage accruing to persons or property as a result of any act or by reason of an act or omission in the discharge of official duties. Any suit instituted against an officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of these regulations shall be defended by legal representative of the jurisdiction until the final termination of the proceedings. The Floodplain Administrator and any subordinate shall not be liable for cost in any action, suit or proceeding that is instituted in pursuance of the provisions of these regulations.

ARTICLE 4-PERMITS

169-27.1 Permits Required. Any person, owner or authorized agent who intends to conduct any development in a flood hazard area shall first make application to the Floodplain Administrator and shall obtain the required permit. Depending on the nature and extent of proposed development that includes a building or structure, the Floodplain Administrator may determine that a floodplain development permit or approval is required in addition to a building permit.

169-28 Application for permit. The applicant shall file an application in writing on a form furnished by the Floodplain Administrator. Such application shall:

1. Identify and describe the development to be covered by the permit.
2. Describe the land on which the proposed development is to be conducted by legal description, street address or similar description that will readily identify and definitively locate the site.
3. Indicate the use and occupancy for which the proposed development is intended.
4. Be accompanied by a site plan and construction documents as specified in Section 105 of these regulations, grading and filling plans and other information deemed appropriate by the Floodplain Administrator.
5. State the valuation of the proposed work, including the valuation of ordinary maintenance and minor work.
6. Be signed by the applicant or the applicant's authorized agent.

- 169-29 Validity of permit.** The issuance of a permit under these regulations or the Uniform Construction Code shall not be construed to be a permit for, or approval of, any violation of this appendix or any other ordinance of the jurisdiction. The issuance of a permit based on submitted documents and information shall not prevent the Floodplain Administrator from requiring the correction of errors. The Floodplain Administrator is authorized to prevent occupancy or use of a structure or site which is in violation of these regulations or other ordinances of this jurisdiction.
- 169-30 Expiration.** A permit shall become invalid when the proposed development is not commenced within 180 days after its issuance, or when the work authorized is suspended or abandoned for a period of 180 days after the work commences. Extensions shall be requested in writing and justifiable cause demonstrated. The Floodplain Administrator is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each.
- 169-31 Suspension or revocation.** The Floodplain Administrator is authorized to suspend or revoke a permit issued under these regulations wherever the permit is issued in error or on the basis of incorrect, inaccurate or incomplete information, or in violation of any ordinance or code of this jurisdiction.

Article 5-SITE PLANS AND CONSTRUCTION DOCUMENTS

169-44 Information for development in flood hazard areas. The site plan or construction documents for any development subject to the requirements of these regulations shall be drawn to scale and shall include, as applicable to the proposed development:

- (1) Delineation of flood hazard areas, floodway boundaries and flood zone(s), base flood elevation(s), and ground elevations when necessary for review of the proposed development. For buildings that are located in more than one flood hazard area, the elevation and provisions associated with the most restrictive flood hazard area shall apply.
- (2) Where base flood elevations or floodway data are not included on the FIRM or in the Flood Insurance Study, they shall be established in accordance with Section 105.2.
- (3) Where the parcel on which the proposed development will take place will have more than 50 lots or is larger than 5 acres and base flood elevations are not included on the FIRM or in the Flood Insurance Study, such elevations shall be established in accordance with Section 105.2(3) of these regulations.
- (4) Location of the proposed activity and proposed structures, and locations of existing buildings and structures; in coastal high hazard areas and Coastal A zones, new buildings shall be located landward of the reach of mean high tide.
- (5) Location, extent, amount, and proposed final grades of any filling, grading, or excavation.
- (6) Where the placement of fill is proposed, the amount, type, and source of fill material; compaction specifications; a description of the intended purpose of the fill areas; and evidence that the proposed fill areas are the minimum necessary to achieve the intended purpose. The applicant shall provide an engineering certification confirming that the proposal meets the flood storage displacement limitations of N.J.A.C. 7:13.
- (7) Extent of any proposed alteration of sand dunes.
- (8) Existing and proposed alignment of any proposed alteration of a watercourse.
- (9) Floodproofing certifications, V Zone and Breakaway Wall Certifications, Operations and Maintenance Plans, Warning and Evacuation Plans and other documentation required pursuant to FEMA publications.

The Floodplain Administrator is authorized to waive the submission of site plans, construction documents, and other data that are required by these regulations but that are not required to be prepared by a registered design professional when it is found that the nature of the proposed development is such that the review of such submissions is not necessary to ascertain compliance.

169-45 Information in flood hazard areas without base flood elevations (approximate Zone A). Where flood hazard areas are delineated on the effective or preliminary FIRM and base flood elevation data have not been provided, the applicant shall consult with the Floodplain Administrator to determine whether to:

1. Use the Approximation Method (Method 5) described in N.J.A.C. 7:13 in conjunction with Appendix 1 of the FHACA to determine the required flood elevation.
2. Obtain, review, and reasonably utilize data available from a Federal, State or other source when those data are deemed acceptable to the Floodplain Administrator to reasonably reflect flooding conditions.
3. Determine the base flood elevation in accordance with accepted hydrologic and hydraulic engineering techniques according to Method 6 as described in N.J.A.C. 7:13. Such analyses shall be performed and sealed by a licensed professional engineer.
4. Studies, analyses, and computations shall be submitted in sufficient detail to allow review and approval by the Floodplain Administrator prior to floodplain development permit issuance. The accuracy of data submitted for such determination shall be the responsibility of the applicant. Where the data are to be used to support a Letter of Map Change (LOMC) from FEMA, the applicant shall be responsible for satisfying the submittal requirements and pay the processing fees.

169-46 Analyses and certifications by a Licensed Professional Engineer. As applicable to the location and nature of the proposed development activity, and in addition to the requirements of this section, the applicant shall have the following analyses signed and sealed by a licensed professional engineer for submission with the site plan and construction documents:

1. For development activities proposed to be located in a regulatory floodway, a floodway encroachment analysis that demonstrates that the encroachment of the proposed development will not cause any increase in base flood elevations; where the applicant proposes to undertake development activities that do increase base flood elevations, the applicant shall submit such analysis to FEMA as specified in Section 105.4 of these regulations and shall submit the Conditional Letter of Map Revision, if issued by FEMA, with the site plan and construction documents.
2. For development activities proposed to be located in a riverine flood hazard area where base flood elevations are included in the FIS or FIRM but floodways have not been designated, hydrologic and hydraulic analyses that demonstrate that the cumulative effect of the proposed development, when combined with all other existing and anticipated flood hazard area encroachments will not increase the base flood elevation more than 0.2 feet at any point within the jurisdiction. This requirement does not apply in isolated flood hazard areas not connected to a riverine flood hazard area or in flood hazard areas identified as Zone AO or Zone AH.
3. For alteration of a watercourse, an engineering analysis prepared in accordance with standard engineering practices which demonstrates that the flood-carrying capacity of the altered or relocated portion of the watercourse will not be decreased, and certification that the altered watercourse shall be maintained, neither increasing nor decreasing the channel's flood-carrying capacity. The applicant shall submit the analysis to FEMA as specified in Section 105.4 of these regulations. The applicant shall notify the chief executive officer of all affected adjacent jurisdictions, the NJDEP's Bureau of Flood Engineering and the Division of Land Resource Protection; and shall provide documentation of such notifications.
4. For activities that propose to alter sand dunes in coastal high hazard areas (Zone V) and Coastal A Zones, an engineering analysis that demonstrates that the proposed alteration will not increase the potential for flood damage and documentation of the issuance of a New Jersey Coastal Zone Management permit under N.J.A.C. 7:7.
5. For analyses performed using Methods 5 and 6 (as described in N.J.A.C. 7:13) in flood hazard zones without base flood elevations (approximate A zones).
 - a. **Submission of additional data.** When additional hydrologic, hydraulic or other engineering data, studies, and additional analyses are submitted to support an application, the applicant has the right to seek a Letter of Map Change (LOMC) from FEMA to change the base flood elevations, change floodway boundaries, or change boundaries of flood hazard areas shown on FIRMs, and to submit such data to FEMA for such purposes. The analyses shall be prepared by a licensed professional engineer in a format required by FEMA. Submittal requirements and processing fees shall be the responsibility of the applicant.

ARTICLE 6- INSPECTIONS

169-47 General. Development for which a permit is required shall be subject to inspection. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of these regulations or the building code. Inspections presuming to give authority to violate or cancel the provisions of these regulations or the building code or other ordinances shall not be valid.

169-48 Inspections of development. The Floodplain Administrator shall inspect all development in flood hazard areas authorized by issuance of permits under these regulations. The Floodplain Administrator shall inspect flood hazard areas from time to time to determine if development is undertaken without issuance of a permit.

169-49 Buildings and structures. The Construction Official shall make or cause to be made, inspections for buildings and structures in flood hazard areas authorized by permit in accordance with the Uniform Construction Code, N.J.A.C. 5:23.

- 1) **Lowest floor elevation.** Upon placement of the lowest floor, including the basement, and prior to further vertical construction, certification of the elevation required in Section 801.2 shall be submitted to the Construction Official on an Elevation Certificate.
- 2) **Lowest horizontal structural member.** In V zones and Coastal A zones, upon placement of the lowest floor, including the basement, and prior to further vertical construction, certification of the elevation required in Section 801.2 shall be submitted to the Construction Official on an Elevation Certificate.
- 3) **Installation of attendant utilities** (electrical, heating, ventilating, air-conditioning, and other service equipment) and sanitary facilities elevated as discussed in Section 801.2.
- 4) **Final inspection.** Prior to the final inspection, certification of the elevation required in Section 801.2 shall be submitted to the Construction Official on an Elevation Certificate.

169-50 Manufactured homes. The Floodplain Administrator shall inspect manufactured homes that are installed or replaced

in flood hazard areas to determine compliance with the requirements of these regulations and the conditions of the issued permit. Upon placement of a manufactured home, certification of the elevation of the lowest floor shall be submitted on an Elevation Certificate to the Floodplain Administrator prior to the final inspection.

ARTICLE 7-VARIANCES

169-51 General. The **Borough Zoning Board of Adjustment** shall hear and decide requests for variances. The **Borough Zoning Board of Adjustment** shall base its determination on technical justifications submitted by applicants, the considerations for issuance in Section 107.5, the conditions of issuance set forth in Section 107.6, and the comments and recommendations of the Floodplain Administrator and, as applicable, the Construction Official. The **Borough Zoning Board of Adjustment** has the right to attach such conditions to variances as it deems necessary to further the purposes and objectives of these regulations.

169-52 Historic structures. A variance to the substantial improvement requirements of this ordinance is authorized provided that the repair or rehabilitation of a historic structure is completed according to N.J.A.C. 5:23-6.33, Section 1612 of the International Building Code and R322 of the International Residential Code, the repair or rehabilitation will not preclude the structure's continued designation as a historic structure, the structure meets the definition of the historic structure as described by this ordinance, and the variance is the minimum necessary to preserve the historic character and design of the structure.

169-53 Functionally dependent uses. A variance is authorized to be issued for the construction or substantial improvement necessary for the conduct of a functionally dependent use provided the variance is the minimum necessary to allow the construction or substantial improvement, and that all due consideration has been given to use of methods and materials that minimize flood damage during the base flood and create no additional threats to public safety.

169-54 Restrictions in floodways. A variance shall not be issued for any proposed development in a floodway when any increase in flood levels would result during the base flood discharge, as evidenced by the applicable analysis and certification required in Section 105.3(1) of these regulations.

169-55 Considerations. In reviewing requests for variances, all technical evaluations, all relevant factors, all other portions of these regulations, and the following shall be considered:

1. The danger that materials and debris may be swept onto other lands resulting in further injury or damage.
2. The danger to life and property due to flooding or erosion damage.
3. The susceptibility of the proposed development, including contents, to flood damage and the effect of such damage on current and future owners.
4. The importance of the services provided by the proposed development to the community.
5. The availability of alternate locations for the proposed development that are not subject to flooding or erosion and the necessity of a waterfront location, where applicable.
6. The compatibility of the proposed development with existing and anticipated development.
7. The relationship of the proposed development to the comprehensive plan and floodplain management program for that area.
8. The safety of access to the property in times of flood for ordinary and emergency vehicles.
9. The expected heights, velocity, duration, rate of rise and debris and sediment transport of the floodwater and the effects of wave action, where applicable, expected at the site.
10. The costs of providing governmental services during and after flood conditions including maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems, streets, and bridges.

169-56 Conditions for issuance. Variances shall only be issued upon:

1. Submission by the applicant of a showing of good and sufficient cause that the unique characteristics of the size, configuration or topography of the site limit compliance with any provision of these regulations or renders the elevation standards of the building code inappropriate.
2. A determination that failure to grant the variance would result in exceptional hardship due to the physical characteristics of the land that render the lot undevelopable.
3. A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, nor create nuisances, cause fraud on or victimization of the public or conflict with existing local laws or ordinances.
4. A determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
5. Notification to the applicant in writing over the signature of the Floodplain Administrator that the issuance of a variance to construct a structure below the base flood level will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage, and that such construction below the base flood level increases risks to life and property.

ARTICLE 8- VIOLATIONS

- 169-57 Violations.** Any development in any flood hazard area that is being performed without an issued permit or that is in conflict with an issued permit shall be deemed a violation. A building or structure without the documentation of elevation of the lowest floor, the lowest horizontal structural member if in a V or Coastal A Zone, other required design certifications, or other evidence of compliance required by the building code is presumed to be a violation until such time as that documentation is provided.
- 169-58 Authority.** The Floodplain Administrator is authorized to serve notices of violation or stop work orders to owners of property involved, to the owner's agent, or to the person or persons doing the work for development that is not within the scope of the Uniform Construction Code, but is regulated by these regulations and that is determined to be a violation.
- 169-59 Unlawful continuance.** Any person who shall continue any work after having been served with a notice of violation or a stop work order, except such work as that person is directed to perform to remove or remedy a violation or unsafe condition, shall be subject to penalties as prescribed by N.J.S.A. 40:49-5 as appropriate.
- 169-60 Review Period to Correct Violations.** A 30-day period shall be given to the property owner as an opportunity to cure or abate the condition. The property owner shall also be afforded an opportunity for a hearing before the court for an independent determination concerning the violation. Subsequent to the expiration of the 30-day period, a fine greater than \$1,250.00 may be imposed if a court has not determined otherwise or, upon reinspection of the property, it is determined that the abatement has not been substantially completed.

ARTICLE 9-DEFINITIONS

- 169-61 General.** The following words and terms shall, for the purposes of these regulations, have the meanings shown herein. Other terms are defined in the Uniform Construction Code N.J.A.C. 5:23 and terms are defined where used in the International Residential Code and International Building Code (rather than in the definitions section). Where terms are not defined, such terms shall have ordinarily accepted meanings such as the context implies.

169-62 Definitions

- 30 DAY PERIOD** – The period of time prescribed by N.J.S.A. 40:49-5 in which a property owner is afforded the opportunity to correct zoning and solid waste disposal after a notice of violation pertaining to this ordinance has been issued.
- 100 YEAR FLOOD ELEVATION** – Elevation of flooding having a 1% annual chance of being equaled or exceeded in a given year which is also referred to as the Base Flood Elevation.
- 500 YEAR FLOOD ELEVATION** – Elevation of flooding having a 0.2% annual chance of being equaled or exceeded in a given year.
- A ZONES** – Areas of 'Special Flood Hazard in which the elevation of the surface water resulting from a flood that has a 1% annual chance of equaling or exceeding the Base Flood Elevation (BFE) in any given year shown on the Flood Insurance Rate Map (FIRM) zones A, AE, AH, A1–A30, AR, AR/A, AR/AE, AR/A1– A30, AR/AH, and AR/AO. When used in reference to the development of a structure in this ordinance, A Zones are not inclusive of Coastal A Zones because of the higher building code requirements for Coastal A Zones.
- AH ZONES** – Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually areas of ponding) where average depths are between one and three feet. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown in this zone.
- AO ZONES** – Areas subject to inundation by 1-percent-annual-chance shallow flooding (usually sheet flow on sloping terrain) where average depths are between one and three feet.
- ACCESSORY STRUCTURE** – Accessory structures are also referred to as appurtenant structures. An accessory structure is a structure which is on the same parcel of property as a principal structure and the use of which is incidental to the use of the principal structure. For example, a residential structure may have a detached garage or storage shed for garden tools as accessory structures. Other examples of accessory structures include gazebos, picnic pavilions, boathouses, small pole barns, storage sheds, and similar buildings.
- AGRICULTURAL STRUCTURE** - A structure used solely for agricultural purposes in which the use is exclusively in connection with the production, harvesting, storage, drying, or raising of agricultural commodities, including the raising of livestock. Communities must require that new construction or substantial improvements of agricultural structures be elevated or floodproofed to or above the Base Flood Elevation (BFE) as any other nonresidential building. Under some circumstances it may be appropriate to wet-floodproof certain types of agricultural structures when located in wide, expansive floodplains through issuance of a variance. This should only be done for structures used for temporary

storage of equipment or crops or temporary shelter for livestock and only in circumstances where it can be demonstrated that agricultural structures can be designed in such a manner that results in minimal damage to the structure and its contents and will create no additional threats to public safety. New construction or substantial improvement of livestock confinement buildings, poultry houses, dairy operations, similar livestock operations and any structure that represents more than a minimal investment must meet the elevation or dry-floodproofing requirements of 44 CFR 60.3(c)(3).

