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AGENDA

MEETING AT MUNICIPAL BUILDING, 9508 SECOND AVENUE

WORK SESSION **STARTING AT 4:30 PM**

TUESDAY

February 15, 2022

4:30 p.m.

ALL DEPARTMENTS WILL REPORT ON SUMMER RECRUITMENT PROGRESS

PUBLIC SAFETY - Councilmember Dallahan **Reports**

Fire Department report –
Police report
Lifeguard Captain – update on building
OEM report –

RECREATION & TOURISM - Councilmember Gensemer

Recreation Director –

Tourism Director –
Oceanview at Avalon Condominium Association (April 20th)
Garden Club of Stone Harbor Plant & Bake Sale (May 7-8)
Gorelick & Donaghue Wedding – Amended Application June 25th
Stone Harbor Chamber Shiver Polar Plunge March 19th

NATURAL RESOURCES – Councilmember Casper

Lomax - Project updates – Dune Vegetation Management

Beach Sweep dates – Saturday, April 9th, Saturday, October 22nd

DISCUSSION:

Ordinance – Smart System Irrigation
Public Access Use for the 112th Street Beach Lot

Suzanne Stanford

From: Jenny Olson
Sent: Friday, February 04, 2022 2:56 PM
To: Suzanne Stanford; Judith Davies-Dunhour; Robert Smith
Subject: Special Events Applications for Feb. 15 Work Session

Good Afternoon Everyone,

I have the following Special Event Applications to review at the February 15th Work Session. Can you please add them to the agenda?

- Oceanview at Avalon Condominium Assoc (April 30, 2022)
- Garden Club of Stone Harbor Plant & Bake Sale (May 7 & 8, 2022)
- Gorelick & Donaghue Wedding – AMENDED APPLICATION (June 25, 2022)
- Stone Harbor Chamber of Commerce Shiver Polar Plunge (March 19, 2022)

Thank you!
Jenny



JENNY OLSON | Director of Tourism & Public Information | Borough of Stone Harbor
9508 Second Avenue, Stone Harbor, NJ 08247

Tourism@shnj.org | ph: 609.368.5102 x340
SHNJ.ORG



Date of Application

1/13/2022



1/14 - complete

Borough of Stone Harbor 2021 Special Events Application

Name of Event:

Oceanview at Avalon Condominium Annual Mtg

Date of Event:

4/30/22

Time of Event:

10am - Noon

Type of Event:

☐ Festival ☐ 1K / 5K / Athletic / Bike Race / Marathon

☒ Other

Assoc. Meeting

The Borough of Stone Harbor requires all organizations, corporations, and/or individuals planning to stage an event to file an official application with the Clerk's Office. No Person shall conduct a special event on public lands owned or leased by the Borough of Stone Harbor unless authorized to do so by the Borough of Stone Harbor Municipal Code: Chapter 275. A non-refundable application review fee shall be paid to the Borough Clerk when the application is filed. There shall be a fee charged to each organization operating a special event. A contract will then be executed stating the terms and conditions in which both parties will adhere to. Sanction of the event is contingent upon approval from the Borough and its officials. Special events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for special event permit. Such special events shall be governed by applicable Borough policies. Borough Council retains the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.

APPLICATION REVIEW FEES

- ☒ \$50 if filed prior to 90 Days of event
☐ \$100 if filed prior to 60 Days of event
☐ \$250 if filed prior to 30 Days of event

Organization is responsible for the non-refundable application review fee. If organization paid the non-refundable deposit with their *Letter of Commitment*, it will be reflected in the event contract following Borough Council approval. Additional event and public land fees may apply. You will be notified of any applicable fees following the review of your application.

2021 EVENT FEES

5k:\$150 (0-250 Participants) 10k or Triathlons\$500
 (Designated Route Only)\$250 (250-500 Participants)
\$500 (500 Participants or More)
 All applicants for 5k, 10k or Triathlons must submit a 501C3 form with application.

