

**MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE**  
**PRELIMINARY AGENDA FOR COUNCILMEMBERS**  
**SUBJECT TO CHANGE**

AGENDA

Regular Meeting

Tuesday, May 17, 2016

4:30 PM

**PRESENTATION – SPECIAL EVENT - STONE HARBOR TRIATHLON**

**PRESENTATION – POLICE BUILDING**

**DISCUSSION – 1. Meeting format – discussion items and voting timelines**  
**2. Reval explanation (Special Emergency Ordinance and Resolution)**

**OLD BUSINESS**

**Ordinance 1481 Civic Club Tents – unlimited 2<sup>nd</sup> 3<sup>rd</sup> and final (1) Lane**

**NEW BUSINESS**

**Ordinance – Tent Fee (2) Lane INTRO**

**Ordinance – Special Emergency Ordinance Reval (3) Mastrangelo INTRO**

**Resolution – Special Emergency Resolution – Reval (4) Kramar**

**Resolution – Summer Leak (5) Lane**

**Resolution – Refund Hydrant Rental Deposit – Severson (6) Lane**

**Resolution – Purchase PW Equipment COOP Solid Waste Packer (7) Kramar**

**Resolution – Purchase PW Equipment COOP Excavator (8) Lane**

**Resolution – Hobie Cat Beach Rules (9) Gallagher**

**Resolution -Wetlands Raffle (10) Rich**

**Motion – New Fireman (11) Davies-Dunhour**

(1)

BOROUGH OF STONE HARBOR  
COUNTY OF CAPE MAY, NEW JERSEY

ORDINANCE 1481

**AN ORDINANCE AMENDING CHAPTER 560 ZONING ARTICLE V. GENERAL PROVISIONS AND EXCEPTIONS OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF STONE HARBOR, 2005**  
(Creating a general Provisions and Exceptions)

**Whereas**, Borough Council deems it to be in the best interest of the Citizens of Stone Harbor to amend the within ordinance; now, therefore be it ordained by the Borough Council, the governing body of the Borough of Stone Harbor, New Jersey as follows:

**Section 1:** Section § 560-46. (Tents) "C" is hereby stricken and the following section shall be substituted in its place:

It shall be unlawful to erect a tent exceeding 120 square feet prior to obtaining a zoning permit. Permits for a tent or tents shall be granted no more than twice in any calendar year for a property; provided that any nonprofit charitable organization, as hereinafter defined, shall be permitted to erect tents on any property in the Business District or Waterfront Business district, without limit, in any calendar year. A "nonprofit charitable organization" is defined as an organization determined by the Internal Revenue Service to be a tax-exempt organization pursuant to Section 501 (c) (3) or (4) of the Internal Revenue Code of 1986, 26 U.S.C. § 501 (c) (3) or (4); further provided that if the property of any such organization is used for the placement of a tent by the Borough in connection with official Borough functions, such tents shall not be included in calculating the number of occasions tents were erected on such property.

**Section 2.** If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

**Section 3.** All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are hereby repealed.

**Section 4.** This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

\_\_\_\_\_  
Suzanne M. Walters, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk

(2)

**BOROUGH OF STONE HARBOR  
COUNTY OF CAPE MAY, NEW JERSEY**

**ORDINANCE**

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**Section 2.** Additionally, the following section shall be added as Section C1 (Tent Fees):

There shall be a Tent permit flat fee charge in the amount of Two Hundred Seventy Five dollars (\$ 275.00) dollars per permit.

**Section 3.** If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

**Section 4.** All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are hereby repealed.

**Section 5.** This Ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED:

\_\_\_\_\_  
Suzanne M. Walters, Mayor

ATTEST:

\_\_\_\_\_  
Suzanne C. Stanford, Borough Clerk

(3)

**AN ORDINANCE BY THE BOROUGH OF STONE HARBOR,  
COUNTY OF CAPE MAY, STATE OF NEW JERSEY AUTHORIZING A  
SPECIAL EMERGENCY APPROPRIATION PURSUANT TO  
N.J.S.A. 40A:4-53 TO UNDERTAKE  
A COMPLETE REVALUATION OF ALL REAL ESTATE WITHIN BOTH  
MUNICIPALITIES FOR TAX EQUALIZATION PURPOSES.**