AREA OF SHALLOW FLOODING – A designated Zone AO, AH, AR/AO or AR/AH (or VO) on a community’s Flood Insurance Rate Map (FIRM) with a one percent or greater annual chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow. **AREA OF SPECIAL FLOOD HAZARD** – see **SPECIAL FLOOD HAZARD AREA**

ALTERATION OF A WATERCOURSE – A dam, impoundment, channel relocation, change in channel alignment, channelization, or change in cross-sectional area of the channel or the channel capacity, or any other form of modification which may alter, impede, retard or change the direction and/or velocity of the riverine flow of water during conditions of the base flood.

ASCE 7 – The standard for the Minimum Design Loads for Buildings and Other Structures, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. which includes but is not limited to methodology and equations necessary for determining structural and flood-related design requirements and determining the design requirements for structures that may experience a combination of loads including those from natural hazards. Flood related equations include those for determining erosion, scour, lateral, vertical, hydrostatic, hydrodynamic, buoyancy, breaking wave, and debris impact.

ASCE 24 – The standard for Flood Resistant Design and Construction, referenced by the building code and developed and published by the American Society of Civil Engineers, Reston, VA. References to ASCE 24 shall mean ASCE 24-14 or the most recent version of ASCE 24 adopted in the UCC Code [N.J.A.C. 5:23].

BASE FLOOD ELEVATION (BFE) – The water surface elevation resulting from a flood that has a 1-percent or greater chance of being equaled or exceeded in any given year, as shown on a published Flood Insurance Study (FIS), or preliminary flood elevation guidance from FEMA. May also be referred to as the “100-year flood elevation”.

BASEMENT – Any area of the building having its floor subgrade (below ground level) on all sides.

BEST AVAILABLE FLOOD HAZARD DATA - The most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BEST AVAILABLE FLOOD HAZARD DATA AREA - The aerial mapped extent associated with the most recent available preliminary flood risk guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BEST AVAILABLE FLOOD HAZARD DATA ELEVATION - The most recent available preliminary flood elevation guidance FEMA has provided. The Best Available Flood Hazard Data may be depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM.

BREAKAWAY WALLS – Any type of wall subject to flooding that is not required to provide structural support to a building or other structure and that is designed and constructed such that, below the Local Design Flood Elevation, it will collapse under specific lateral loads such that (1) it allows the free passage of floodwaters, and (2) it does not damage the structure or supporting foundation system. Certification in the V Zone Certificate of the design, plans, and specifications by a licensed design professional that these walls are in accordance with accepted standards of practice is required as part of the permit application for new and substantially improved V Zone and Coastal A Zone structures. A completed certification must be submitted at permit application.

BUILDING – Per the FHACA, “Building” means a structure enclosed with exterior walls or fire walls, erected and framed of component structural parts, designed for the housing, shelter, enclosure, and support of individuals, animals, or property of any kind. A building may have a temporary or permanent foundation. A building that is intended for regular human occupation and/or residence is considered a habitable building.

CONDITIONAL LETTER OF MAP REVISION - A Conditional Letter of Map Revision (CLOMR) is FEMA's comment on a proposed project that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

CONDITIONAL LETTER OF MAP REVISION - FILL -- A Conditional Letter of Map Revision - Fill (CLOMR-F) is FEMA's comment on a proposed project involving the placement of fill outside of the regulatory floodway that would, upon construction, affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The letter does not revise an effective NFIP map, it indicates whether the project, if built as proposed, would be recognized by FEMA. FEMA charges a fee for processing a CLOMR to recover the costs associated with the review that is described in the Letter of Map Change (LOMC) process. Building permits cannot be issued based on a CLOMR, because a CLOMR does not change the NFIP map.

CRITICAL BUILDING – Per the FHACA, “Critical Building” means that:

- a. It is essential to maintaining continuity of vital government operations and/or supporting emergency response, sheltering, and medical care functions before, during, and after a flood, such as a hospital, medical clinic, police station, fire station, emergency response center, or public shelter; or
- b. It serves large numbers of people who may be unable to leave the facility through their own efforts, thereby hindering or preventing safe evacuation of the building during a flood event, such as a school, college, dormitory, jail or detention facility, day care center, assisted living facility, or nursing home.

DEVELOPMENT – Any manmade change to improved or unimproved real estate, including but not limited to, buildings or other structures, tanks, temporary structures, temporary or permanent storage of materials, mining, dredging, filling, grading, paving, excavations, drilling operations and other land-disturbing activities.

DRY FLOODPROOFING – A combination of measures that results in a non-residential structure, including the attendant utilities and equipment as described in the latest version of ASCE 24, being watertight with all elements substantially impermeable and with structural components having the capacity to resist flood loads.

ELEVATED BUILDING – A building that has no basement and that has its lowest elevated floor raised above ground level by foundation walls, shear walls, posts, piers, pilings, or columns. Solid perimeter foundations walls are not an acceptable means of elevating buildings in V and VE Zones.

ELEVATION CERTIFICATE – An administrative tool of the National Flood Insurance Program (NFIP) that can be used to provide elevation information, to determine the proper insurance premium rate, and to support an application for a Letter of Map Amendment (LOMA) or Letter of Map Revision based on fill (LOMR-F).

ENCROACHMENT – The placement of fill, excavation, buildings, permanent structures or other development into a flood hazard area which may impede or alter the flow capacity of riverine flood hazard areas.

FEMA PUBLICATIONS – Any publication authored or referenced by FEMA related to building science, building safety, or floodplain management related to the National Flood Insurance Program. Publications shall include but are not limited to technical bulletins, desk references, and American Society of Civil Engineers Standards documents including ASCE 24.

FLOOD OR FLOODING

- a. A general and temporary condition of partial or complete inundation of normally dry land areas from:
 1. The overflow of inland or tidal waters.
 2. The unusual and rapid accumulation or runoff of surface waters from any source.
 3. Mudslides (i.e. mudflows) which are proximately caused by flooding as defined in (a) (2) of this definition and are akin to a river or liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.
- b. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused

by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (a)(1) of this definition.

FLOOD HAZARD AREA DESIGN FLOOD ELEVATION – Per the FHACA, the peak water surface elevation that will occur in a water during the flood hazard area design flood. This elevation is determined via available flood mapping adopted by the State, flood mapping published by FEMA (including effective flood mapping dated on or after January 31, 1980, or any more recent advisory, preliminary, or pending flood mapping; whichever results in higher flood elevations, wider floodway limits, greater flow rates, or indicates a change from an A zone to a V zone or coastal A zone), approximation, or calculation pursuant to the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-3.1 – 3.6 and is typically higher than FEMA's base flood elevation. A water that has a drainage area measuring less than 50 acres does not possess, and is not assigned, a flood hazard area design flood elevation.

FLOOD INSURANCE RATE MAP (FIRM) – The official map on which the Federal Emergency Management Agency has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY (FIS) – The official report in which the Federal Emergency Management Agency has provided flood profiles, as well as the Flood Insurance Rate Map(s) and the water surface elevation of the base flood.

FLOODPLAIN OR FLOOD PRONE AREA – Any land area susceptible to being inundated by water from any source. See "Flood or flooding."

FLOODPLAIN MANAGEMENT REGULATIONS – Zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance, and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

FLOODPROOFING – Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures, and their contents.

FLOODPROOFING CERTIFICATE – Certification by a licensed design professional that the design and methods of construction for floodproofing a non-residential structure are in accordance with accepted standards of practice to a proposed height above the structure's lowest adjacent grade that meets or exceeds the Local Design Flood Elevation. A completed floodproofing certificate is required at permit application.

FLOODWAY – The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than 0.2 foot.

FREEBOARD – A factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed.

FUNCTIONALLY DEPENDENT USE – A use that cannot perform its intended purpose unless it is located or carried out in close proximity to water, including only docking facilities, port facilities necessary for the loading or unloading of cargo or passengers, and shipbuilding and ship repair facilities. The term does not include long-term storage or related manufacturing facilities.

HABITABLE BUILDING – Pursuant to the FHACA Rules (N.J.A.C. 7:13), means a building that is intended for regular human occupation and/or residence. Examples of a habitable building include a single-family home, duplex, multi-residence building, or critical building; a commercial building such as a retail store, restaurant, office building, or gymnasium; an accessory structure that is regularly occupied, such as a garage, barn, or workshop; mobile and manufactured homes, and trailers intended for human residence, which are set on a foundation and/or connected to utilities, such as in a mobile home park (not including campers and recreational vehicles); and any other building that is regularly occupied, such as a house of worship, community center, or meeting hall, or animal shelter that includes regular human access and occupation. Examples of a non-habitable building include a bus stop shelter, utility building, storage shed, self-storage unit, construction trailer, or an individual shelter for animals such as a doghouse or outdoor kennel.

HARDSHIP – As related to Section 107 of this ordinance, meaning the exceptional hardship that would result from a failure to grant the requested variance. The **Borough Zoning Board of Adjustment** requires that the variance be exceptional, unusual, and peculiar to the property involved. Mere economic or financial hardship alone is not exceptional. Inconvenience, aesthetic considerations, physical handicaps, personal preferences, or the disapproval of one's neighbors likewise cannot, as a rule, qualify as an exceptional hardship. All of these problems can be resolved through other means without granting a variance, even if the alternative is more expensive, or requires the property owner to build elsewhere or put the parcel to a different use than originally intended.

HIGHEST ADJACENT GRADE – The highest natural elevation of the ground surface prior to construction next to the proposed or existing walls of a structure.

HISTORIC STRUCTURE – Any structure that is:

- a. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
- c. Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or
- d. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 1. By an approved State program as determined by the Secretary of the Interior; or
 2. Directly by the Secretary of the Interior in States without approved programs.

LAWFULLY EXISTING – Per the FHACA, means an existing fill, structure and/or use, which meets all Federal, State, and local laws, and which is not in violation of the FHACA because it was established:

- a. Prior to January 31, 1980; or
- b. On or after January 31, 1980, in accordance with the requirements of the FHACA as it existed at the time the fill, structure and/or use was established.

Note: Substantially damaged properties and substantially improved properties that have not been elevated are not considered “lawfully existing” for the purposes of the NFIP. This definition is included in this ordinance to clarify the applicability of any more stringent statewide floodplain management standards required under the FHACA.

LETTER OF MAP AMENDMENT - A Letter of Map Amendment (LOMA) is an official amendment, by letter, to an effective National Flood Insurance Program (NFIP) map that is requested through the Letter of Map Change (LOMC) process. A LOMA establishes a property's location in relation to the Special Flood Hazard Area (SFHA). LOMAs are usually issued because a property has been inadvertently mapped as being in the floodplain but is actually on natural high ground above the base flood elevation. Because a LOMA officially amends the effective NFIP map, it is a public record that the community must maintain. Any LOMA should be noted on the community's master flood map and filed by panel number in an accessible location.

LETTER OF MAP CHANGE – The Letter of Map Change (LOMC) process is a service provided by FEMA for a fee that allows the public to request a change in flood zone designation in an Area of Special Flood Hazard on a Flood Insurance Rate Map (FIRM). Conditional Letters of Map Revision, Conditional Letters of Map Revision – Fill, Letters of Map Revision, Letters of Map Revision-Fill, and Letters of Map Amendment are requested through the Letter of Map Change (LOMC) process.

LETTER OF MAP REVISION - A Letter of Map Revision (LOMR) is FEMA's modification to an effective Flood Insurance Rate Map (FIRM). Letter of Map Revisions are generally based on the implementation of physical measures that affect the hydrologic or hydraulic characteristics of a flooding source and thus result in the modification of the existing regulatory floodway, the effective Base Flood Elevations (BFEs), or the Special Flood Hazard Area (SFHA). The LOMR officially revises the Flood Insurance Rate Map (FIRM) and sometimes the Flood Insurance Study (FIS) report, and when appropriate, includes a description of the modifications. The LOMR is generally accompanied by an annotated copy of the affected portions of the FIRM or FIS report. Because a LOMR officially revises the effective NFIP map, it is a public record that the community must maintain. Any LOMR should be noted on the community's master flood map and filed by panel number in an accessible location.

LETTER OF MAP REVISION – FILL -- A Letter of Map Revision Based on Fill (LOMR-F) is FEMA's modification of the Special Flood Hazard Area (SFHA) shown on the Flood Insurance Rate Map (FIRM) based on the placement of fill outside the existing regulatory floodway may be initiated through the Letter of Map Change (LOMC) Process. Because a LOMR-F officially revises the effective Flood Insurance Rate Map (FIRM) map, it is a public record that the community must maintain. Any LOMR-F should be noted on the community's master flood map and filed by panel number in an accessible location.

LICENSED DESIGN PROFESSIONAL – Licensed design professional shall refer to either a New Jersey Licensed Professional Engineer, licensed by the New Jersey State Board of Professional Engineers and Land Surveyors or a New Jersey Licensed Architect, licensed by the New Jersey State Board of Architects.

LICENSED PROFESSIONAL ENGINEER - A licensed professional engineer shall refer to individuals licensed by the New Jersey State Board of Professional Engineers and Land Surveyors.

LOCAL DESIGN FLOOD ELEVATION (LDFE) – The elevation reflective of the most recent available preliminary flood elevation guidance FEMA has provided as depicted on but not limited to Advisory Flood Hazard Area Maps, Work Maps, or Preliminary FIS and FIRM which is also inclusive of freeboard specified by the New Jersey Flood Hazard Area Control Act and Uniform Construction Codes and any additional freeboard specified in a community's ordinance. In no circumstances shall a project's LDFE be lower than a permit-specified Flood Hazard Area Design Flood Elevation or a valid NJDEP Flood Hazard Area Verification Letter plus the freeboard as required in ASCE 24 and the effective FEMA Base Flood Elevation.

LOWEST ADJACENT GRADE – The lowest point of ground, patio, or sidewalk slab immediately next a structure, except in AO Zones where it is the natural grade elevation.

LOWEST FLOOR – In A Zones, the lowest floor is the top surface of the lowest floor of the lowest enclosed area (including basement). In V Zones and coastal A Zones, the bottom of the lowest horizontal structural member of a building is the lowest floor. An unfinished or flood resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a building's lowest floor provided that such enclosure is not built so as to render the structure in violation of other applicable non-elevation design requirements of these regulations.

MANUFACTURED HOME – A structure that is transportable in one or more sections, eight (8) feet or more in width and greater than four hundred (400) square feet, built on a permanent chassis, designed for use with or without a permanent foundation when attached to the required utilities, and constructed to the Federal Manufactured Home Construction and Safety Standards and rules and regulations promulgated by the U.S. Department of Housing and Urban Development. The term also includes mobile homes, park trailers, travel trailers and similar transportable structures that are placed on a site for 180 consecutive days or longer.

MANUFACTURED HOME PARK OR SUBDIVISION – A parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MARKET VALUE – The price at which a property will change hands between a willing buyer and a willing seller, neither party being under compulsion to buy or sell and both having reasonable knowledge of relevant facts. As used in these regulations, the term refers to the market value of buildings and structures, excluding the land and other improvements on the parcel. Market value shall be determined by one of the following methods (1) Actual Cash Value (replacement cost depreciated for age and quality of construction), (2) tax assessment value adjusted to approximate market value by a factor provided by the Property Appraiser, or (3) established by a qualified independent appraiser.

NEW CONSTRUCTION – Structures for which the start of construction commenced on or after the effective date of the first floodplain regulation adopted by a community; includes any subsequent improvements to such structures. New construction includes work determined to be a substantial improvement.

NON-RESIDENTIAL – Pursuant to ASCE 24, any building or structure or portion thereof that is not classified as residential.

ORDINARY MAINTENANCE AND MINOR WORK – This term refers to types of work excluded from construction permitting under N.J.A.C. 5:23 in the March 5, 2018 New Jersey Register. Some of these types of work must be considered in determinations of substantial improvement and substantial damage in regulated floodplains under 44 CFR 59.1.

These types of work include but are not limited to replacements of roofing, siding, interior finishes, kitchen cabinets, plumbing fixtures and piping, HVAC and air conditioning equipment, exhaust fans, built in appliances, electrical wiring, etc. Improvements necessary to correct existing violations of State or local health, sanitation, or code enforcement officials which are the minimum necessary to assure safe living conditions and improvements of historic structures as discussed in 44 CFR 59.1 shall not be included in the determination of ordinary maintenance and minor work.

RECREATIONAL VEHICLE – A vehicle that is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled or permanently towable by a light-duty truck, and designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel or seasonal use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.