Event Fees\$250 Per Day (1000 Participants and Under) / \$500 Per Day (1000 Participants and Over)

Seasonal use of facilities by Local Schools\$1500 per season per sport (No Application Review Fee)

Use of 80th St. Fields\$250 per day (Before Friday of Memorial Day and after Labor Day)

Use of 80th St. Fields\$500 per day (first two days) / \$250 per each additional day (Memorial Weekend-Labor Day Weekend)

Use of Recreation Support Building (82nd & Second Avenue)\$300

Stone Harbor Men's Softball League\$500 per season

Date of Application 1/24/22Circ. 1/24/22 2/1/222/4/22 - Amended application

Borough of Stone Harbor 2021 Special Events Application

Name of Event:

Garden Club of Stone Harbor Plant Sale + Bake Sale

Date of Event:

5/7 + 5/8/22

Time of Event:

8:30 - 9:00

Type of Event:

☐ Festival☐ 1K / 5K / Athletic / Bike Race / Marathon☒ Other

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APPLICATION REVIEW FEES

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☐ \$100 if filed prior to 60 Days of event
☐ \$250 if filed prior to 30 Days of event

NO FEE

Organization is responsible for the non-refundable application review fee. If organization paid the non-refundable deposit with their *Letter of Commitment*, it will be reflected in the event contract following Borough Council approval. Additional event and public land fees may apply. You will be notified of any applicable fees following the review of your application.

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Use of Recreation Support Building (82nd & Second Avenue).....\$300

Stone Harbor Men's Softball League.....\$500 per season

Date of Application 1/14/2022

AMENDED # 2

Rec'd 1/18/22

Borough of Stone Harbor *cir. 1/19/22*

2021 Special Events Application

Name of Event: Gorelick & Donaghue WeddingDate of Event: Saturday, June 25, 2022Time of Event: 6:00 PM - 11:00 PMType of Event: ☐ Festival ☐ 1K / 5K / Athletic / Bike Race / Marathon ☐ Other Private Event

The Borough of Stone Harbor requires all organizations, corporations, and/or individuals planning to stage an event to file an official application with the Clerk's Office. No Person shall conduct a special event on public lands owned or leased by the Borough of Stone Harbor unless authorized to do so by the Borough of Stone Harbor Municipal Code: Chapter 275. A non-refundable application review fee shall be paid to the Borough Clerk when the application is filed. There shall be a fee charged to each organization operating a special event. A contract will then be executed stating the terms and conditions in which both parties will adhere to. Sanction of the event is contingent upon approval from the Borough and its officials. Special events sponsored solely by the Borough of Stone Harbor are exempt from the payment of the fee for special event permit. Such special events shall be governed by applicable Borough policies. Borough Council retains the discretion to waive any provision of this chapter where deemed appropriate in the sole discretion of the Borough Council.

APPLICATION REVIEW FEES

- ☐ \$50 if filed prior to 90 Days of event *PAID*
☐ \$100 if filed prior to 60 Days of event
☐ \$250 if filed prior to 30 Days of event

Organization is responsible for the non-refundable application review fee. If organization paid the non-refundable deposit with their *Letter of Commitment*, it will be reflected in the event contract following Borough Council approval. Additional event and public land fees may apply. You will be notified of any applicable fees following the review of your application.

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Use of Recreation Support Building (82nd & Second Avenue).....\$300

Stone Harbor Men's Softball League.....\$500 per season



Date of Application

01/25/2022

Rec'd 1/27/22

Cir'd 1/28/22

Borough of Stone Harbor 2021 Special Events Application

Name of Event:

Stone Harbor Shiver Polar Plunge

Date of Event:

Saturday, March 19

Time of Event:

11:30AM-3PM

Type of Event:

☒ Festival☐ 1K / 5K / Athletic / Bike Race / Marathon☐ Other

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Use of Recreation Support Building (82nd & Second Avenue).....\$300

Stone Harbor Men's Softball League.....\$250 per season

Suzanne Stanford

From: Kim Stevenson
Sent: Wednesday, February 09, 2022 9:34 AM
To: Suzanne Stanford
Subject: FW: Stone Harbor DVMP Monitoring Reports
Attachments: 2021 5th Year Monitoring Report - 115th to 118th.pdf; 2021 2nd Year Monitoring Report - 89th St N.pdf; 2021 1st Year Monitoring Report - 103rd to 104th.pdf; 2021 1st Year Monitoring Report - 113th to 114th.pdf; 2021 1st Year Monitoring Report - 87th St N.pdf; 2021 1st Year DVMP Monitoring Report - 80th to 83rd.pdf

Here you go!