WHEREAS, the Borough of Stone Harbor, County of Cape May, State of New Jersey, last completed a Real Property Revaluation Program in 2009; and

WHEREAS, said Borough is informed by the Director of the Division of Taxation that as of October 1, 2015 the overall ratio for said Borough is 107.62%; and

WHEREAS, the Borough of Stone Harbor wishes to bid a complete Real Property Revaluation Program in order for new assessments to be certified for use in the 2017 tax year; and

WHEREAS, *N.J.S.A. 40A:4-53* permits a municipal corporation of the State of New Jersey to adopt an Ordinance authorizing a special emergency appropriation in order to complete a Real Property Revaluation Program since the cost of same represents an extraordinary expense.

NOW, THEREFORE, BE IT ORDAINED by Borough Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey as follows:

1. The Borough of Stone Harbor is hereby authorized to incur a special emergency appropriation pursuant to *N.J.S.A. 40A:4-53* in order to undertake and complete a complete Real Property Revaluation Program for all properties located within the municipality in order to establish new assessments to be certified for use in the 2017 tax year.
2. Upon final adoption of this Ordinance, the Borough Committee shall pursuant to *N.J.S.A. 40A:4-55* adopt a Resolution setting forth the amount appropriated for this Real Property Revaluation.
3. This Ordinance shall take effect upon its passage and publication as provided for by law.

I, Suzanne Stanford, Clerk of the Borough of Stone Harbor, County of Cape May, State of New Jersey, do hereby certify that the foregoing is a true copy of an ordinance adopted by Borough Council at its meeting held May 17, 2016.

(4)

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

**SPECIAL EMERGENCY RESOLUTION – NJS 4A:4-53, 54, 55.1 and 55.13**  
*(3-year and 5-year Special Emergencies)*

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, for a complete program of revaluation of real property in the Borough (“Revaluation Project”); and,

WHEREAS, NJS40A:53 provides that it shall be lawful to make such appropriation, which appropriation and/or the “special emergency notes” issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth or one-third of the amount authorized pursuant to this act.

NOW, THEREFORE BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of NJS 40A:4-55:

1. An emergency appropriation is hereby made for Revaluation Project in the total amount of \$250,000.
2. That the emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$50,000 (must be at least one-fifth or one-third of the total amount).
3. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services
4. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2016

.....

The above resolution approved this ..... day of....., 2016

Borough Clerk

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

(4)  
(5)

**RESOLUTION**

WHEREAS, it has been determined that the below listed account experienced a summer leak which is appropriately documented; and

WHEREAS, the said leak did not drain into the sanitary collection system.

THEREFORE, BE IT RESOLVED, by the Members of Council of the Borough of Stone Harbor, in the County of Cape May and State of New Jersey on this 17<sup>th</sup> day of May, 2016 that under the provisions of Ordinance 542-22c the 2015 summer consumption will be adjusted to the average of the prior three summers consumption for the purpose of calculating 2016 sewer volume charges.

Account # 1270

134 84<sup>th</sup> Street

Ave Consumption 43.6

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2016

.....

The above resolution approved this ..... day of....., 2016

Borough Clerk

.....

Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

(6)

**Refund \$575.00 Hydrant Meter Rental Deposit**

**WHEREAS**, pursuant to Section 542-13D of the Borough's General Code, Severson Environmental Services Inc. deposited a \$575.00 hydrant meter rental deposit; and

**WHEREAS**, upon completion of the local improvement, Severson Environmental Services Inc. returned the hydrant meter to Public Works; and

**WHEREAS**, the Utilities Collector has requested that a refund be issued to Severson Environmental Services Inc. in the amount of \$575.00.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Stone Harbor in the County of Cape May and State of New Jersey on this 17<sup>th</sup> day of May, 2016 that a refund check in the amount of \$575.00 be issued to Severson Environmental Services Inc., 2749 Lockport Rd, Niagra Falls, NY 14305 to refund their Hydrant Meter Rental Deposit.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the .....day of ....., 2016

.....