RESIDENTIAL – Pursuant to the ASCE 24:

- a. Buildings and structures and portions thereof where people live or that are used for sleeping purposes on a transient or non-transient basis;
- b. Structures including but not limited to one- and two-family dwellings, townhouses, condominiums, multi-family dwellings, apartments, congregate residences, boarding houses, lodging houses, rooming houses, hotels, motels, apartment buildings, convents, monasteries, dormitories, fraternity houses, sorority houses, vacation time-share properties; and
- c. institutional facilities where people are cared for or live on a 24-hour basis in a supervised environment, including but not limited to board and care facilities, assisted living facilities, halfway houses, group homes, congregate care facilities, social rehabilitation facilities, alcohol and drug centers, convalescent facilities, hospitals, nursing homes, mental hospitals, detoxification facilities, prisons, jails, reformatories, detention centers, correctional centers, and prerelease centers.

SOLID WASTE DISPOSAL – “Solid Waste Disposal” shall mean the storage, treatment, utilization, processing or final disposition of solid waste as described in N.J.A.C. 7:26-1.6 or the storage of unsecured materials as described in N.J.A.C. 7:13-2.3 for a period of greater than 6 months as specified in N.J.A.C. 7:26 which have been discharged, deposited, injected, dumped, spilled, leaked, or placed into any land or water such that such solid waste may enter the environment or be emitted into the air or discharged into any waters, including groundwaters.

SPECIAL FLOOD HAZARD AREA – The greater of the following: (1) Land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year, shown on the FIRM as Zone V, VE, V1-3-, A, AO, A1-30, AE, A99, or AH; (2) Land and the space above that land, which lies below the peak water surface elevation of the flood hazard area design flood for a particular water, as determined using the methods set forth in the New Jersey Flood Hazard Area Control Act in N.J.A.C. 7:13; (3) Riparian Buffers as determined in the New Jersey Flood Hazard Area Control Act in N.J.A.C. 7:13. Also referred to as the AREA OF SPECIAL FLOOD HAZARD.

START OF CONSTRUCTION – The **Start of Construction** is as follows:

- a. **For other than new construction or substantial improvements, under the** Coastal Barrier Resources Act (CBRA), this is the date the building permit was issued, provided that the actual start of construction, repair, rehabilitation, addition, placement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a building on site, such as the pouring of a slab or footing, the installation of piles, the construction of columns or any work beyond the stage of excavation; or the placement of a manufactured (mobile) home on a foundation. For a substantial improvement, actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.
- b. For the purposes of determining whether proposed construction must meet new requirements when National Flood Insurance Program (NFIP) maps are issued or revised and Base Flood Elevation's (BFEs) increase or zones change, the Start of Construction includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading, and filling, nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or

sheds not occupied as dwelling units or not part of the main structure. Such development must also be permitted and must meet new requirements when National Flood Insurance Program (NFIP) maps are issued or revised and Base Flood Elevation's (BFEs) increase or zones change.

For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

For determining if new construction and substantial improvements within the Coastal Barrier Resources System (CBRS) can obtain flood insurance, a different definition applies.

STRUCTURE – A walled and roofed building, a manufactured home, or a gas or liquid storage tank that is principally above ground.

SUBSTANTIAL DAMAGE – Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT – Any reconstruction, rehabilitation, addition, or other improvement of a structure taking place, the cost of which equals or exceeds 50 percent of the market value of the structure before the “start of construction” of the improvement. This term includes structures which have incurred “substantial damage”, regardless of the actual repair work performed. The term does not, however, include either:

- a. Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or
- b. Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure."

UTILITY AND MISCELLANEOUS GROUP U BUILDINGS AND STRUCTURES – Buildings and structures of an accessory character and miscellaneous structures not classified in any special occupancy, as described in ASCE 24.

VARIANCE – A grant of relief from the requirements of this section which permits construction in a manner otherwise prohibited by this section where specific enforcement would result in unnecessary hardship.

VIOLATION – A development that is not fully compliant with these regulations or the flood provisions of the building code. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

WATER SURFACE ELEVATION – the height, in relation to the North American Vertical Datum (NAVD) of 1988, (or other datum, where specified) of floods of various magnitudes and frequencies in the flood plains of coastal or riverine areas.

WATERCOURSE - A river, creek, stream, channel, or other topographic feature in, on, through, or over which water flows at least periodically.

WET FLOODPROOFING – Floodproofing method that relies on the use of flood damage resistant materials and construction techniques in areas of a structure that are below the Local Design Flood Elevation by intentionally allowing them to flood. The application of wet floodproofing as a flood protection technique under the National Flood Insurance Program (NFIP) is limited to enclosures below elevated residential and non-residential structures and to accessory and agricultural structures that have been issued variances by the community.

ARTICLE 10-SUBDIVISIONS AND OTHER DEVELOPMENTS

169-63 General. Any subdivision proposal, including proposals for manufactured home parks and subdivisions, or other proposed new development in a flood hazard area shall be reviewed to assure that:

1. All such proposals are consistent with the need to minimize flood damage.
2. All public utilities and facilities, such as sewer, gas, electric and water systems are located and constructed to minimize or eliminate flood damage.
3. Adequate drainage is provided to reduce exposure to flood hazards; in Zones AH and AO, adequate drainage paths shall be provided to guide floodwater around and away from structures.

169-64 Subdivision requirements. Where any portion of proposed subdivisions, including manufactured home parks and subdivisions, lies within a flood hazard area, the following shall be required:

1. The flood hazard area, including floodways, coastal high hazard areas, and Coastal A Zones, and base flood

elevations, as appropriate, shall be delineated on tentative subdivision plats.

2. Residential building lots shall be provided with adequate buildable area outside the floodway.
3. The design criteria for utilities and facilities set forth in these regulations and appropriate codes shall be met.

ARTICLE 11- SITE IMPROVEMENT

169-65 Encroachment in floodways. Development, land disturbing activity, and encroachments in floodways shall not be authorized unless it has been demonstrated through hydrologic and hydraulic analyses required in accordance with Section 105.3(1) of these regulations, that the proposed encroachment will not result in any increase in the base flood level during occurrence of the base flood discharge. If Section 105.3(1) is satisfied, proposed elevation, addition, or reconstruction of a lawfully existing structure within a floodway shall also be in accordance with Section 801.2 of this ordinance and the floodway requirements of N.J.A.C. 7:13.

169-66 Prohibited in floodways. The following are prohibited activities:

1. The storage of unsecured materials is prohibited within a floodway pursuant to N.J.A.C. 7:13.
2. Fill and new structures are prohibited in floodways per N.J.A.C. 7:13.

169-67 Sewer facilities. All new and replaced sanitary sewer facilities, private sewage treatment plants (including all pumping stations and collector systems) and on-site waste disposal systems shall be designed in accordance with the New Jersey septic system regulations contained in N.J.A.C. 14A and N.J.A.C. 7:9A, the UCC Plumbing Subcode (N.J.A.C. 5:23) and Chapter 7, ASCE 24, to minimize or eliminate infiltration of floodwater into the facilities and discharge from the facilities into flood waters, or impairment of the facilities and systems.

169-68 Water facilities. All new and replacement water facilities shall be designed in accordance with the New Jersey Safe Drinking Water Act (N.J.A.C. 7:10) and the provisions of Chapter 7 ASCE 24, to minimize or eliminate infiltration of floodwater into the systems.

169-69 Storm drainage. Storm drainage shall be designed to convey the flow of surface waters to minimize or eliminate damage to persons or property.

169-70 Streets and sidewalks. Streets and sidewalks shall be designed to minimize potential for increasing or aggravating flood levels.

169-71 Limitations on placement of fill. Subject to the limitations of these regulations, fill shall be designed to be stable under conditions of flooding including rapid rise and rapid drawdown of floodwater, prolonged inundation, and protection against flood-related erosion and scour. In addition to these requirements, when intended to support buildings and structures (Zone A only), fill shall comply with the requirements of the UCC (N.J.A.C. 5:23). Proposed fill and encroachments in flood hazard areas shall comply with the flood storage displacement limitations of N.J.A.C. 7:13.

169-72 Hazardous Materials. The placement or storage of any containers holding hazardous substances in a flood hazard area is prohibited unless the provisions of N.J.A.C. 7:13 which cover the placement of hazardous substances and solid waste is met.

ARTICLE 12- MANUFACTURED HOMES

169-73 General. All manufactured homes installed in flood hazard areas shall be installed pursuant to the Nationally Preemptive Manufactured Home Construction and Safety Standards Program (24 CFR 3280).

169-74 Elevation. All new, relocated, and replacement manufactured homes to be placed or substantially improved in a flood hazard area shall be elevated such that the bottom of the frame is elevated to or above the elevation specified in Section 801.2.

169-75 Foundations. All new, relocated, and replacement manufactured homes, including substantial improvement of existing manufactured homes, shall be placed on permanent, reinforced foundations that are designed in accordance with Section R322 of the Residential Code.

169-76 Anchoring. All new, relocated, and replacement manufactured homes to be placed or substantially improved in a flood hazard area shall be installed using methods and practices which minimize flood damage and shall be securely anchored to an adequately anchored foundation system to resist flotation, collapse and lateral movement. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

169-77 Enclosures. Fully enclosed areas below elevated manufactured homes shall comply with the requirements of Section 801.2.

169-78 Protection of mechanical equipment and outside appliances. Mechanical equipment and outside appliances shall be elevated to or above the elevation of the bottom of the frame required in Section 801.2 of these regulations.

Exception. Where such equipment and appliances are designed and installed to prevent water from entering or accumulating within their components and the systems are constructed to resist hydrostatic and hydrodynamic loads and stresses, including the effects of buoyancy, during the occurrence of flooding up to the elevation required by Section 801.2, the systems and equipment shall be permitted to be located below that elevation. Electrical wiring

systems shall be permitted below the design flood elevation provided they conform to the provisions of NFPA 70 (National Electric Code).

ARTICLE 13-- RECREATIONAL VEHICLES

169-79 Placement prohibited. The placement of recreational vehicles shall not be authorized in coastal high hazard areas and in floodways.

169-80 Temporary placement. Recreational vehicles in flood hazard areas shall be fully licensed and ready for highway use and shall be placed on a site for less than 180 consecutive days.

169-81 Permanent placement. Recreational vehicles that are not fully licensed and ready for highway use, or that are to be placed on a site for more than 180 consecutive days, shall meet the requirements of Section 801.2 for habitable buildings.

ARTICLE 14- TANKS

169-82 Tanks. Underground and above-ground tanks shall be designed, constructed, installed, and anchored in accordance with ASCE 24 and N.J.A.C. 7:13.

ARTICLE 15- OTHER DEVELOPMENT AND BUILDING WORK

169-83 General requirements for other development and building work. **All development and building work, including man-made changes to improved or unimproved real estate for which specific provisions are not specified in these regulations or the Uniform Construction Code (N.J.A.C. 5:23), shall:**

1. Be located and constructed to minimize flood damage;
2. Meet the limitations of Section 105.3(1) of this ordinance when located in a regulated floodway;
3. Be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic and hydrodynamic loads, including the effects of buoyancy, during the conditions of flooding up to the Local Design Flood Elevation determined according to Section 102.3;
4. Be constructed of flood damage-resistant materials as described in ASCE 24 Chapter 5;
5. Have mechanical, plumbing, and electrical systems above the Local Design Flood Elevation determined according to Section 102.3 or meet the requirements of ASCE 24 Chapter 7 which requires that attendant utilities are located above the Local Design Flood Elevation unless the attendant utilities and equipment are:
 - i. Specifically allowed below the Local Design Flood Elevation; and
 - ii. Designed, constructed, and installed to prevent floodwaters, including any backflow through the system from entering or accumulating within the components.
6. Not exceed the flood storage displacement limitations in fluvial flood hazard areas in accordance with N.J.A.C. 7:13; and
7. Not exceed the impacts to frequency or depth of offsite flooding as required by N.J.A.C. 7:13 in floodways.

169-84 Requirements for Habitable Buildings and Structures.

- 1) Construction and Elevation in A Zones not including Coastal A Zones.
 - a. No portion of a building is located within a V Zone.
 - b. No portion of a building is located within a Coastal A Zone, unless a licensed design professional certifies that the building's foundation is designed in accordance with ASCE 24, Chapter 4.
 - c. All new construction and substantial improvement of any habitable building (as defined in Section 201) located in flood hazard areas shall have the lowest floor, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 102.3, be in conformance with ASCE 24 Chapter 7, and be confirmed by an Elevation Certificate.
 - d. All new construction and substantial improvements of non-residential structures shall:
 - i. Have the lowest floor, including basement, together with the attendant utilities (including all electrical, heating, ventilating, air-conditioning and other service equipment) and sanitary facilities, elevated to or above the Local Design Flood Elevation as determined in Section 102.3, be in conformance with ASCE 24 Chapter 7, and be confirmed by an Elevation Certificate; or
 - ii. Together with the attendant utility and sanitary facilities, be designed so that below the Local Design Flood Elevation, the structure:
 1. Meets the requirements of ASCE 24 Chapters 2 and 7; and
 2. Is constructed according to the design plans and specifications provided at permit application and signed by a licensed design professional, is certified by that individual in a Floodproofing Certificate, and is confirmed by an Elevation Certificate.

- e. All new construction and substantial improvements with fully enclosed areas below the lowest floor shall be used solely for parking of vehicles, building access, or storage in an area other than a basement and which are subject to flooding. Enclosures shall:
 - i. For habitable structures, be situated at or above the adjoining exterior grade along at least one entire exterior wall, in order to provide positive drainage of the enclosed area in accordance with N.J.A.C. 7:13; enclosures (including crawlspaces and basements) which are below grade on all sides are prohibited;
 - ii. Be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters unless the structure is non-residential and the requirements of 801.2.1(d)ii are met;
 - iii. Be constructed to meet the requirements of ASCE 24 Chapter 2;
 - iv. Have openings documented on an Elevation Certificate; and
 - v. Have documentation that a deed restriction has been obtained for the lot if the enclosure is greater than six feet in height. This deed restriction shall be recorded in the Office of the County Clerk or the Registrar of Deeds and Mortgages in which the building is located, shall conform to the requirements in N.J.A.C. 7:13, and shall be recorded within 90 days of receiving a Flood Hazard Area Control Act permit or prior to the start of any site disturbance (including pre-construction earth movement, removal of vegetation and structures, or construction of the project), whichever is sooner. Deed restrictions must explain and disclose that:
 - 1. The enclosure is likely to be inundated by floodwaters which may result in damage and/or inconvenience.
 - 2. The depth of flooding that the enclosure would experience to the Flood Hazard Area Design Flood Elevation;
 - 3. The deed restriction prohibits habitation of the enclosure and explains that converting the enclosure into a habitable area may subject the property owner to enforcement;

169-85 Garages and accessory storage structures. Garages and accessory storage structures shall be designed and constructed in accordance with the Uniform Construction Code.

169-86 Fences. Fences in floodways that have the potential to block the passage of floodwater, such as stockade fences and wire mesh fences, shall meet the requirements of Section 105.3(1) of these regulations. Pursuant to N.J.A.C. 7:13, any fence located in a floodway shall have sufficiently large openings so as not to catch debris during a flood and thereby obstruct floodwaters, such as barbed-wire, split-rail, or strand fence. A fence with little or no open area, such as a chain link, lattice, or picket fence, does not meet this requirement. Foundations for fences greater than 6 feet in height must conform with the Uniform Construction Code. Fences for pool enclosures having openings not in conformance with this section but in conformance with the Uniform Construction Code to limit climbing require a variance as described in Section 107 of this ordinance.

169-87 Retaining walls, sidewalks, and driveways. Retaining walls, sidewalks and driveways that involve placement of fill in floodways shall meet the requirements of Section 105.3(1) of these regulations and N.J.A.C. 7:13.

169-88 Swimming pools. Swimming pools shall be designed and constructed in accordance with the Uniform Construction Code. Above-ground swimming pools and below-ground swimming pools that involve placement of fill in floodways shall also meet the requirements of Section 105.3(1) of these regulations. Above-ground swimming pools are prohibited in floodways by N.J.A.C. 7:13.

169-89 Roads and watercourse crossings.

- 1. For any railroad, roadway, or parking area proposed in a flood hazard area, the travel surface shall be constructed at least one foot above the Flood Hazard Area Design Elevation in accordance with N.J.A.C. 7:13.
- 2. Roads and watercourse crossings that encroach into regulated floodways or riverine waterways with base flood elevations where floodways have not been designated, including roads, bridges, culverts, low- water crossings and similar means for vehicles or pedestrians to travel from one side of a watercourse to the other side, shall meet the requirements of Section 105.3(1) of these regulations.

ARTICLE 16-TEMPORARY STRUCTURES AND TEMPORARY STORAGE

169-90 Temporary structures. Temporary structures shall be erected for a period of less than 180 days. Temporary structures shall be anchored to prevent flotation, collapse or lateral movement resulting from hydrostatic loads, including the effects of buoyancy, during conditions of the base flood. Fully enclosed temporary structures shall have flood openings that are in accordance with ASCE 24 to allow for the automatic entry and exit of flood waters.

169-91 Temporary storage. Temporary storage includes storage of goods and materials for a period of less than 180 days. Stored materials shall not include hazardous materials.