Kim Stevenson | Administrative Assistant | Borough of Stone Harbor
9508 Second Avenue, Stone Harbor, NJ 08247
stevensonk@shnj.org | ph: 609.368.6800 X 3
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From: Aaron Baker [mailto:abaker@lomaxconsulting.com]
Sent: Friday, January 07, 2022 9:57 AM
To: Kim Stevenson <StevensonK@shnj.org>
Cc: Robert Smith <BoroughAdministrator@shnj.org>; Diane Busz <dbusz@lomaxconsulting.com>
Subject: Stone Harbor DVMP Monitoring Reports

Hello Kim,

Attached please find copies of all the DVMP project sponsors by private property owners in Stone Harbor for the Borough's records. All the projects have done well and no remedial actions are required. Please note that the project located between 115th and 118th Street has completed its 5 years of monitoring and is recommended for decommissioning. This will be the first completed DVMP project in the Borough and we would also recommend that the NRC and/or Council issue a "decommissioning letter" to formalize that the project has been completed and then the escrow account can be requested to be closed by the project sponsors. Please let me know if the NRC would like me to review the monitoring reports with them or discuss the completed project. Feel free to contact me with any questions as well.

Regards,

Aaron C. Baker

Environmental Consultant

The Lomax Consulting Group

P.O. Box 9 (Mailing)

1435 Route 9 North (Delivery)

Cape May Court House, NJ 08210

609-465-6700 (p)

609-465-2449 (f)

abaker@lomaxconsulting.com

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Suzanne Stanford

From: Alison Jones (Clean Ocean Action) <AJones@CleanOceanAction.org>
Sent: Tuesday, February 01, 2022 3:52 PM
To: Judith Davies-Dunhour
Cc: Suzanne Stanford; Grant Russ; Kim Stevenson
Subject: Clean Ocean Action 2022 Beach Sweeps

Dear Mayor Davies-Dunhour,

Clean Ocean Action (COA) is diving into 2022 and beginning our preparations for the **37th Annual Beach Sweeps**. COA cordially invites you and your town to participate in the **Spring Beach Sweeps on Saturday, April 9th** and the **Fall Beach Sweeps on Saturday, October 22nd** from 9:00am to 12:30pm. *Please note that the Spring Beach Sweeps will be held a few weeks earlier than in past years.*

COA is well prepared to adapt the Beach Sweeps to the continuously changing public health situation. The COVID-19 protocols implemented for the 2021 Beach Sweeps can be viewed on COA's website [here](#). These protocols will be adjusted as needed to ensure that the Beach Sweeps events are in adherence with all state and CDC guidelines, as well as any additional guidelines that your municipality may require.

New Request for 2022 Beach Sweeps: In an effort to reduce the number of plastic bags used and to avoid bagging recyclable materials in plastic bags, COA kindly requests that municipalities provide recycling receptacles at cleanup locations for use during the Beach Sweeps, if possible.

Please contact me at AJones@CleanOceanAction.org to confirm your town's participation in the Beach Sweeps, and if necessary, to provide further instructions for coordinating this event in your town. If you have any questions or concerns, please do not hesitate to contact me.

We look forward to Stone Harbor being a part of this year's Beach Sweeps on Saturday, April 9th and Saturday, October 22nd from 9:00 am – 12:30 pm. On behalf of COA, thank you for your ongoing support for the Beach Sweeps. I look forward to hearing from you.

Sincerely,

Alison Jones

Watershed Program Coordinator

Clean Ocean Action (COA)

Pronouns: she/her/hers

49 Avenel Blvd

Long Branch, NJ 07740

(p) 732.872.0111 (f) 732.872.8041

AJones@cleanoceanaction.org

www.cleoceanaction.org

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Think Green! Only print this e-mail if necessary.



§ 542-3Application for services.

[Amended 3-15-2005 by Ord. No. 1226; 11-18-2005 by Ord. No. 1325; 8-20-2013 by Ord. No. 1431; 3-4-2014 by Ord. No. 1439; 8-17-2021 by Ord. No. 1597]

A.