Borough Clerk

The above resolution approved this ..... day of....., 2016

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

(1)

WHEREAS, the Borough of Stone Harbor entered into the National Joint Powers Alliance approved by Resolution 2015-S-118 on June 16, 2015 for the purpose of purchasing various goods and services; and

WHEREAS, the Public Work Department will be using this Co-Op to purchase a HEIL Real Loader PT 1000 20 cubic Yard Packer as per quote attached for a total of \$ 213,282.32.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that the purchase of 2016 HEIL Read Loader, as per quote attached for a total price of \$ 213,282.32 be approved.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the ..... day of ....., 2016

.....

Borough Clerk

The above resolution approved this ..... day of....., 2016

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

**RESOLUTION**

(8)

WHEREAS, the Borough of Stone Harbor entered into the National Joint Powers Alliance approved by Resolution 2015-S-118 on June 16, 2015 for the purpose of purchasing various goods and services; and

WHEREAS, the Public Work Department will be using this Co-Op to purchase a 8045 ZTS JCB Tracked Excavator as per quote attached for a total of \$ 52,908.40.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Stone Harbor, County of Cape May, State of New Jersey that the purchase of 2016 Tracked Excavator, as per quote attached for a total price of \$ 52,908.40.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the ..... day of ....., 2016

.....  
Borough Clerk

The above resolution approved this ..... day of....., 2016

.....  
Mayor

# BOROUGH OF STONE HARBOR

CAPE MAY COUNTY, NEW JERSEY

## RESOLUTION

(a)

WHEREAS, Ordinance 626 - RGO 170-20 Storage and Use Rules and Regulations up the Borough's Hobie Cat Beach to be between 122<sup>nd</sup> and 127<sup>th</sup> street groin and allowed them to be stored on those beaches: and

WHEREAS, the winter storms which affected the Stone Harbor beaches and left the above area with not enough beach to safely store Hobie Cats for this season; and

WHEREAS, the Beach & Recreation Committee has decided that boats will not be able to remain on the beach for the Summer of 2016 and have implemented the following rules for the Summer of 2016 Only.

1. Day sailing only, it will be permitted between the southernmost lifeguard stand at 122<sup>nd</sup> street beach and the jetty to its south (last jetty)
2. Catamarans cannot be moved on and off of the beach between 10 am and 5 pm
3. No motorized vehicles are permitted on the beach or access path to move the boats.
4. Boats are not permitted to remain on the beach from sunset to sunrise.
5. All occupants on the boats must wear USCG approved lifejackets
6. Beach tags are required
7. Day sailing is permitted seven days a week.

NOW, THEREFORE, BE IT RESOLVED, on this \_\_\_\_\_ day of \_\_\_\_\_, 2016 by the Mayor and Council of the Borough of Stone Harbor, in the County of Cape May that the above rules be approved for the Summer of 2016.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the ..... day of ....., 2016

The above resolution approved this ..... day of....., 2016

Borough Clerk

.....  
Mayor

**BOROUGH OF STONE HARBOR**

CAPE MAY COUNTY, NEW JERSEY

(10)

**RESOLUTION**

**WHEREAS**, the Wetlands Institute made application on May 9, 2016 for a Raffle License under Application No. RA-2016-05; and

**WHEREAS**, it is the desire of the Borough Council of the Borough of Stone Harbor to issue a Certificate of Approval under Application No. RA-2016-05 to the Wetlands Institute said Raffle;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Stone Harbor, in the County of Cape May, State of New Jersey, on this 17<sup>th</sup> day of May, 2016 as follows:

1. That the Borough Council issue to Wetlands Institute a Certificate of Findings and Determination to be signed by the proper officer of said Borough Council under Application No. RA-2016-05 made by said Wetlands Institute, Raffle to be held at The Reeds at Shelter Haven, 9601 Third Avenue, Stone Harbor on August 6, 2016; and

2. That the Municipal Clerk of the Borough of Stone Harbor be, and she is hereby authorized, empowered and directed to cause the proper Raffle License to be issued to the Wetlands Institute in accordance with the application made therefor.

Offered by ..... Seconded by.....

The above resolution was duly adopted by the Borough Council of the Borough of Stone Harbor, New Jersey, at a meeting of said Council duly held on the ..... day of ....., 2016

.....

The above resolution approved this ..... day of....., 2016

Borough Clerk

.....  
Mayor