169-92 Floodway encroachment. Temporary structures and temporary storage in floodways shall meet the requirements of Section 105.3(1) of these regulations.

ARTICLE 17- UTILITY AND MISCELLANEOUS GROUP U

- 169-93 Utility and Miscellaneous Group U.** In accordance with Section 312 of the International Building Code, Utility and Miscellaneous Group U includes buildings and structures that are accessory in character and miscellaneous structures not classified in any specific occupancy in the Building Code, including, but not limited to, agricultural buildings, aircraft hangars (accessory to a one- or two-family residence), barns, carports, communication equipment structures (gross floor area less than 1,500 sq. ft.), fences more than 6 feet (1829 mm) high, grain silos (accessory to a residential occupancy), livestock shelters, private garages, retaining walls, sheds, stables, tanks and towers.
- 169-94 Flood loads.** Utility and miscellaneous Group U buildings and structures, including substantial improvement of such buildings and structures, shall be anchored to prevent flotation, collapse or lateral movement resulting from flood loads, including the effects of buoyancy, during conditions up to the Local Design Flood Elevation as determined in Section 102.3.
- 169-95 Elevation.** Utility and miscellaneous Group U buildings and structures, including substantial improvement of such buildings and structures, shall be elevated such that the lowest floor, including basement, is elevated to or above the Local Design Flood Elevation as determined in Section 102.3 and in accordance with ASCE 24. Utility lines shall be designed and elevated in accordance with N.J.A.C. 7:13.
- 169-96 Enclosures below base flood elevation.** Fully enclosed areas below the design flood elevation shall be constructed in accordance with Section 801.2 and with ASCE 24 for new construction and substantial improvements. Existing enclosures such as a basement or crawlspace having a floor that is below grade along all adjoining exterior walls shall be abandoned, filled-in, and/or otherwise modified to conform with the requirements of N.J.A.C. 7:13 when the project has been determined to be a substantial improvement by the Floodplain Administrator.
- 169-97 Flood-damage resistant materials.** Flood-damage-resistant materials shall be used below the Local Design Flood Elevation determined in Section 102.3.
- 169-98 Protection of mechanical, plumbing, and electrical systems.** Mechanical, plumbing, and electrical systems, equipment and components, heating, ventilation, air conditioning, plumbing fixtures, duct systems, and other service equipment, shall be elevated to or above the Local Design Flood Elevation determined in Section 102.3.
- Exception:** Electrical systems, equipment and components, and heating, ventilating, air conditioning, and plumbing appliances, plumbing fixtures, duct systems, and other service equipment shall be permitted to be located below the Local Design Flood Elevation provided that they are designed and installed to prevent water from entering or accumulating within the components and to resist hydrostatic and hydrodynamic loads and stresses, including the effects of buoyancy, during the occurrence of flooding to the Local Design Flood Elevation in compliance with the flood-resistant construction requirements of ASCE 24. Electrical wiring systems shall be permitted to be located below the Local Design Flood Elevation provided they conform to the provisions of NFPA 70 (National Electric Code).

SECTION 3. SEVERABILITY.

Where any section, subsection, sentence, clause, or phrase of these regulations is, for any reason, declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the regulations as a whole, or any part thereof, other than the part so declared.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: June 9, 2022
Newspaper June 14, 2022
PUBLIC HEARING: June 22, 2022

ORDINANCE 12-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AN ORDINANCE CREATING CHAPTER 257 OF THE BOROUGH CODE ENTITLED "RENTAL PROPERTIES" REGULATING
SHORT TERM RENTALS WITHIN THE BOROUGH OF EATONTOWN**

WHEREAS, the Borough has experienced a large increase in short term rentals of residential properties given the proximity of Eatontown to the beaches along the New Jersey shoreline; and

WHEREAS, the Borough Council believes it is in the Borough's best interest to regulate specific short-term rentals activities to minimize any potential deleterious effects on other properties in the surrounding neighborhoods in which they are located; and

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that Borough Code is hereby amended to create Chapter 257 entitled "Rental Properties".

Chapter 257 entitled "Rental Properties" shall read as follows:

§257-1 Definitions.

- (a) Advertise or Advertising-Any form of solicitation, promotion, and/or communication for marketing, used to solicit, encourage, persuade, or manipulate viewers, readers, or listeners into contracting for goods and/ or services in violation of this subsection, as same may be viewed through various media including but not limited to, signs, newspapers, magazines, flyers, commercials, radio, direct mail, internet websites, or text or other electronic messages for the purpose of establishing occupancies or uses of property, for consideration, which are prohibited by this Section.
- (b) Consideration-Soliciting, charging, demanding, receiving, or accepting any legally recognized form of consideration including a promise or benefit, a quid -pro -quo, rent, fees, other form of payment, or thing of value.
- (c) Dwelling Or Dwelling Unit- A building or portion thereof, whether furnished or unfurnished, which is occupied in whole or in part, or intended, arranged, or designed to be occupied, for sleeping, dwelling, cooking, gathering, and/ or entertaining, as a residential occupancy, by or one or more persons. This definition includes a condominium, building, townhome, single-family home or portions thereof, that is offered to be used, made available for use, or is actually used for accommodations, lodging, cooking, sleeping, gathering and/or entertaining of occupants and/or guest(s), for consideration. **It specifically excludes commercial rental apartment buildings.**
- (d) Hosting Platform-A website or marketplace in whatever form, whether online or not, which facilitates Short -Term Rentals or the rental of the exterior (e. g. pool, pool area, backyard) of a residential unit through advertising, searching, match -making, or any other means, using any medium of facilitation and from which the operator of the Hosting Platform derives revenues, including but not limited to booking fees or advertising revenue, from providing or maintaining the website or marketplace.
- (e) Housekeeping Unit- Constitutes a family-type situation, involving one or more persons living together that exhibit the kind of stability, permanency, and functional lifestyle equivalent to that of a traditional family unit, as further described in the applicable reported and unreported decisions of the New Jersey Superior Court.
- (f) Occupant-Any individual using, inhabiting, living, gathering, entertaining, being entertained as a guest, or sleeping in a dwelling unit, or portion thereof, or having other permission or possessory right(s) within a Dwelling Unit.
- (g) Owner-Any Person(s) who legally use, possess, own, lease, sub -lease, or license (including an operator, principal, shareholder, director, agent, or employee, individually or collectively) one or more Dwelling Units, or who have charge, care, control, or who participates in the expenses and/or profit of a Dwelling Unit pursuant to a written or unwritten agreement, rental, lease, license, use, occupancy agreement or any other agreement.
- (h) Person-An individual, firm, corporation, association, partnership, limited liability company, association, entity, and any person(s) and/or entity(ies) acting in concert or any combination therewith.
- (i) Residential Occupancy-The use of a dwelling unit by an Occupant(s).
- (j) Short-Term Rental-A Residential Occupancy for a period of ninety (90) days or less.

§257-2 Short-term Rentals Prohibited.

- (a) It shall be unlawful for a Person or Owner to receive or obtain actual or anticipated Consideration for using, authorizing, permitting, or failing to discontinue the use of any Dwelling Unit used as a Short-Term Rental, and shall not enter into a Short-Term Rental arrangement, as defined herein, more than two-times in any twelve-month period.

- (b) It shall be unlawful for a Person or Owner to receive or obtain actual or anticipated Consideration for using, authorizing, permitting, or failing to discontinue the rental of all or a portion of the exterior of any residential property. This shall include the rental of the pool, pool area, and backyard.
- (c) There shall only be one written or oral agreement as between a Person or Owner receiving or obtaining actual or anticipated Consideration for the use of Dwelling Unit as a Short-Term Rental regardless of the number of occupants associated with each rental.
- (d) Nothing in this section prevents formation of an otherwise lawful Residential Occupancy of a Dwelling Unit for a rental period of ninety (90) days or more.
- (e) Nothing in this section shall be deemed to prohibit the lawful operation of any hotel as that term is defined in the New Jersey Hotel and Multiple Dwelling Law, N.J. S. A. 55: 13- 1, et seq.

§257-3. Permitted uses.

- (a) The Residential Occupancy of an otherwise lawful and lawfully-occupied Dwelling Unit for any number of days by any Person who is a member of the Housekeeping Unit of the Owner or a house guest(s), without consideration, is permitted.

§257-4 Advertising prohibited, hosting platform regulations.

- (a) It shall be unlawful for any Person to Advertise by any means that would be in violation of the provisions of this section.
- (b) It shall be unlawful for any Hosting Platform to undertake, maintain, authorize, aid, facilitate or Advertise any Short - Term Rentals in violation of this section.
- (c) It shall be unlawful for any Hosting Platform to undertake, maintain, authorize, aid, facilitate or Advertise all or a portion of the exterior of any residential property for rent in violation of this section.

§257-5 Violations, penalties and enforcement.

- (a) The provisions of this section shall be enforced by the Zoning Officer, Housing Officer or Borough Police as their jurisdiction may arise, including legal counsel for the Borough or other person designated by the Borough Council, to issue municipal civil infractions directing alleged violators of this section and/ or to appear in court or file civil complaints.
- (b) A violation of this section is hereby declared to be a public nuisance per se and is hereby further found and declared to be offensive to the public health, safety, and welfare.
- (c) Any Person found to have violated any provision of this section, without regard to intent or knowledge, shall be liable for **the first offense in the amount of \$500.00, second offense \$1000.00 and up to the maximum civil penalty, upon** adjudicated violation or admission, of a fine not exceeding \$2,000 per day per violation for any further violations. Each day of such violation shall be considered a new and separate violation of this section.
- (d) The penalty imposed pursuant to subsection (c) above shall be in addition to any and all other remedies that may accrue under any other law, including, but not limited to, eviction proceedings and/ other injunction, reasonable attorneys' fees or other fees and costs, in the Borough' s Municipal Court or the Superior Court of New Jersey in the vicinage of Monmouth County, or in such other Court or tribunal of competent jurisdiction, by either summary disposition or by zoning or construction code municipal process. All costs attendant to enforcement of this section shall be assessed as a lien against the subject property, enforceable and collectible in the same manner as liens for delinquent real property taxes and municipal service charges.

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: June 9, 2022
PUBLIC HEARING: June 22, 2022

ORDINANCE 13-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING CHAPTER 233, "PARKS AND PLAYGROUNDS", ARTICLE III "USE OF PARKS", SECTION 233-18 "HOURS" OF THE BOROUGH CODE, AND AMENDING CHAPTER 312, "VEHICLES AND TRAFFIC", ARTICLE II "PARKING; STOPPING OR STANDING", SECTION 312-5 "PARKING PROHIBITED DURING CERTAIN HOURS" AND ARTICLE XIV "PENALTIES", SECTION 312-29 "SPECIFIC FINES AND PENALTIES" CLARIFYING THE APPLICABLE PENALTY FOR VIOLATION OF THE NO OVERNIGHT PARKING IN PUBLIC PARKS PROHIBITION

WHEREAS, the Borough currently has enacted rules and regulations for the protection, regulation and control of the public parks owned, operated and controlled by the Borough which include the parks close at dusk; and

WHEREAS, the Borough wants to ensure that its rule and regulations concerning park use are applied in a uniform manner including the restriction of the parking of motor vehicle to the times that the parks are open; and

WHEREAS, the Borough Council adopted Ordinance 2-2022 precluding overnight parking in Borough Parks;

WHEREAS, the Borough Council seeks clarify through the adoption of a new ordinance that a violation of the overnight parking regulation is a parking violation rather than a quasi-criminal ordinance and it seeks to establish a uniform penalty for such a violation.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey that it hereby amends Chapter 233, Article III, Section 233-18 of the Borough Code entitled "Hours" as follows:

(additions are underlined deletions are ~~stricken~~):

Section 233-18 Hours

Public parks shall be open each day during the period between dawn and dusk, except that the closing time of a public park may be extended by prior permission and authorization of the governing body or the Recreation Advisory Committee for good cause. No person shall, without such permission and authorization, enter into or remain in a public park except during the hours the park is open to the general public. ~~No vehicle shall be parked in any parking lot connected to any public park before dawn or after dusk.~~

BE IT FURTHER ORDAINED THAT Chapter 312, "Vehicles and Traffic", Article II "Parking; Stopping or Standing", Section 312-5 "Parking Prohibited During Certain Hours" and Article XIV "Penalties", Section 312-29 "Specific Fines and Penalties" is hereby amended as follows:

Section 312-5 Parking Prohibited During Certain Hours

- A. No person shall park a vehicle between the hours specified in Schedule II (§ ~~312-33~~) of any day (except Sundays and public holidays) upon any of the streets or parts of streets described in said Schedule II attached to and made a part of this Part 1.
- B. No vehicle shall be parked in any parking lot connected to any public park before dawn or after dusk.

Section 312-29 Specific Fines and Penalties

<u>§312-5 (a)</u>	<u>Parking Prohibited During Certain Hours</u>	<u>\$29</u>
<u>§312-5 (b)</u>	<u>No Parking in Public Park Parking Lot</u>	<u>\$48</u>

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: June 9, 2022

PUBLIC HEARING: June 22, 2022

RESOLUTION 143-2022

BOROUGH OF EATONTOWN COUNTY OF MONMOUTH, STATE OF NEW JERSEY

AUTHORIZING THE AWARD OF A CONTRACT TO PROVIDE POLICE OFF-DUTY DETAIL MANAGEMENT SYSTEM SERVICES

WHEREAS, the Borough of Eatontown (the “Borough”) has authorized the acceptance of proposals for the award of a contract for the provision of police off-duty detail management system services in accordance with New Jersey’s Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.); and

WHEREAS, the Borough received three (3) proposals in compliance with the Local Public Contracts Law all of which would not result in any direct financial cost to the Borough or the Eatontown Borough Police Department; from the following Proposers as follows:

- 1 Hart Halsey C d/b/a/ Extra Duty Solutions (“Extra Duty Solutions”), whose office is located at 101 Merritt Boulevard, Suite 209, Trumbull, Connecticut 06611; and
- 2 Off Duty Management, 1906 Avenue D, #200,, Katy, TX 77493I and
- 3 Visual Computer Solutions, Inc. 4400 Route 9 South, Suite 3500, Freehold, NJ 07728

WHEREAS, the Police Department reviewed the proposals and has determined that Off Duty Management is the most advantageous and responsible proposal both to the Borough and to entities to which the Police Department personnel provide off-duty services and the Borough Attorney has reviewed Extra Duty Solutions’ proposal and finds it to be legally acceptable; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough to award the contract for the provision of police off-duty detail management system services to Off Duty Management as recommended by the Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that the Borough Council hereby authorizes the award of a three-year contract, in a form approved by the Borough Attorney, to Off Duty Management for the provision of police off-duty detail management system services pursuant to the terms as further set forth within Off Duty Management proposal and the Borough bid specifications incorporated herein; and

BE IF FURTHER RESOLVED that the Chief Financial Officer has executed a Certification of Funds which is on file with the Borough Clerk and which indicates that sufficient funds are available for said contract in the account delineated within the Certification of Funds; and

BE IT FURTHER RESOLVED, that a certified copy of the Resolution be provided to each of the following:

1. Off Duty Management.
2. William P. Lucia, III, Police Chief and Borough Administrator
3. Julie Martin, Borough Clerk, Qualified Purchasing Agent
4. Dena Amodea, Borough CFO
5. Andrew Bayer, Borough Attorney

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on June 2200000000, 2022.
Council President Gonzalez							
Councilmember Story							
Councilmember Olsavsky							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Mayor Talerico							Julie Martin, RMC, Borough Clerk

P.O. Type: All
Range: First to Last
Format: Detail without Line Item Notes

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor #	Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First	Rcvd	Chk/Void	1099
Item Description	Amount	Charge Account	Acct Type	Description	Enc Date	Date	Date	Invoice	Excl		
AMER004 AMERICAN WEAR											
22-00823	03/30/22 OPEN FOR 2022		B								
6	REGULAR CLEANING 5/3/22	87.28	2-01-26-351-000-232	B UNIFORMS & MAINTENANCE	R	03/30/22	06/14/22	938157		N	
7	REGULAR CLEANING 5/10/22	87.28	2-01-26-351-000-232	B UNIFORMS & MAINTENANCE	R	03/30/22	06/14/22	940486		N	
8	REGULAR CLEANING 5/17/22	87.28	2-01-26-351-000-232	B UNIFORMS & MAINTENANCE	R	03/30/22	06/14/22	942846		N	
9	REGULAR CLEANING 5/24/22	97.28	2-01-26-351-000-232	B UNIFORMS & MAINTENANCE	R	03/30/22	06/14/22	945171		N	
		359.12									
22-00871	04/07/22 2022 UNIFORMS										
1	2022 UNIFORMS	5,001.34	2-01-26-351-000-232	B UNIFORMS & MAINTENANCE	R	04/07/22	06/14/22	S164761		N	
Vendor Total:		5,360.46									
AMERI001 AMERIFLEX BUSINESS SOLUTIONS											
22-01333	06/09/22 FSA/COBRA ADMIN FEE JUNE 2022										
1	FSA/COBRA ADMIN FEE JUNE 2022	50.00	2-01-23-221-000-382	B EMPLOYEE OTHER	R	06/09/22	06/15/22	531371		N	
2	FSA/COBRA ADMIN FEE JUNE 2022	65.00	2-01-23-221-000-382	B EMPLOYEE OTHER	R	06/09/22	06/15/22	531371		N	
		115.00									
Vendor Total:		115.00									
ANT002 GENE J. ANTHONY, ESQ.											
22-01296	06/06/22 GENERAL CLOSING MATTERS										
1	GENERAL CLOSING MATTERS	177.60	2-01-20-155-000-227	B SERVICES/LEGAL COSTS/OTHE	R	06/06/22	06/16/22	20814		N	
Vendor Total:		177.60									
AOC001 ALLIED OIL LLC.											
22-01218	05/24/22 SUPER RFG 93 GAS										
1	SUPER RFG 93 GAS	10,831.75	2-01-26-351-000-274	B FUEL MOTOR VEH GASOLING & OIL	R	05/24/22	06/14/22	17426594		N	