Written application for a new or replacement water service line and/or building sewer shall be made to the Utilities Collector in the manner hereinafter provided before any connection shall be made.

B.

The application(s) shall be submitted by a licensed plumber on behalf of the property owner, and shall be accompanied by payment of all necessary charges as provided herein, or any amendments or supplements thereof.

C.

When a new installation or replacement of a water service line and building sewer is contemplated at the same time, a street opening fee, as established by resolution of the Borough Council, will apply if both lines are laid in the same trench. If either or both lines requiring replacement are laid in separate trenches, the street opening charge will apply to each line.

D.

In the case of new construction or modification to existing drainage lines within the structure, an application shall be made at the time that the building permit is obtained.

E.

Application shall be made to the Utilities Collector for exclusion from the sanitary collection system charges when water used will not be returned to the sanitary collection system (i.e., lawn sprinklers, garden irrigation, marinas, pools, hose bibs, etc.). Such consumption must be metered separately and will be subject to the schedule of water rates and fees set forth in § 542-13.

§ 542-4Rules and regulations.

A.

All users shall abide by all rules and regulations governing the water and sanitary collection system as provided herein or otherwise regularly adopted. The Plumbing Inspector may refuse to authorize connection to the system when the user's system is not in accordance with the National Standard Plumbing Code as adopted by the State of New Jersey.

B.

No person shall connect a sump pump, roof, foundation, areaway, parking lot, roadway, or other surface runoff or groundwater drains to any sewer which is connected to a wastewater treatment facility. All roof, foundation, areaway, parking lot, roadway, or other surface runoff or groundwater drains shall discharge to natural outlets or storm sewers. No new or replacement building sewer shall be laid in the ground closer than one foot to an existing water service line or water meter or vice versa.

C.

No cross-connection or interconnections with facilities supplying water from other sources shall be permitted.

D.

Temporary discontinuance of service is not permitted and each owner shall pay the minimum rate per quarter unless permanent discontinuance is effected.

E.

Exclusion service lines shall be required for irrigation, ~~and~~ supply to dock water lines, **pools, and hose bibs** only. The service line connection shall in no way break the foundation wall surrounding the structure.

[Added 8-20-2013 by Ord. No. 1431]

§ 542-25Smart irrigation systems.

[Added 4-2-2013 by Ord. No. 1421^m]

Upon the effective date of this section, all persons installing irrigation systems, and all existing irrigation systems under and subject to the requirements of this section, shall require the installation **of an exclusion service line for water supply to** ~~and use of~~ smart irrigation system technologies as hereinafter stated. **All contractors who install, maintain, and/or change the settings of such smart irrigation systems must be certified as a New Jersey Certified Irrigation Contractor who must register with the Borough as such.**

A.

During periods of rainfall, rainfall- or moisture-sensing devices shall be used to avoid operation of all irrigation systems associated with new construction or where an existing structure on the property is being renovated, restored or otherwise substantially altered. Substantial alteration occurs when ~~50%~~ **40%** or more of the total sum of floor and roof areas of the principal structure is

proposed to be structurally altered within a twelve-month period, or in the case of any structural alteration to a principal structure, when the fair market value of the structural addition equals or exceeds ~~50%~~ 40% of the value of the original structure's fair market value prior to the alteration.

B.

Rainfall- or moisture-sensing devices include soil moisture sensors that assess the available plant soil moisture in order to minimize the unnecessary use of water and/or rain sensors placed in the irrigation system designed to restrict operation of a sprinkler controller when precipitation has reached a preset quantity.

C.

Evapotranspiration-based (ET) controllers are required on any automatic landscape irrigation system installed subsequent to April 30, 2013. In addition said systems are required on automatic irrigation systems when any principal structure on a property in the Borough is substantially altered. Substantial alteration occurs when ~~50%~~ 40% or more of the total sum of floor and roof areas of the principal structure is proposed to be structurally altered within a twelve-month period or, in the case of any structural alteration to a principal structure, when the fair market value of the structural addition equals or exceeds ~~50%~~ 40% of the value of the original structure's fair market value prior to the alteration. "Evapotranspiration-based (ET) controller" means a controller that calculates soil moisture from known weather and related inputs. An ET-based controller:

(1)

Receives and monitors weather data or on-site environmental conditions, including, but not limited to, solar radiation, wind speed, temperature, relative humidity, rainfall and soil moisture; and

(2)

Calculates or determines the amount of moisture input to and moisture lost from the soil and plants; and

(3)

Automatically creates or adjusts the irrigation schedule to apply only the amount of water that is necessary to maintain adequate soil moisture.

D.

Applicability. This section shall apply to all ~~licensed contractors~~ NJ Certified Irrigation Contractors and property owners within the jurisdiction of the

Borough of Stone Harbor who install or perform work on automatic irrigation systems and to any person or entity which purchases or installs an automatic landscape irrigation system on their property.

[Amended 8-17-2021 by Ord. No. 1597]

(1)

Any person who purchases or installs an automatic landscape irrigation system on their property must properly install, maintain, and operate the system in accordance with manufacturer specifications, technology that inhibits or interrupts operation of the system during periods of insufficient moisture, and otherwise comply with the provisions of this section.

(2)

A ~~licensed contractor~~ **NJ Certified Irrigation Contractor** or property owner who installs or performs work on an automatic landscape irrigation system must test for the correct operation of each inhibiting or interrupting device or switch on the system. If such devices are not installed, or are functioning improperly, the contractor must install new devices or repair the existing ones and ensure that each is operating properly before completing other work on the system.

(3)

Regular maintenance and replacement of worn or broken moisture-sensing equipment, such as soil moisture or rain sensors, is not a violation of this section, if such repairs are made within 30 days from the time noncompliance is noted.

E.

Violations and penalties.

(1)

Failure of any person who purchases or installs an automatic landscape irrigation system on their property, or property managed by them, to properly install, maintain, and operate technology that inhibits or interrupts operation of the system during periods of insufficient moisture is guilty of a violation of this section, and shall be subject to a fine of \$50 for a first offense, \$100 for a second offense, and \$250 for a third or subsequent offense. A person in violation of this section may be cited for each day the system fails to be in compliance with this section.

[Amended 8-17-2021 by Ord. No. 1597]

(2)

Funds generated by penalties imposed under this section shall be used by the Borough for the administration and enforcement of this section, and the

corresponding sections of this section, and to further water conservation activities.

[1]

Editor's Note: This ordinance also provided for the renumbering of former § 542-25 as § 542-26.

§ 542-25.1 **Watering restrictions; irrigation schedules; exempt systems temporary exemptions; enforcement.**

[Added 7-16-2013 by Ord. No. 1429]

A.

Watering restrictions.

Irrigation systems may not be used to water the grass, trees, or landscape beds located between the curb and the sidewalk.

B.

Irrigation schedules.

The watering of lawns and/or plant beds by way of ~~an irrigation system~~ any irrigation system, including smart irrigation systems, is hereby restricted to the following mandatory schedule:

(1)

All properties north of and including 96th Street: ~~Monday, Wednesday and Friday.~~ 'Every-other-day' watering schedule beginning no earlier than April 1st of each year and ending no later than October 30th of each year. All properties north of and including 96th Street may water on the following dates only:

April 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29

May 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31

June 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

July 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

August 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31

September 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

October 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

(2)

All properties south of 96th Street: ~~Tuesday, Thursday and Saturday.~~ 'Every-other-day' watering schedule beginning no earlier than April 2nd of each year and ending no later than October 31st of each year. All properties south of 96th Street may water on the following dates only:

April 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

May 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

June 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29

July 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31

August 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 28, 30

September 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29

October 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31

~~(3)~~

~~Watering on Sunday is prohibited.~~

~~[Added 8-17-2021 by Ord. No. 1597^m]~~

~~[1]~~

~~Editor's Note: This ordinance also redesignated former Subsection A(3) and (4) as Subsection A(4) and (5), respectively.~~

~~(4)~~ (3)

All such watering may only occur after the hour of 6:00 p.m. prevailing time or before the hour of 9:00 a.m. prevailing time on each day watering is allowed. Every system utilized for irrigation shall be restricted to these times and durations, ~~regardless of whether the system is exempt from the schedule established in Subsection A(1) and (2) above.~~

~~[Amended 3-4-2014 by Ord. No. 1439]~~

~~(5)~~ (4)

All such watering shall be limited to once per day, no more than 30 minutes per zone within each system.