Vendor #	Name											
PO #	PO Date	Description	Contract	PO Type		First	Rcvd	Chk/Void		1099		
Item	Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl	
AOC001	ALLIED OIL LLC.	Continued										
22-01218	05/24/22	SUPER RFG 93 GAS	Continued									
2	FEDERAL LUST	2.51	2-01-26-351-000-274	B	FUEL MOTOR VEH GASOLING & OIL	R	05/24/22	06/14/22		17426594	N	
		10,834.26										
Vendor Total:		10,834.26										
APP002	GANNETT NJ NEWSPAPERS											
22-00876	04/07/22	Legal Notices										
1	Adopt 06 - Electric Vehicles	10.56	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	04/07/22	06/13/22		AD#0005238788	N	
2	Adopt 07 - Est. CAP Bank	8.80	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	04/08/22	06/13/22		0005258476	N	
3	Rent Leveling Hearing 5/26	14.96	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	04/25/22	06/13/22		AD#:0005232576	N	
4	Intro 08 - REC Fees	62.48	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	05/11/22	06/13/22		AD#:0005258521	N	
5	Intro 09 - False Alarms	68.64	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	05/11/22	06/13/22		AD#:0005258551	N	
6	Adopt 08 - REC Fees	10.56	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	05/11/22	06/13/22		AD#:0005277091	N	
7	Adopt 09 - Fire Alarm/Nusiance	9.68	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	05/11/22	06/13/22		AD#:0005277100	N	
8	Notice of Auction	59.40	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	05/11/22	06/13/22		AD#:0005277156	N	
9	Intro 10 - Land Use Fees	253.44	2-01-20-125-000-221	B	ADVERTISING OF LEGALS	R	05/11/22	06/13/22		AD#:0005277198	N	
		498.52										
Vendor Total:		498.52										
ASB001	ASBURY PARK PRESS, INC.											
22-01280	06/06/22	PB 5.2.22 cancel										
1	PB 5.2.22 cancel	44.24	2-01-21-119-000-241	B	MEETING EXPENSE	R	06/06/22	06/13/22		5235782	N	
2	PB 5.16.22 cancel	44.24	2-01-21-119-000-241	B	MEETING EXPENSE	R	06/06/22	06/13/22		5254952	N	
3	PB 6.6.22 cancel	45.12	2-01-21-119-000-241	B	MEETING EXPENSE	R	06/06/22	06/13/22		5281328	N	
4	ZB 4.11.22 cancel	42.92	2-01-21-119-000-241	B	MEETING EXPENSE	R	06/06/22	06/13/22		5209830	N	
		176.52										
Vendor Total:		176.52										
ASFI001	ATLANTIC SECURITY & FIRE, INC.											
22-00933	04/14/22											
1	80 Acres Park inspection	180.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N	
2	47 Broad Street inspection	1,260.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N	
3	68 Broad Street inspection	180.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N	
4	72 Broad Street inspection	180.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N	

Vendor #	Name											
PO #	PO Date	Description	Amount	Contract Charge Account	PO Type Acct	Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
ASFI001	ATLANTIC SECURITY & FIRE, INC.		Continued									
22-00933	04/14/22			Continued								
5	45	Broad Street inspection	276.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N
6	75	Broad Street inspection	180.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N
7	33	Broad Street inspection	180.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	04/14/22	06/20/22		129257	N
			2,436.00									
22-01211	05/23/22											
1	68	Broad St monitoring	96.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/23/22	06/14/22		130578	N
2	68	Broad St maintenance	30.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/23/22	06/14/22		130578	N
3	72	Broad St monitoring	96.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/23/22	06/14/22		130578	N
4	72	Broad St maintenance	30.00	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/23/22	06/14/22		130578	N
			252.00									
Vendor Total:			2,688.00									
ATS001	ATLANTIC TREE EXPERTS CO.											
22-01193	05/20/22	62 REYNOLDS DRIVE-TRIM&REMOVE										
1	62	REYNOLDS DRIVE-TRIM&REMOVE	1,275.00	2-01-26-351-000-361	B	TREE MAINTENANCE	R	05/20/22	06/16/22		62 REYNOLDS	N
Vendor Total:			1,275.00									
ATTM002	AT&T MOBILITY - 287306454448											
22-01390	06/17/22	PUBLIC WORKS WIRELESS USAGE										
1	DPW WIRELESS	287306454448	968.10	2-01-31-244-000-277	B	CELLULAR TELEPHONE	R	06/17/22	06/20/22			N
2	DPW WIRELESS	287306454448	483.85	2-01-31-244-000-277	B	CELLULAR TELEPHONE	R	06/17/22	06/20/22		x06132022	N
			1,451.95									
Vendor Total:			1,451.95									
ATTM003	AT&T MOBILE 287306454309											
22-01391	06/17/22	BORO/POLICE WIRELESS USAGE										
1	BORO/POLICE	287306454309	2,452.45	2-01-31-244-000-277	B	CELLULAR TELEPHONE	R	06/17/22	06/20/22		309x06132022	N
Vendor Total:			2,452.45									

June 21, 2022
10:21 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 4

Vendor # Name		Contract PO Type		First Rcvd		Chk/Void	1099	
PO #	PO Date Description	Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date Date	Date Invoice	Exc
Item Description								
AUTO001 AUTO PARTS CENTER								
22-00187	01/20/22 OPEN FOR GAS & OILS		B					
4	BRACLEEN	107.64	2-01-26-351-000-274	B FUEL MOTOR VEH GASOLING & OIL	R	01/20/22 06/13/22	427954	N
22-00773	03/28/22 OPEN FOR 2022		B					
10	AIR FIL	36.94	2-01-26-351-000-225	B MAINTENANCE OF VEHICLES	R	03/28/22 06/14/22	437064	N
11	CAB FIL	38.20	2-01-26-351-000-225	B MAINTENANCE OF VEHICLES	R	03/28/22 06/14/22	437064	N
		75.14						
Vendor Total:		182.78						
AVAKL001 LEON AVAKIAN, INC								
22-01273	06/03/22 GENERAL PLANNING 2-5/2022							
1	GENERAL PLANNING 2-5/2022	930.00	2-01-20-165-000-328	B SERVICES - PROF - OTHER	R	06/03/22 06/15/22	17928	N
2	GENERAL PLANNING MARCH 2022	387.50	2-01-20-165-000-328	B SERVICES - PROF - OTHER	R	06/03/22 06/15/22	17654	N
3	MON PLAZA ESCROW #1525	930.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17927	N
4	MON PLAZA ESCROW #1525	542.50	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17653	N
5	PARKER ROAD ESCROW #1503	387.50	2-01-20-165-000-328	B SERVICES - PROF - OTHER	R	06/03/22 06/15/22	17929	N
6	MM GARAGE ESCROW #1522	155.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17656	N
7	SHAARE TEFILAH ESCROW #1487	930.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17652	N
8	SHAARE TEFILAH ESCROW #1487	155.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17930	N
9	260 IWW ESCROW #1521	155.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17931	N
10	260 IWW ESCROW #1521	155.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17655	N
11	EATONTOWN INV ESCROW #1527	155.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/03/22 06/15/22	17657	N
12	GAETANO ESCROW #1515	465.00	2-01-20-165-000-328	B SERVICES - PROF - OTHER	R	06/03/22 06/15/22	17750	N
		5,347.50						
22-01309	06/07/22 PARKER ROAD ESCROW #1503							
1	PARKER ROAD ESCROW #1503	115.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/07/22 06/14/22	17658	N
Vendor Total:		5,462.50						
BAND001 BANDAG, INC								
22-01210	05/23/22 LOW BOY TRAILER							
1	BANDAG BTL-SA	1,031.04	2-01-26-351-000-341	B TIRES & BATTERIES	R	05/23/22 06/16/22	40229477	N
2	GRADE A CASINGS	270.00	2-01-26-351-000-341	B TIRES & BATTERIES	R	05/23/22 06/16/22	40229477	N
3	RIM REFINISHING	231.48	2-01-26-351-000-341	B TIRES & BATTERIES	R	05/23/22 06/16/22	40229477	N
4	MEDIUM TRUCK VALVE	38.70	2-01-26-351-000-341	B TIRES & BATTERIES	R	05/23/22 06/16/22	40229477	N

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Item Description		Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl		
BAND001 BANDAG, INC Continued												
22-01210	05/23/22	LOW BOY TRAILER	Continued									
5 MOUNT & DISMOUNT MEDIUM RIM		96.00	2-01-26-351-000-341	B TIRES & BATTERIES	R	05/23/22	06/16/22		40229477	N		
		1,667.22										
Vendor Total:		1,667.22										
BBBA001 BROWN & BROWN BENEFITS ADV.												
22-01313	06/08/22	JULY 2022 CONSULTING FEE										
1 JULY 2022 CONSULTING FEE		1,500.00	2-01-23-221-000-382	B EMPLOYEE OTHER	R	06/08/22	06/15/22		126643	N		
Vendor Total:		1,500.00										
BOE001 EATONTOWN BOARD OF EDUCATION												
22-01372	06/14/22	TAX LEVY JULY 2022										
1 TAX LEVY JULY 2022		1,396,189.50	2-01-55-207-000-000	B LOCAL SCHOOL TAXES PAYABLE	R	06/14/22	06/14/22		JULY 2022	N		
2 TAX LEVY JULY 2022		637,139.00	2-01-55-207-000-000	B LOCAL SCHOOL TAXES PAYABLE	R	06/14/22	06/14/22		JULY 2022	N		
		2,033,328.50										
Vendor Total:		2,033,328.50										
BRACH006 BRACH EICHLER, LLC												
22-01167	05/19/22	2ND 1/2 APPEAL REFUND										
1 2ND 1/2 APPEAL REFUND		11,300.75	2-01-55-205-275-000	B RESERVE FOR TAX APPEALS	R	05/19/22	06/16/22			N		
Vendor Total:		11,300.75										
BRYM001 BRYAN MULHOLLAND												
22-00662	03/15/22	2022 FBI Academy Reimbursement	B									
2 Perpetural Panel 9 plate		350.00	2-01-25-240-000-242	B TRAINING & TUITION	R	03/15/22	06/16/22		1864	N		
Vendor Total:		350.00										
CAG001 CLEARY GIACOBBE ALFIERI & JACO												
22-01332	06/09/22	BORO MUNICIPAL PROSECUTOR										
1 MUNICIPAL PROSECUTOR-JUNE 2022		3,000.00	2-01-25-275-000-327	B MUNICIPAL PROSECUTOR	R	06/09/22	06/15/22		JUNE 2022	N		

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Item Description			Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date	Date		Date Invoice	Excl
CAG001	CLEARY GIACOBBE ALFIERI & JACO	Continued									
22-01366	06/13/22	MAY 2022 SERVICES									
1 MAY 2022 SERVICES			958.80	2-01-20-155-000-227	B SERVICES/LEGAL COSTS/OTHE	R	06/13/22	06/20/22		108671	N
Vendor Total:			3,958.80								
COMC004	COMCAST										
22-01347	06/10/22	POLICE ONLINE BUSINESS ACCOUNT									
1 POLICE ONLINE 8499052150152058			195.97	2-01-25-240-000-226	B MAINT MACHINES & EQUIPMEN	R	06/10/22	06/15/22		052150152058	N
Vendor Total:											
22-01389	06/17/22	BORO LIBRARY ONLINE ACCT									
1 LIBRARY ACCT 8499052150112946			108.35	2-01-31-244-000-377	B CDPD/ACCESS CHARGES	R	06/17/22	06/20/22		052150112946	N
Vendor Total:			304.32								
CORI001	CORINNE DICORCIA										
22-01312	06/07/22	'22 Primary Mileage									
1 2022 Primary Mileage			17.55	2-01-20-122-000-249	B MISCELLANEOUS	R	06/07/22	06/13/22		060722 ELECTION	N
Vendor Total:			17.55								
DD001	D&D GLASS										
22-01344	06/10/22										
1 safety glass			40.00	2-01-26-310-000-224	B MAINTENANCE OF BUILDINGS	R	06/10/22	06/20/22		2013-2945	N
Vendor Total:			40.00								
DELAG01	DE LAGE LANDEN FINANCIAL INC										
22-01338	06/09/22	CONSTRUCTION COPIER LEASE									
1 CONSTRUCTION COPIER #25479283			257.14	2-01-20-114-000-345	B RENTAL OF MACHINES/EQUIP	R	06/09/22	06/20/22		76536443	N
Vendor Total:			257.14								
DORN001	FRED DORNER										
22-01320	06/09/22										
1 Eyeglass reimbursement			209.98	2-01-23-221-000-385	B EMPLOYEE EYEGLASS PROGRAM	R	06/09/22	06/20/22		3299377	N

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PO #	PO Date	Description	Contract	PO Type		First	Rcvd	Chk/Void		1099		
Item Description		Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl		
DORN001	FRED DORNER		Continued									
22-01320	06/09/22		Continued									
2 Eyeglass reimbursement		235.98	2-01-23-221-000-385	B EMPLOYEE EYEGLOSS PROGRAM	R	06/09/22	06/20/22		3299477		N	
		445.96										
	Vendor Total:	445.96										
ECLE001	EAST COAST LIGHTING & ENERGY L											
01-01271	06/02/20											
1 Mount control panel		65.00	C-04-18-999-000-001	B REALLOCATE ACQ/REPAIR MACH & EQUIP	R	06/02/20	06/20/22		1017 6/2/2020		N	
2 Control wire to air pressure s		125.00	C-04-18-999-000-001	B REALLOCATE ACQ/REPAIR MACH & EQUIP	R	06/02/20	06/20/22		1017 6/2/2020		N	
3 Hi Temperature limit wired		60.00	C-04-18-999-000-001	B REALLOCATE ACQ/REPAIR MACH & EQUIP	R	06/02/20	06/20/22		1017 6/2/2020		N	
4 Lo oil sensor wired		60.00	C-04-18-999-000-001	B REALLOCATE ACQ/REPAIR MACH & EQUIP	R	06/02/20	06/20/22		1017 6/2/2020		N	
5 New receptacle		150.00	C-04-18-999-000-001	B REALLOCATE ACQ/REPAIR MACH & EQUIP	R	06/02/20	06/20/22		1017 6/2/2020		N	
		460.00										
	Vendor Total:	460.00										
EDSON01	DREW EDSON											
22-01321	06/09/22											
1 BOOT REIMBURSEMENT		155.00	2-01-26-351-000-232	B UNIFORMS & MAINTENANCE	R	06/09/22	06/20/22				N	
	Vendor Total:	155.00										
EDW001	EDWARDS TIRE CO.INC.											
22-00656	03/15/22		B									
3 ENDURANCE TRAILER BSW E 10 PLY		363.96	2-01-26-351-000-341	B TIRES & BATTERIES	R	03/15/22	06/14/22		206854		N	
5 FLAT REPAIR MED TRUCK ON/OFF		34.95	2-01-26-351-000-341	B TIRES & BATTERIES	R	03/15/22	06/14/22		208537		N	
		398.91										
	Vendor Total:	398.91										
FOO001	SAKER SHOPRITES, INC.											
22-01084	05/09/22											
1 PRESCHOOL MAY SNACKS		88.61	2-01-28-376-000-367	B MEALS/FOOD@PRGMS/VOLUNTRS	R	05/09/22	06/16/22		6/2/2022		N	
22-01085	05/09/22											
1 AFTERCARE MAY SNACKS		254.19	2-01-28-376-000-367	B MEALS/FOOD@PRGMS/VOLUNTRS	R	05/09/22	06/16/22		6/2/2022		N	

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FO0001 SAKER SHOPRITES, INC. Continued											
22-01086	05/09/22	PRESCHOOL JUNE SNACKS									
1	PRESCHOOL JUNE SNACKS	73.15	2-01-28-376-000-367	B	MEALS/FOOD@PRGMS/VOLUNTRS	R	05/09/22	06/20/22		6/9/22 COMCTR	N
22-01189	05/19/22	MUNICIPAL ALLIANCE SUPPLES									
1	MUNICIPAL ALLIANCE SUPPLES	156.61	G-02-21-715-000-002	B	MUNICIPAL ALLIANCE	R	05/19/22	06/20/22		6/7/22	N
22-01219	05/24/22	COMMUNITY GARDEN SUPPLIES									
1	COMMUNITY GARDEN SUPPLIES	33.00	2-01-27-335-002-236	B	OFFICE SUPPLIES	R	05/24/22	06/16/22		6/7/2022	N
Vendor Total:		605.56									
FSS002 FIRE & SAFETY SERVICES, LTD											
22-01133	05/16/22	FIRE DEPT REPAIRS LADDER 11-91									
1	INSPECT:DOOR OPEN ACTIVATION	139.22	2-01-25-255-000-225	B	MAINTENANCE OF VEHICLES	R	05/16/22	06/14/22		SI22-0685	N
2	DISCHARGE VALVE STUCK	434.67	2-01-25-255-000-225	B	MAINTENANCE OF VEHICLES	R	05/16/22	06/14/22		SI22-0685	N
3	DISCHARGE VALVE LEAKS	382.11	2-01-25-255-000-225	B	MAINTENANCE OF VEHICLES	R	05/16/22	06/14/22		SI22-0685	N
		956.00									
Vendor Total:		956.00									
GAGL001 GAGLIANO & COMPANY											
22-01060	05/04/22	Professional Services Rendered									
1	Professional Services Rendered	1,500.00	2-01-20-115-000-328	B	SERVICES - PROF - OTHER	R	05/04/22	06/20/22		2020-046-08	N
Vendor Total:		1,500.00									
GEN001 GENERAL CODE PUBLISHERS CORP.											
22-01326	06/09/22	New 4th Edition Amended 9/2021									
1	New 4th Edition Amended 9/2021	170.00	2-01-20-112-000-242	B	TRAINING & TUITION	R	06/09/22	06/20/22			N
Vendor Total:		170.00									
GENAC001 BOROUGH OF EATONTOWN GENERAL A											
22-01244	05/27/22	POLICE O/S DETAIL 6-10-22									
1	POLICE O/S DETAIL 6-10-22	260.00	T-15-00-100-000-005	B	POLICE O/S O/T	R	05/27/22	06/13/22			N

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Item	Description	Amount	Charge	Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date Invoice	Excl
GWL001 GEORGE WALL LINCOLN MERCURY,IN											
22-00772	03/28/22 OPEN FOR 2022			B							
11 DPW#31	HOSE ASY	68.05	2-01-26-351-000-225	B	MAINTENANCE OF VEHICLES	R	03/28/22	06/20/22	217948 FOW G	N	
12 DPW#31	PUMP ASY - POW	151.52	2-01-26-351-000-225	B	MAINTENANCE OF VEHICLES	R	03/28/22	06/20/22	217948 FOW G	N	
13 DPW#31	CORE PRICE	75.00	2-01-26-351-000-225	B	MAINTENANCE OF VEHICLES	R	03/28/22	06/20/22	217948 FOW G	N	
14 DPW#71	HUB AND BEARIN	423.34	2-01-26-351-000-225	B	MAINTENANCE OF VEHICLES	R	03/28/22	06/20/22	218137 FOW G	N	
15 DPW#71	SHIELD - SPLAS	27.08	2-01-26-351-000-225	B	MAINTENANCE OF VEHICLES	R	03/28/22	06/20/22	218137 FOW G	N	
		744.99									
Vendor Total:		744.99									
HEYERGRU HEYER GRUEL & ASSOCIATES,PA											
22-01271	06/03/22 CARADAM, LLC										
1 CARADAM, LLC		1,500.00	T-17-00-100-000-001	B	RESERVE FOR DEVELOPERS ESCROW	R	06/03/22	06/20/22	38473	N	
Vendor Total:		1,500.00									
HOMED01 HOME DEPOT/6035322538819545											
22-01105	05/12/22 OPEN FOR 2022			B							
2 6x6 8FT #2 PT GC		53.36	2-01-26-351-000-332	B	GROUND MAINTENANCE	R	05/12/22	06/13/22	5/31/2022	N	
3 6x6 8FT #2 PT GC		800.40	2-01-26-351-000-332	B	GROUND MAINTENANCE	R	05/12/22	06/13/22		N	
4 1/2"x4' #4 REBAR		59.70	2-01-26-351-000-332	B	GROUND MAINTENANCE	R	05/12/22	06/13/22		N	
		913.46									
Vendor Total:		913.46									
IMA003 MARCO TECHNOLOGIES, LLC											
22-01200	05/20/22 POLICE/CONSTRUCT OVERAGE COPY										
1 POLICE/CONSTRUCT OVERAGE COPY		417.51	2-01-20-114-000-226	B	MAINT MACHINES & EQUIPMEN	R	05/20/22	06/16/22	INV9941073	N	
Vendor Total:		417.51									
JERS001 JCP&L											
22-01361	06/13/22 BORO STREET LIGHTING USAGE										
1 GRANT AVE 100066100619		5.94	2-01-31-435-000-275	B	STREET LIGHTING	R	06/13/22	06/16/22	100066100619	N	
2 GRANT/RICHARDSON 100063296543		19.36	2-01-31-435-000-275	B	STREET LIGHTING	R	06/13/22	06/16/22	100063296543	N	
		25.30									

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Item	Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl	
JERS001	JCP&L	Continued										
22-01383	06/16/22	BORO STREET LIGHTING USUAGE										
1	TRAFFIC/INDUSTRIAL	100075677425	61.99	2-01-31-435-000-275	B STREET LIGHTING	R	06/16/22	06/20/22		100075677425	N	
22-01395	06/17/22	BORO STREETLIGHTING USUAGE										
1	MARILYNN CT	100065146332	67.52	2-01-31-435-000-275	B STREET LIGHTING	R	06/17/22	06/20/22		100065146332	N	
Vendor Total:		154.81										
JFWLL001	JOSEPH FAZZIO-HOWELL LLC											
22-00615	03/09/22	OPEN FOR 2022		B								
10	DUCTILE CAST IRON EYE 3" EYE ID	44.96	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20358461	N	
11	3/16" WIRE DIAMETER 4-3/16 OVE	4.14	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20358461	N	
12	SS NBW & METRIC NBW	1.20	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20358461	N	
13	NUTS, BOLTSS, WASHERS, SPACER	3.79	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20358461	N	
15	1/2" CLEVIS SLIP HOOK G70	47.84	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20360828	N	
16	ORANGE NITRIL EXAM GLOVE XL	65.91	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20360828	N	
17	BLUE SYNTHETIC NITRIL GLOVE L	12.96	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20360828	N	
18	.035" ER70S-6 33LB SPOOL	79.97	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20360828	N	
19	.045" ER70S-6 44LB SPOOL	99.97	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20360828	N	
20	7LB ROUGHNK POSTHLE DIG	29.96	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	03/09/22	06/13/22		20360828	N	
		390.70										
Vendor Total:		390.70										
JSPOT01	JOHNNY ON THE SPOT, LLC											
22-00036	01/06/22	OPEN FOR 2022		B								
6	STANDARD TEMP RESTROOM SERVICE	94.50	2-01-26-351-000-249		B MISCELLANEOUS	R	01/06/22	06/13/22		0006454075	N	
Vendor Total:		94.50										
JULIE001	JULIE MARTIN											
22-01310	06/07/22	'22 Primary Mileage										
1	2022 Primary Mileage	17.55	2-01-20-122-000-249		B MISCELLANEOUS	R	06/07/22	06/20/22		060722PRIMARY	N	

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PO #	PO Date	Description	Contract Amount	PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl	
JULIE001	JULIE MARTIN		Continued									
22-01310	06/07/22	'22 Primary Mileage		Continued								
2	Primary Dinner		14.87	2-01-20-122-000-249	B MISCELLANEOUS	R	06/07/22	06/20/22		060722PRIMARY	N	
			32.42									
	Vendor Total:		32.42									
KBS001	K.B.D. SUPPLY LLC											
22-01266	06/03/22											
1	GENWRT800 roll towel		261.60	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
2	BWK6180 toilet tissue		58.56	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
3	WIN202 jumbo toilet tissue		223.04	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
4	GPC28124 center pull towels		272.94	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
5	BWK6277 roll towels		94.72	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
6	GENCF2400 C fold towels		35.97	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
7	AMR1038801 toilet bowl cleaner		327.50	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
8	VGPCPFGXL xl vinyl gloves		95.00	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
9	IBSS242808N small bags		115.30	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
10	IBSVALH4348N16 large bags		67.49	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
11	SJN696503 glass cleaner		63.56	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
12	BR190009oCT odor eliminator		43.30	2-01-26-310-000-235	B CLEANING SUPPLIES	R	06/03/22	06/20/22		PH294066	N	
			1,658.98									
	Vendor Total:		1,658.98									
KEPWE005	KEPWEL SPRING WATER CO, INC											
22-00020	01/06/22			B								
9	May 9 pick up		27.50	2-01-26-310-000-224	B MAINTENANCE OF BUILDINGS	R	01/06/22	06/20/22		481236	N	
10	May 27 pick up		27.50	2-01-26-310-000-224	B MAINTENANCE OF BUILDINGS	R	01/06/22	06/20/22		482200	N	
			55.00									
	Vendor Total:		55.00									
LUCI001	WILLIAM LUCIA											
22-01276	06/06/22	REIMBURSEMENT FOR ZOOM VIDEO										
1	REIMBURSEMENT FOR ZOOM VIDEO		213.14	2-01-20-100-000-333	B FEES & LICENSES	R	06/06/22	06/13/22		151560971	N	
	Vendor Total:		213.14									

Vendor # Name												
PO #	PO Date	Description	Contract	PO Type			First	Rcvd	Chk/Void		1099	
Item	Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl	
MAZ003 MAZZA RECYCLING SERVICES INC												
22-00039 01/06/22 OPEN FOR 2022 B												
4	INBOUND RECYCLING	573.94	2-01-26-351-000-279	B	TIPPING FEES	R	01/06/22	06/15/22		0000452325	N	
5	INBOUND RECYCLING	215.21	2-01-26-351-000-279	B	TIPPING FEES	R	01/06/22	06/15/22		0000464284	N	
6	COMMINGLED INBOUND	419.61	2-01-26-351-000-279	B	TIPPING FEES	R	01/06/22	06/13/22		0000491865	N	
		1,208.76										
22-01144 05/17/22 FEBRUARY BULKY WASTE												
1	FEBRUARY BULKY WASTE	858.61	2-01-26-351-000-279	B	TIPPING FEES	R	05/17/22	06/15/22		0000452388	N	
2	MARCH BULKY WASTE	7,387.89	2-01-26-351-000-279	B	TIPPING FEES	R	05/17/22	06/15/22		0000464330	N	
3	APRIL BULKY WASTE	5,681.51	2-01-26-351-000-279	B	TIPPING FEES	R	05/17/22	06/15/22		0000479047	N	
		13,928.01										
22-01268 06/03/22 MAY 2022 BULKY WASTE												
1	MAY 2022 BULKY WASTE	5,211.24	2-01-26-351-000-279	B	TIPPING FEES	R	06/03/22	06/13/22		0000492774	N	
Vendor Total:		20,348.01										
MCMAS005 MCMASTER CARR SUPPLY COMPANY												
22-01223 05/25/22												
1	RH Brass screws #4x3/4	12.20	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/25/22	06/20/22		78775729	N	
2	RH Brass screws #10x 1 1/2	15.86	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/25/22	06/20/22		78775729	N	
3	RH Brass screws #6x1	12.07	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/25/22	06/20/22		78775729	N	
4	Brass eyebolts #112	15.43	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/25/22	06/20/22		78775729	N	
5	Shipping	7.75	2-01-26-310-000-224	B	MAINTENANCE OF BUILDINGS	R	05/25/22	06/20/22		78775729	N	
		63.31										
Vendor Total:		63.31										
MICHA010 MICHAEL HREHA												
22-01324 06/09/22 M HREHA CELL PHONE REIMBUR												
1	M HREHA CELL PHONE REIMBUR	90.00	2-01-25-265-000-226	B	MAINT MACHINES & EQUIPMEN	R	06/09/22	06/20/22			N	
Vendor Total:		90.00										

Vendor #	Name	PO #	PO Date	Description	Amount	Contract Charge	PO Type Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
MIDAT001	MID ATLANTIC TRUCK CENTRE, INC	22-00994	04/25/22	OPEN FOR 2022			B							
		2		GEAR ASM STEERING REMANS	1,599.06	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	04/25/22	06/14/22		x403070782:01	N
	Vendor Total:				1,599.06									
MON002	MONMOUTH BUILDING CENTER	22-00460	02/16/22	OPEN FOR 2022			B							
		36		2 1/2" FLAT SASH PAINT BRUSH	14.38	2-01-26-351-000-332		B GROUND MAINTENANCE	R	02/16/22	06/14/22		608596	N
		22-01048	05/03/22	OPEN FOR TIP TRAILER			B							
		2		2x6-16 TREATED YP GROUND CONTA	315.14	2-01-26-351-000-226		B MAINT MACHINES & EQUIPMEN	R	05/03/22	06/14/22		608597	N
	Vendor Total:				329.52									
MRH00L	MONMOUTH REGIONAL H.S. BD. OF	22-01373	06/14/22	TAX LEVY JULY 2022										
		1		TAX LEVY JULY 2022	843,146.50	2-01-55-206-000-000		B REGIONAL SCHOOL TAXES PAYABLE	R	06/14/22	06/14/22		JULY 2022	N
		2		DEBT SERVICE JULY 2022	381,538.50	2-01-55-206-000-000		B REGIONAL SCHOOL TAXES PAYABLE	R	06/14/22	06/14/22		JULY 2022	N
					1,224,685.00									
	Vendor Total:				1,224,685.00									
MUSKY001	MUSKY TROUT HATCHERY	22-01128	05/16/22	WAMPUM POND FISH STOCK										
		1		WAMPUM POND FISH STOCK	3,000.00	2-01-28-375-000-368		B SPECIAL PROGRAMS	R	05/16/22	06/16/22		14325	N
	Vendor Total:				3,000.00									
NINA001	NINA BERNARDO	22-01311	06/07/22	'22 Primary Mileage										
		1		'22 Primary Mileage	17.55	2-01-20-122-000-249		B MISCELLANEOUS	R	06/07/22	06/13/22		060722 ELECTION	N
	Vendor Total:				17.55									
NJAWC001	NEW JERSEY AMERICAN WATER	22-01384	06/16/22	BORO MONTHLY WATER USAGE										
		1		17 WEST 2-B 1018210026936083	167.54	2-01-31-445-000-272		B WATER	R	06/16/22	06/20/22		210026936083	N

Vendor # Name						
PO #	PO Date	Description	Contract	PO Type		
Item Description	Amount	Charge Account	Acct Type	Description	Stat/chk	First Rcvd Chk/Void Enc Date Date Date Invoice
NJSHD001 NEW JERSEY STATE VET HEALTH DE						
22-01257 06/01/22 April Dog License Report						
1 ETNT1312: One Year (May 2022)	8.40	T-12-00-100-000-001	B ANIMAL EXPENDITURES	R	06/01/22 06/13/22	ETNT1312:MAY'22 N
2 ETNT1312: ThreeYear (May 2022)	10.80	T-12-00-100-000-001	B ANIMAL EXPENDITURES	R	06/01/22 06/13/22	ETNT1312:MAY'22 N
	19.20					
Vendor Total:	19.20					
OLIVI005 OLIVIA'S II						
22-00513 02/23/22 FIRE DEPT OPEN FOOD VOUCHER B						
2 FIRE DEPT-MEETING 3/15/2022	84.75	2-01-25-255-000-367	B MEALS/FOOD@PRGMS/VOLUNTRS	R	02/23/22 06/14/22	3/15/2022 N
22-01157 05/18/22 FIRE DEPT TRAINING MEETING						
1 FIRE DEPT TRAINING MEETING	136.60	2-01-25-255-000-242	B TRAINING & TUITION	R	05/18/22 06/14/22	4/26/22 N
2 FIRE DEPT TRAINING MEETING	116.60	2-01-25-255-000-242	B TRAINING & TUITION	R	05/18/22 06/14/22	3/29/2022 N
	253.20					
Vendor Total:	337.95					
OMEG002 OMEGA GRAPHICS						
22-01145 05/17/22 Business Cards						
1 Business Cards-Danielle Jones	56.00	2-01-20-110-000-241	B MEETING EXPENSE	R	05/17/22 06/20/22	54128 N
2 Business Cards - Julie Martin	56.00	2-01-20-110-000-241	B MEETING EXPENSE	R	05/17/22 06/20/22	54128 N
	112.00					
Vendor Total:	112.00					
PASHSTEI PASHMAN STEIN WALDER HAYDEN						
22-01281 06/06/22 EATONTOWN ADV FRESH DISPENSARY						
1 EATONTOWN ADV FRESH DISPENSARY	12,968.00	2-01-20-155-000-227	B SERVICES/LEGAL COSTS/OTHE	R	06/06/22 06/13/22	109589 N
Vendor Total:	12,968.00					
POORJ005 POOR JOHN'S PORTABLE TOLIETS						
22-00682 03/16/22 PORTABLE RESTROOMS - PARKS B						
3 PORTABLE RESTROOMS - MAY 22'	732.00	2-01-28-375-000-368	B SPECIAL PROGRAMS	R	03/16/22 06/20/22	9516,17,18,19 N
Vendor Total:	732.00					