B. C.

Exemptions.

~~[Amended 5-5-2015 by Ord. No. 1464; 8-17-2021 by Ord. No. 1597]~~

~~(1)~~

The following shall be exempt from the above schedule:

~~(a)~~

~~"Drip" irrigation systems of the micro-irrigation type (low pressure and low volume) wherein water is applied to the soil surface or small stream through emitters.~~

~~(b)~~

~~"Soaker" irrigation systems which utilize semipermeable hoses to wick or weep water either below the root level or at or near ground level.~~

~~(c)~~ (a)

Newly installed lawns and/or landscape beds may water as needed for the first 21 days following installation, but the increased watering schedule may occur only within the particular zone(s) in which the new lawns and/or landscape beds are planted. After 21 days, such zones shall be subject to the restrictions of § 542-25.1A ~~B~~ thereafter.

~~(2)~~

~~Effective January 1, 2022, smart irrigation systems are not exempt and subject to the irrigation schedule established in § 542-25.1A.~~

~~C.~~

§ 542-26 Enforcement; violations and penalties.

A.

Enforcement and penalties. This section may be enforced by the Utilities Collector, an employee of the Utilities Department or Public Works, Code Enforcement Officer or any officer of the Stone Harbor Police Department. The enforcement and penalty provisions of § 542-26, as well as the general penalty provisions of the Revised General Ordinances of the Borough of Stone Harbor, current edition, shall apply to this section as well, except that, on a first offense, the property owner shall be given a warning and a copy of § 542-25.1 in lieu of a complaint/summons. For a second offense (after a first offense warning hereunder), a fine of \$100 shall be imposed. For a third offense, a minimum fine of \$250 shall be imposed; for any subsequent offense, a minimum fine of \$350 to a maximum of \$2,500.

[Amended 5-5-2015 by Ord. No. 1464; 4-19-2016 by Ord. No. 1476; 8-3-2021 by Ord. No. 1594; 8-17-2021 by Ord. No. 1597]

~~§ 542-26 Enforcement; violations and penalties.~~

~~A.~~ B.

Payment. If prompt payment for any water or sanitary collection service or for work done or materials furnished is not made when due, as aforesaid, the water shall be shut off from the premises served and it shall not be supplied thereto again until the arrears, with interest and penalties, shall be fully paid. The

officers and employees of the Borough of Stone Harbor are fully authorized to take any and all action necessary to enforce this provision as well as all others necessary to the proper enforcement of this chapter. If any charges shall remain in arrears for two months, the officer or other employees charged with the duty of the collection thereof shall file with the officer charged with the duty of collecting unpaid taxes, a statement showing such arrearages; and from the time of such filing, the unpaid charges shall become a lien upon the premises and real estate for which the service(s) were furnished, and in connection with which the charges were incurred to the same extent as taxes are a lien upon real estate in the Borough shall be collected and enforced by the same officers and in the same manner as liens for taxes.

B. C.

Violations. Any act prohibited by this chapter is hereby declared to be a violation hereof. The failure to do any act or thing required to be done pursuant to the provisions of this chapter shall be considered a violation hereof.

C. D.

Penalty. Any person found guilty of any violation of this chapter, shall, upon conviction thereof, be subject to a minimum fine of \$500, not to exceed \$1,250. [Amended 3-7-2006 by Ord. No. 1251; 10-2-2018 by Ord. No. 1529]

D. E.

Repetition of offense. Each day a violation continues shall constitute a separate violation of this chapter.

E. F.

Additional penalty for damages. If a violation causes any expense for reconnection, replacement or repair to any operating component of the waste water facilities or the water distribution system, the person convicted of causing the violation necessitating such reconnection, replacement or repair, shall, upon application by the Borough, be required to make payment by restitution, or otherwise, in the amount of the expense and costs incurred by the Borough in pursuing enforcement of this provision,