Vendor #	Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
REPT001 REPUBLIC SERVICES																
22-01303	06/07/22	MAY 2022	TONNAGE													
1	MAY 2022	TONNAGE		18,391.16	2-01-32-465-000-279	B	TIPPING FEES	R	06/07/22	06/13/22					0873-001275073	N
Vendor Total:				18,391.16												
RHELF005 R HELFRICH & SON CHARTER BUS																
22-01154	05/18/22	sr. ctr. resorts casino	6/21/2													
1	sr. ctr. resorts casino	6/21/2		875.00	2-01-28-378-000-339	B	CENTER TRIPS	R	05/18/22	06/20/22					6/21/2022	N
Vendor Total:				875.00												
RICOH005 RICOH USA, INC																
22-01392	06/17/22	FINANCE	COPIER LEASE ACCOUNT													
1	FINANCE	COPIER LEASE		166.75	2-01-20-114-000-345	B	RENTAL OF MACHINES/EQUIP	R	06/17/22	06/20/22					106255471	N
Vendor Total:				166.75												
RIMAG005 RIMAGE CORPORATION																
22-00829	03/30/22	Transfer Ribbon														
1	Everest Encore 500 Prints Ribb			136.60	2-01-25-240-000-226	B	MAINT MACHINES & EQUIPMEN	R	03/30/22	06/16/22					30163	N
2	Retransfer Ribbon			43.65	2-01-25-240-000-226	B	MAINT MACHINES & EQUIPMEN	R	03/30/22	06/16/22					30163	N
				180.25												
Vendor Total:				180.25												
RJ001 R&J CONTROL, INC																
22-01256	06/01/22				B											
2	Boro Hall generator battery			1,105.92	2-01-26-310-000-332	B	GROUPS MAINTENANCE	R	06/01/22	06/14/22					22202236	N
Vendor Total:				1,105.92												
RUTG099 RUTGERS CONTINUING STUDIES GOV																
22-01153	05/18/22	INTRO DUTIES MUNICIPAL CLERK														
1	INTRO DUTIES MUNICIPAL CLERK			745.00	2-01-20-112-000-242	B	TRAINING & TUITION	R	05/18/22	06/20/22					66322	N
Vendor Total:				745.00												

Vendor #	Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	First	Rcvd	Chk/Void	1099	
Item	Description											Enc Date	Date	Date	Invoice	Exc
SCH001	T&M ASSOCIATES															
22-01274	06/03/22 5/22 ROAD OPEN ESCROW#5555															
1	5/22 ROAD OPEN ESCROW#5555				415.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423950		N
2	MM MEDICAL ESCROW #1464				2,723.25	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE422243		N
3	EAT CLEAN BRO ESCROW #1516				826.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423963		N
4	TESLA ESCROW #1531				2,100.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423962		N
5	EATONTOWN 36 ESCROW #1472				4,241.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423960		N
6	MARTELLI ESCROW #1483				3,209.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423959		N
7	BRIGHTVIEW ESCROW #1488				9,512.75	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423957		N
8	IPS HOLD ESCROW #1382				307.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423956		N
9	MM MEDICAL ESCROW #1464				505.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423955		N
10	AMEND DCH FORD ESCROW #1500				3,536.32	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423954		N
11	CVS INSP ESCROW #1291				346.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423953		N
12	FIDELITY ESCROW #1379				665.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423952		N
13	CYZNER PLAZA ESCROW #1172				182.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423951		N
14	246 IWW GSV ESCROW #1533 AMEND				526.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423971		N
15	RUGGIERI 1 IWW ESCROW #1526				549.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423823		N
16	PARKER ROAD ESCROW #1503				182.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423819		N
17	AMEND MON PLAZA ESCROW #1525				319.25	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423818		N
18	AMEND ELEC CONCPT ESCROW#1511				564.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423817		N
19	ETWN WYCKOFF ESCROW #1512				45.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE423816		N
20	1 ALEXAND SUB ESCROW #1515				737.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/03/22	06/15/22		SE420739		N
21	APRIL 2020 GEN SERVICES				9,845.25	2-01-20-165-000-351		B SERVICES/ENG COSTS/OTHER		R	06/03/22	06/15/22		SE423949		N
					41,340.32											
22-01350	06/10/22 ESCROW #5555 5.22 ROAD OPEN															
1	ESCROW #5555 5.22 ROAD OPEN				91.75	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425383		N
2	ESCROW #1172 CYZNER				182.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425384		N
3	ESCROW #1500 AMEND DCH FORD				4,746.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425386		N
4	ESCROW #1464 MM MEDICAL PAV				1,007.25	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425387		N
5	ESCROW #1382 IPS HOLDINGS				183.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425388		N
6	ESCROW #1488 BRIGHTVIEW				5,927.75	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425389		N
7	ESCROW #1483 MARTELLI				869.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425391		N
8	ESCROW #1516 EAT CLEAN BRO				91.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425395		N
9	ESCROW #1512				823.50	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425364		N
10	ESCROW #1511 AMND ELEC CONCEPT				731.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425365		N
12	ESCROW #1487 SHAARE TEFILAH				23.20	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425367		N
13	ESCROW #1492 DCH KAY HONDA				276.00	T-17-00-100-000-001		B RESERVE FOR DEVELOPERS ESCROW		R	06/10/22	06/15/22		SE425368		N

Vendor #	Name											
PO #	PO Date	Description	Contract	PO Type		First	Rcvd	Chk/Void		1099		
Item	Description	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl	
SCH001	T&M ASSOCIATES	Continued										
22-01350	06/10/22	ESCROW #5555 5.22 ROAD OPEN	Continued									
14	ESCROW #1503	ETWN PARKER ROAD	45.50	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/10/22	06/15/22		SE425369		N
15	ESCROW #1521	IW PARTNERS	185.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/10/22	06/15/22		SE425370		N
16	ESCROW #1529	SANTOS RET WALL	91.00	T-17-00-100-000-001	B RESERVE FOR DEVELOPERS ESCROW	R	06/10/22	06/15/22		SE425455		N
17	MAY 2022	GENERAL SERVICES	4,425.96	2-01-20-165-000-351	B SERVICES/ENG COSTS/OTHER	R	06/10/22	06/15/22		SE425382		N
			19,699.91									
Vendor Total:		61,040.23										
SCW001	SHREWSBURY CAR WASH LLC											
22-01315	06/08/22											
1	Unlimited washes, 3 DPW vehicl	300.00	2-01-26-310-000-224	B MAINTENANCE OF BUILDINGS	R	06/08/22	06/20/22			PUBLIC WORKS-3		N
Vendor Total:		300.00										
SEA001	SEABOARD FIRE & SAFETY EQUIPME											
22-01253	05/31/22	Fire Extinguisher Maintenance										
1	6 year service amerex 10lb	47.00	2-01-25-240-000-226	B MAINT MACHINES & EQUIPMEN	R	05/31/22	06/20/22			19904156		N
2	6 year service amerex 5lb	34.00	2-01-25-240-000-226	B MAINT MACHINES & EQUIPMEN	R	05/31/22	06/20/22			19904156		N
3	6 year service amerex 6lb	37.00	2-01-25-240-000-226	B MAINT MACHINES & EQUIPMEN	R	05/31/22	06/20/22			19904156		N
		118.00										
Vendor Total:		118.00										
SEC002	THYSSEN KRUPP ELEVATOR											
22-01346	06/10/22											
1	Elevator maintenance	949.82	2-01-26-310-000-224	B MAINTENANCE OF BUILDINGS	R	06/10/22	06/20/22			3006627871		N
Vendor Total:		949.82										
SICK001	SICKELS MARKET											
22-00445	02/15/22	BEAUTIFY EATONTOWN MATERIALS										
1	BEAUTIFY EATONTOWN MATERIALS	195.98	2-01-20-125-001-363	B BEAUTIFY EATONTOWN	R	02/15/22	06/13/22			6/3/2022		N

Vendor #	Name										
PO #	PO Date	Description	Contract	PO Type		First	Rcvd	Chk/Void		1099	
Item Description		Amount	Charge Account	Acct Type Description	Stat/Chk	Enc Date	Date	Date	Invoice	Excl	
SICK001	SICKELS MARKET	Continued									
22-00446	02/15/22	BEAUTIFY EATONTOWN MATERIALS									
1	BEAUTIFY EATONTOWN MATERIALS	194.89	2-01-20-125-001-363	B BEAUTIFY EATONTOWN	R	02/15/22	06/13/22		05/05/22	N	
Vendor Total:		390.87									
SPCA001	MONMOUTH COUNTY SPCA										
22-01166	05/19/22	BORO ANIMAL CONTROL SERVICES									
1	BORO ANIMAL CONTROL SERVICES	1,500.00	2-01-27-340-000-262	B ANIMAL CONTROL	R	05/19/22	06/15/22		2016265A	N	
2	TNR SERVICES 4/30/22	112.50	2-01-27-340-000-262	B ANIMAL CONTROL	R	05/19/22	06/15/22		2016265A	N	
3	ACO-KITTENS 4/30/22	262.50	2-01-27-340-000-262	B ANIMAL CONTROL	R	05/19/22	06/15/22		2016265A	N	
		1,875.00									
Vendor Total:		1,875.00									
STA001	STAVOLA CONTRACTING CO. INC.										
22-00777	03/28/22	OPEN FOR 2022		B							
2	0252-HMA 9.5M64/I-5	204.08	2-01-26-351-000-260	B STREET REPAIRS & MAINT	R	03/28/22	06/14/22		250793	N	
3	0921-TACK OIL 5 GAL PAIL	75.00	2-01-26-351-000-260	B STREET REPAIRS & MAINT	R	03/28/22	06/14/22		250793	N	
		279.08									
Vendor Total:		279.08									
STAP003	STAPLES ADVANTAGE										
22-01336	06/09/22	BORO REPLENSIH COPY PAPER									
1	BORO REPLENSIH COPY PAPER	439.96	2-01-20-133-000-236	B OFFICE SUPPLIES	R	06/09/22	06/16/22		3508353883	N	
22-01337	06/09/22	FINANCE OFFICE SUPPLIES									
1	FINANCE OFFICE SUPPLIES	480.43	2-01-20-130-000-236	B OFFICE SUPPLIES	R	06/09/22	06/16/22		3508353884	N	
2	CREDIT INVOICE #3508353884	453.45	2-01-20-130-000-236	B OFFICE SUPPLIES	R	06/09/22	06/16/22		3508578266	N	
3	FINANCE OFFICE SUPPLIES	66.81	2-01-20-133-000-236	B OFFICE SUPPLIES	R	06/09/22	06/16/22		3508353881	N	
		93.79									
Vendor Total:		533.75									
SUS001	SUSTAINABLE JERSEY										
22-01359	06/13/22	2022 SUSTAINABILTY SUMMIT									
1	2022 SUSTAINABILTY SUMMIT	38.00	2-01-27-335-000-264	B PUBLIC EVENTS	R	06/13/22	06/15/22		T. MILLER	N	

Vendor #	Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
USBACT01 US BANK CUST/ACTLIEN HOLDING																
22-01083 05/09/22 REDEMPTION CERT #19-00023																
1	REDEMPTION CERT #19-00023				133.63	2-01-55-205-115-001			B	OUTSIDE TAX TITLE LIENS	R	05/09/22	06/15/22			N
2	SUBSEQUENTS				1,275.52	2-01-55-205-115-001			B	OUTSIDE TAX TITLE LIENS	R	05/09/22	06/15/22			N
3	SUBSEQUENT INTEREST				171.71	2-01-55-205-115-001			B	OUTSIDE TAX TITLE LIENS	R	05/09/22	06/15/22			N
4	RECORDING FEE				40.00	2-01-55-205-115-001			B	OUTSIDE TAX TITLE LIENS	R	05/09/22	06/15/22			N
5	SEARCH FEE				12.00	2-01-55-205-115-001			B	OUTSIDE TAX TITLE LIENS	R	05/09/22	06/15/22			N
6	PREMIUM				100.00	T-15-00-100-000-080			B	TAX PREMIUM	R	05/09/22	06/15/22			N
					1,732.86											
Vendor Total:					1,732.86											
USPS002 US POSTAL SERVICE																
22-01400 06/20/22 REPLENISH MAILROOM FUNDS																
1	REPLENISH MAILROOM FUNDS				5,000.00	2-01-20-133-000-222			B	POSTAGE	R	06/20/22	06/20/22		04245105	N
Vendor Total:					5,000.00											
VANB001 FLOWERS BY VAN BRUNT																
22-01071 05/05/22 Memorial Day wreaths																
1	Wreath- Mayor & Council				125.00	2-01-35-470-000-371			B	CONTINGENT	R	05/05/22	06/13/22		MEMORIAL DAY	N
2	Wreath- Eatontown Police				125.00	2-01-35-470-000-371			B	CONTINGENT	R	05/05/22	06/13/22		MEMORIAL DAY	N
3	Wreath- Eatontown OEM				125.00	2-01-35-470-000-371			B	CONTINGENT	R	05/05/22	06/13/22		MEMORIAL DAY	N
					375.00											
Vendor Total:					375.00											
VERIZ005 VERIZON - ALBANY																
22-01363 06/13/22 POLICE RADIO/ANTENNA TOWER																
1	POLICE RADIO/ANTENNA U0506845				553.94	2-01-31-244-000-276			B	TELEPHONE	R	06/13/22	06/15/22		Z8256118	N
Vendor Total:					553.94											
WORLD001 WORLD JEEP LLC																
22-00050 01/06/22 OPEN FOR 2022																
7	PD CAPT SENSOR				103.60	2-01-26-351-000-225			B	MAINTENANCE OF VEHICLES	R	01/06/22	06/20/22		12126	N
Vendor Total:					103.60											

Vendor #	Name													
PO #	PO Date	Description	Amount	Contract	PO Type	Charge Account	Acct Type	Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
WWG001	GRAINGER INC													
22-01040	05/03/22	VP FUEL SMALL ENGINE FUEL												
1	VP FUEL SMALL ENGINE FUEL	1,154.65	2-01-26-351-000-274	B FUEL MOTOR VEH GASOLING & OIL	R	05/03/22	06/13/22		9331390758	N				
2	FUEL TRANSFER PUMP	534.86	2-01-26-351-000-337	B PURCHASE OF EQUIP & MACHINES	R	05/03/22	06/13/22		9313026024	N				
		1,689.51												
Vendor Total:		1,689.51												
Total Purchase Orders:		112	Total P.O. Line Items:		272	Total List Amount:		3,482,739.83	Total Void Amount:		0.00			

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND:	2-01	3,420,103.50	0.00	3,420,103.50	0.00	0.00	3,420,103.50
GENERAL CAPITAL FUND	C-04	460.00	0.00	460.00	0.00	0.00	460.00
GRANT FUND	G-02	156.61	0.00	156.61	0.00	0.00	156.61
	T-12	19.20	0.00	19.20	0.00	0.00	19.20
	T-15	10,439.00	0.00	10,439.00	0.00	0.00	10,439.00
	T-17	51,561.52	0.00	51,561.52	0.00	0.00	51,561.52
Year Total:		62,019.72	0.00	62,019.72	0.00	0.00	62,019.72
Total of All Funds:		3,482,739.83	0.00	3,482,739.83	0.00	0.00	3,482,739.83

P.O. Type: All	Open: N	Paid: N	Void: N	
Range: First to Last	Rcvd: Y	Held: Y	Aprv: N	
Format: Condensed	Bid: Y	State: Y	Other: Y	Exempt: Y

Vendor #	Name						
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
AMER004 AMERICAN WEAR							
22-00823	03/30/22	OPEN FOR 2022	Open	359.12	0.00		B
22-00871	04/07/22	2022 UNIFORMS	Open	5,001.34	0.00		
				5,360.46			
AMER001 AMERIFLEX BUSINESS SOLUTIONS							
22-01333	06/09/22	FSA/COBRA ADMIN FEE JUNE 2022	Open	115.00	0.00		
ANT002 GENE J. ANTHONY, ESQ.							
22-01296	06/06/22	GENERAL CLOSING MATTERS	Open	177.60	0.00		
AOC001 ALLIED OIL LLC.							
22-01218	05/24/22	SUPER RFG 93 GAS	Open	10,834.26	0.00		
APP002 GANNETT NJ NEWSPAPERS							
22-00876	04/07/22	Legal Notices	Open	498.52	0.00		
ASB001 ASBURY PARK PRESS, INC.							
22-01280	06/06/22	PB 5.2.22 cancel	Open	176.52	0.00		
ASFI001 ATLANTIC SECURITY & FIRE, INC.							
22-00933	04/14/22		Open	2,436.00	0.00		
22-01211	05/23/22		Open	252.00	0.00		
				2,688.00			
ATS001 ATLANTIC TREE EXPERTS CO.							
22-01193	05/20/22	62 REYNOLDS DRIVE-TRIM&REMOVE	Open	1,275.00	0.00		
ATTM002 AT&T MOBILITY - 287306454448							
22-01390	06/17/22	PUBLIC WORKS WIRELESS USAGE	Open	1,451.95	0.00		
ATTM003 AT&T MOBILE 287306454309							
22-01391	06/17/22	BORO/POLICE WIRELESS USAGE	Open	2,452.45	0.00		
AUTO001 AUTO PARTS CENTER							
22-00187	01/20/22	OPEN FOR GAS & OILS	Open	107.64	0.00		B
22-00773	03/28/22	OPEN FOR 2022	Open	75.14	0.00		B
				182.78			
AVAKL001 LEON AVAKIAN, INC							
22-01273	06/03/22	GENERAL PLANNING 2-5/2022	Open	5,347.50	0.00		
22-01309	06/07/22	PARKER ROAD ESCROW #1503	Open	115.00	0.00		
				5,462.50			
BAND001 BANDAG, INC							
22-01210	05/23/22	LOW BOY TRAILER	Open	1,667.22	0.00		
BBBA001 BROWN & BROWN BENEFITS ADV.							
22-01313	06/08/22	JULY 2022 CONSULTING FEE	Open	1,500.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BOE001	EATONTOWN BOARD OF EDUCATION								
		22-01372	06/14/22	TAX LEVY JULY 2022	Open	2,033,328.50	0.00		
BRACH006	BRACH EICHLER, LLC								
		22-01167	05/19/22	2ND 1/2 APPEAL REFUND	Open	11,300.75	0.00		
BRYM001	BRYAN MULHOLLAND								
		22-00662	03/15/22	2022 FBI Academy Reimbursement	Open	350.00	0.00		B
CAG001	CLEARY GIACOBBE ALFIERI & JACO								
		22-01332	06/09/22	BORO MUNICIPAL PROSECUTOR	Open	3,000.00	0.00		
		22-01366	06/13/22	MAY 2022 SERVICES	Open	958.80	0.00		
						3,958.80			
COMC004	COMCAST								
		22-01347	06/10/22	POLICE ONLINE BUSINESS ACCOUNT	Open	195.97	0.00		
		22-01389	06/17/22	BORO LIBRARY ONLINE ACCT	Open	108.35	0.00		
						304.32			
CORI001	CORINNE DICORCIA								
		22-01312	06/07/22	'22 Primary Mileage	Open	17.55	0.00		
DD001	D&D GLASS								
		22-01344	06/10/22		Open	40.00	0.00		
DELAG01	DE LAGE LANDEN FINANCIAL INC								
		22-01338	06/09/22	CONSTRUCTION COPIER LEASE	Open	257.14	0.00		
DORN001	FRED DORNER								
		22-01320	06/09/22		Open	445.96	0.00		
ECLE001	EAST COAST LIGHTING & ENERGY L								
		01-01271	06/02/20		Open	460.00	0.00		
EDSON01	DREW EDSON								
		22-01321	06/09/22	BOOT REIMBURSEMENT	Open	155.00	0.00		
EDW001	EDWARDS TIRE CO.INC.								
		22-00656	03/15/22	OPEN FOR 2022	Open	398.91	0.00		B
FOO001	SAKER SHOPRITES, INC.								
		22-01084	05/09/22	PRESCHOOL MAY SNACKS	Open	88.61	0.00		
		22-01085	05/09/22	AFTERCARE MAY SNACKS	Open	254.19	0.00		
		22-01086	05/09/22	PRESCHOOL JUNE SNACKS	Open	73.15	0.00		
		22-01189	05/19/22	MUNICIPAL ALLIANCE SUPPLES	Open	156.61	0.00		
		22-01219	05/24/22	COMMUNITY GARDEN SUPPLIES	Open	33.00	0.00		
						605.56			
FSS002	FIRE & SAFETY SERVICES, LTD								
		22-01133	05/16/22	FIRE DEPT REPAIRS LADDER 11-91	Open	956.00	0.00		
GAGL001	GAGLIANO & COMPANY								
		22-01060	05/04/22	Professional Services Rendered	Open	1,500.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
GEN001	GENERAL CODE PUBLISHERS CORP.								
		22-01326	06/09/22	New 4th Edition Amended 9/2021	Open	170.00	0.00		
GENAC001	BOROUGH OF EATONTOWN GENERAL A								
		22-01244	05/27/22	POLICE O/S DETAIL 6-10-22	Open	260.00	0.00		
		22-01275	06/06/22	POLICE O/S DETAIL 6/10/22	Open	4,512.00	0.00		
		22-01375	06/15/22	PAY PERIOD 6-24-22 O/S DETAIL	Open	5,567.00	0.00		
						10,339.00			
GPC001	GENUINE PARTS COMPANY INC								
		22-00029	01/06/22	OPEN FOR 2022	Open	9.80	0.00		B
		22-00771	03/25/22	OPEN FOR 2022	Open	249.00	0.00		B
						258.80			
GROFFMID	GROFF TRACTOR MID ATLANTIC LLC								
		22-00775	03/28/22	OPEN FOR 2022	Open	140.00	0.00		B
GSB002	GARDEN STATE BOBCAT, INC								
		22-01220	05/24/22	BOBCAT - COUPLER, MALE	Open	232.04	0.00		
GWL001	GEORGE WALL LINCOLN MERCURY, IN								
		22-00772	03/28/22	OPEN FOR 2022	Open	744.99	0.00		B
HEYERGRU	HEYER GRUEL & ASSOCIATES, PA								
		22-01271	06/03/22	CARADAM, LLC	Open	1,500.00	0.00		
HOMED01	HOME DEPOT/6035322538819545								
		22-01105	05/12/22	OPEN FOR 2022	Open	913.46	0.00		B
IMA003	MARCO TECHNOLOGIES, LLC								
		22-01200	05/20/22	POLICE/CONSTRUCT OVERAGE COPY	Open	417.51	0.00		
JERS001	JCP&L								
		22-01361	06/13/22	BORO STREET LIGHTING USAGE	Open	25.30	0.00		
		22-01383	06/16/22	BORO STREET LIGHTING USAGE	Open	61.99	0.00		
		22-01395	06/17/22	BORO STREETLIGHTING USAGE	Open	67.52	0.00		
						154.81			
JFWLL001	JOSEPH FAZZIO-HOWELL LLC								
		22-00615	03/09/22	OPEN FOR 2022	Open	390.70	0.00		B
JSPOT01	JOHNNY ON THE SPOT, LLC								
		22-00036	01/06/22	OPEN FOR 2022	Open	94.50	0.00		B
JULIE001	JULIE MARTIN								
		22-01310	06/07/22	'22 Primary Mileage	Open	32.42	0.00		
KBS001	K.B.D. SUPPLY LLC								
		22-01266	06/03/22		Open	1,658.98	0.00		
KEPWE005	KEPWEL SPRING WATER CO, INC								
		22-00020	01/06/22		Open	55.00	0.00		B

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
LUCI001	WILLIAM LUCIA								
		22-01276	06/06/22	REIMBURSEMENT FOR ZOOM VIDEO	Open	213.14	0.00		
MAZ003	MAZZA RECYCLING SERVICES INC								
		22-00039	01/06/22	OPEN FOR 2022	Open	1,208.76	0.00		B
		22-01144	05/17/22	FEBRUARY BULKY WASTE	Open	13,928.01	0.00		
		22-01268	06/03/22	MAY 2022 BULKY WASTE	Open	5,211.24	0.00		
						20,348.01			
MCMAS005	MCMASTER CARR SUPPLY COMPANY								
		22-01223	05/25/22		Open	63.31	0.00		
MICHA010	MICHAEL HREHA								
		22-01324	06/09/22	M HREHA CELL PHONE REIMBUR	Open	90.00	0.00		
MIDAT001	MID ATLANTIC TRUCK CENTRE, INC								
		22-00994	04/25/22	OPEN FOR 2022	Open	1,599.06	0.00		B
MON002	MONMOUTH BUILDING CENTER								
		22-00460	02/16/22	OPEN FOR 2022	Open	14.38	0.00		B
		22-01048	05/03/22	OPEN FOR TIP TRAILER	Open	315.14	0.00		B
						329.52			
MRH00L	MONMOUTH REGIONAL H.S. BD. OF								
		22-01373	06/14/22	TAX LEVY JULY 2022	Open	1,224,685.00	0.00		
MUSKY001	MUSKY TROUT HATCHERY								
		22-01128	05/16/22	WAMPUM POND FISH STOCK	Open	3,000.00	0.00		
NINA001	NINA BERNARDO								
		22-01311	06/07/22	'22 Primary Mileage	Open	17.55	0.00		
NJAWC001	NEW JERSEY AMERICAN WATER								
		22-01384	06/16/22	BORO MONTHLY WATER USAGE	Open	655.68	0.00		
		22-01388	06/17/22	BORO MONTHLY WATER USAGE	Open	1,056.98	0.00		
						1,712.66			
NJB001	VERIZON								
		22-01362	06/13/22	BORO MONTHLY PHONE USAGE	Open	100.90	0.00		
NJCIV01	NJ CIVIL SERVICE COMMISSION								
		22-00660	03/15/22	All Access Pass	Open	25.00	0.00		
		22-00788	03/28/22	Platform Fee External LMS	Open	20.00	0.00		
						45.00			
NJSHD001	NEW JERSEY STATE VET HEALTH DE								
		22-01257	06/01/22	April Dog License Report	Open	19.20	0.00		
OLIVI005	OLIVIA'S II								
		22-00513	02/23/22	FIRE DEPT OPEN FOOD VOUCHER	Open	84.75	0.00		B
		22-01157	05/18/22	FIRE DEPT TRAINING MEETING	Open	253.20	0.00		
						337.95			

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
OMEG002	OMEGA GRAPHICS								
		22-01145	05/17/22	Business Cards	Open	112.00	0.00		
PASHSTEI	PASHMAN STEIN WALDER HAYDEN								
		22-01281	06/06/22	EATONTOWN ADV FRESH DISPENSARY	Open	12,968.00	0.00		
POORJ005	POOR JOHN'S PORTABLE TOLIETS								
		22-00682	03/16/22	PORTABLE RESTROOMS - PARKS	Open	732.00	0.00		B
REPT001	REPUBLIC SERVICES								
		22-01303	06/07/22	MAY 2022 TONNAGE	Open	18,391.16	0.00		
RHELFO05	R HELFRICH & SON CHARTER BUS								
		22-01154	05/18/22	sr. ctr. resorts casino 6/21/2	Open	875.00	0.00		
RICOH005	RICOH USA, INC								
		22-01392	06/17/22	FINANCE COPIER LEASE ACCOUNT	Open	166.75	0.00		
RIMAG005	RIMAGE CORPORATION								
		22-00829	03/30/22	Transfer Ribbon	Open	180.25	0.00		
RJ001	R&J CONTROL, INC								
		22-01256	06/01/22		Open	1,105.92	0.00		B
RUTG099	RUTGERS CONTINUING STUDIES GOV								
		22-01153	05/18/22	INTRO DUTIES MUNICIPAL CLERK	Open	745.00	0.00		
SCH001	T&M ASSOCIATES								
		22-01274	06/03/22	5/22 ROAD OPEN ESCROW#5555	Open	41,340.32	0.00		
		22-01350	06/10/22	ESCROW #5555 5.22 ROAD OPEN	Open	19,699.91	0.00		
						61,040.23			
SCW001	SHREWSBURY CAR WASH LLC								
		22-01315	06/08/22		Open	300.00	0.00		
SEA001	SEABOARD FIRE & SAFETY EQUIPME								
		22-01253	05/31/22	Fire Extinguisher Maintenance	Open	118.00	0.00		
SEC002	THYSSEN KRUPP ELEVATOR								
		22-01346	06/10/22		Open	949.82	0.00		
SICK001	SICKELS MARKET								
		22-00445	02/15/22	BEAUTIFY EATONTOWN MATERIALS	Open	195.98	0.00		
		22-00446	02/15/22	BEAUTIFY EATONTOWN MATERIALS	Open	194.89	0.00		
						390.87			
SPCA001	MONMOUTH COUNTY SPCA								
		22-01166	05/19/22	BORO ANIMAL CONTROL SERVICES	Open	1,875.00	0.00		
STA001	STAVOLA CONTRACTING CO. INC.								
		22-00777	03/28/22	OPEN FOR 2022	Open	279.08	0.00		B

Total Purchase Orders: 112 Total P.O. Line Items: 0 Total List Amount: 3,482,739.83 Total Void Amount: 0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND:	2-01	3,420,103.50	0.00	3,420,103.50	0.00	0.00	3,420,103.50
GENERAL CAPITAL F	C-04	460.00	0.00	460.00	0.00	0.00	460.00
GRANT FUND	G-02	156.61	0.00	156.61	0.00	0.00	156.61
	T-12	19.20	0.00	19.20	0.00	0.00	19.20
	T-15	10,439.00	0.00	10,439.00	0.00	0.00	10,439.00
	T-17	51,561.52	0.00	51,561.52	0.00	0.00	51,561.52
Year Total:		62,019.72	0.00	62,019.72	0.00	0.00	62,019.72
Total of All Funds:		3,482,739.83	0.00	3,482,739.83	0.00	0.00	3,482,739.83

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

1311-33-008-012

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on June 22, 2022.

Julie Martin. RMC. Borough Clerk

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on June 22, 2022.

Julie Martin, RMC, Borough Clerk

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

BE IT FURTHER RESOLVED, that a certified copy of the Resolution be provided to each of the following: Michelle Hutchinson, Municipal Clerk, Borough of Tinton Falls, William P. Lucia, III, Interim Borough Administrator, Andrew Bayer, Borough Attorney, **John Tonelli**, Municipal Division Manager.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on June 22, 2022. _____ Julie Martin, RMC, Borough Clerk
Council President Gonzalez							
Councilmember Story							
Councilmember Olsavsky							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Mayor Talerico							

RESOLUTION 149-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

RESOLUTION SUPPORTING THE LOCATION AND OPERATION OF CLASS I CANNABIS CULTIVATOR AND CLASS II CANNABIS MANUFACTURER BUSINESS OPERATED BY SWEET SIDE, LLC TO BE LOCATED AT 265 INDUSTRIAL WAY WEST

WHEREAS, on August 5, 2021, the Borough of Eatontown adopted Ordinance No. 19-2021 (the “Ordinance”) authorizing and limiting cannabis business establishments in the Borough including two (2) Class 1 Cannabis Cultivator businesses and two (2) Class 2 Cannabis Manufacturer businesses on Industrial Way west of Route 35; and

WHEREAS, the Borough Council adopted Resolution No. 176-2021 on October 27, 2021 approving a New Marijuana Business License Application requirement for all potential Cannabis businesses seeking to do business in the Borough; and

WHEREAS, Sweet Side, LLC (“Sweet Side”), 301 N. Taylor Avenue, Neptune, New Jersey filed a New Marijuana Business License Application with the Borough to operate both a Class 1 Cannabis Cultivator business and a Class 2 Cannabis Manufacturer business located at 265 Industrial Way West, Eatontown, New Jersey; and

WHEREAS, the Zoning Officer found that the proposed location of Sweet Side’s Class 1 Cannabis Cultivator and Class 2 Cannabis Manufacturer businesses located at 265 Industrial Way West is consistent with the Borough’s zoning requirements for such facilities; and

WHEREAS, the Cannabis Regulatory Commission issued an approval of Conditional License Application to Sweet Side on March 28, 2021; and

WHEREAS, the Borough reviewed Sweet Side’s New Marijuana Business application and found it meets the criteria to obtain a Class 1 Cannabis Cultivator and Class 2 Cannabis Manufacturer license from the Borough and it therefore believes it is in the best interest of the Borough to provide a Resolution of Support to Sweet Side.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Eatontown in the County of Monmouth, State of New Jersey that it hereby issues this Resolution of Support to Sweet Side LLC to operate a Class 1 Cannabis Cultivator and Class 2 Cannabis Manufacturer businesses at the premises located at 265 Industrial Way West, Eatontown, New Jersey; and

BE IT FURTHER RESOLVED as follows:

1. Sweet Side LLC is registered to do business in the State of New Jersey.
2. The Borough of Eatontown has authorized up to two Class 1 Cannabis Cultivator and two Class 2 Cannabis Manufacturer Retail through the adoption of Ordinance 19-2021 and the issuance of these licenses to Sweet Side, LLC does not exceed the limitation for Class 1 Cannabis Cultivator and Class 2 Cannabis Manufacturer businesses in the Borough of Eatontown.
3. A copy of this Resolution shall be forwarded to the following:
 - a. Sweet Side, LLC
 - b. Kathy Muscillo, Director of Planning and Zoning

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on June 22, 022 _____ Julie Martin, RMC, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on June 22, 2022.

Julie Martin, RMC, Borough Clerk