



**LAKE COMO BOROUGH
1740 MAIN STREET
LAKE COMO, NJ 07719
(732) 681-3232
MINUTES**

**DATE: JUNE 7, 2023
REGULAR MEETING**

MEETING CALLED TO ORDER

Mayor Higgins called the meeting to order at 7:39pm

SALUTE TO FLAG AND MOMENT OF SILENT REFLECTION

SUNSHINE LAW

Introduction as required under the Sunshine Law: Adequate notice of this meeting has been provided by the adoption of a Resolution by the Mayor and Council on the third day of January 2023 in which Resolution the time and place of Agenda and Regular Meetings commencing with January 3, 2023 were set forth. Notice of same was delivered to the Asbury Park Press, the Coast Star and TAPinto and a copy of the notice was posted on the borough website at www.lakecomonj.org and on the bulletin board in Borough Hall. All meetings are open to the public.

ROLL CALL

Douglas Witte	Present
Hawley Scull	Present
Christopher D'Antuono	Present
Nick DeMauro	Present
Peter Ventrice	Present
Heather Albala-Doyle	Present

APPROVAL OF MINUTES

Councilman DeMauro made a motion to approve the minutes from the May 16, 2023 Meeting, seconded by Councilwoman Scull, all are in favor.

COMMUNICATIONS

No communications on the agenda

REPORTS OF COMMITTEES

- Councilwoman Albala-Doyle reported on several programs available through the Belmar Recreation Department. Registrations for Tennis Club, Soccer, Kids Running Club can be found online at Belmar.com and seniors wishing to join the Senior Club can email recreation@belmar.com to join the email list. Councilwoman Albala-Doyle reported that she had the pleasure of attending the ribbon cutting at the new Rejuvenate Spa in Lake Como and congratulated the owners on the new business. Lastly, Councilwoman Albala-Doyle congratulated Councilman Ventrice and Councilman DeMauro on the Primary election. All other matters are in order.

- Councilman Ventrice reported that all matters are in order.
- Councilman DeMauro reported that all matters are in order.
- Councilman D'Antuono reported that all matters are in order.
- Councilwoman Scull reported that the Tourism Commission is looking for Lake Como Day Vendors and any Lake Como Business that registers by August 1st will have their vendor spot waived. Lake Como Day will be held on September 23, 2023. All other matters are in order.
- Councilman Witte reported that all matters are in order.
- Mayor Higgins thanked all those who attended the Memorial Day Service and rededication of the monument at the lake last Monday. The lakefront project is nearing completion with a few items left to be completed along with the installation of benches which are on order.

UNFINISHED BUSINESS

No unfinished business

PUBLIC COMMENTS ON NEW BUSINESS & CONSENT AGENDA

Councilman Witte made a motion to open the meeting to the public, seconded by Councilwoman Scull, all are in favor.

James Buchanan of North Blvd. came before the Council asking if the Borough Stormwater Ordinance prohibits water run off from other properties onto properties of their neighbors since he has a flooding issue.

Bob Rumsby of 18th Avenue came before the Council asking if there were any funds available for roadwork on 18th Avenue, mainly for speedbumps. Bob Allison, the Borough's Financial Consultant, responded that the road projects are funded through grants and any project of that scale would need to be funded by a grant. Mr. Rumsby asked for copies of the two traffic studies that were done on 18th Avenue and asked if the speed limit can be enforced, and he will continue to request a speedbump or calming device.

Councilman DeMauro made a motion to close the meeting to the public, seconded by Councilman Witte, all are in favor.

CONSENT AGENDA

All items listed under this section are considered to be routine by the Borough Council and will be enacted by one motion. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

Resolution 2023-72
Refund of Street Opening Escrow

Councilman Witte made a motion to approve the item on the Consent Agenda, seconded by Councilman DeMauro, all are in favor.

NEW BUSINESS

Special Events Application

Greenwood Terrace Block Party

- Amanda Hernek from Greenwood Terrace came before the Council asking for permission to have a block party and block off a small part of 19th Avenue and Greenwood Terrace. There will be approximately 75 people and it will be a potluck style party. Mayor Higgins stated that he is not comfortable with the 19th Avenue intersection being blocked off and Chief Scott stated her suggestion would be to shut Greenwood Terrace down completely. Councilwoman Albala-Doyle asked if residents who are not participating would be able to get out of the neighborhood, which they would be able to. Ms. Hernek stated that she will amend the application to include only Greenwood Terrace and remove the 19th Avenue intersection.

Offered by Councilman Witte as amended, seconded by Councilwoman Scull, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Special Events Application

Burton Place Block Party

- Tim O'Hara came before the Council asking for permission to have a block party for the residents of Burton Place. There will be musicians, an ice cream truck and all the neighbors have been notified and are on board with the party. Mr. O'Hara asked if they could use a golf cart to transport people back and forth to the party. Mayor Higgins stated that the cart would have to be licensed and registered to be on the road.

Offered by Councilwoman Albala-Doyle, seconded by Councilwoman Scull, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Ordinance 2023-06

Second Reading and Introduction

Bond Ordinance

Offered by Councilman D'Antuono and seconded by Councilman Witte.

No Public Comments

Roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-73

Refund of Tax Overpayment

Offered by Councilman Ventrice, seconded by Councilman Witte, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-74

Payment of Bills

Offered by Councilwoman Albala-Doyle, seconded by Councilman Ventrice, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-75

Payment of NJNG Bill

Offered by Councilwoman Scull, seconded by Councilman Witte, roll call vote as follows:

Yes: Councilmembers Witte, Scull, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: Councilman D'Antuono

Absent: None

Resolution 2023-76

Authorizing Grant Application and Execution of a Grant Contract with NJDOT for Improvements to 20th Avenue, 21st Avenue and 22nd Avenue

Offered by Councilman D'Antuono, seconded by Councilwoman Scull, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-77

Appointing Acting Water Sewer and Tax Collector & Qualified Purchasing Agent

Offered by Councilman Witte, seconded by Councilman DeMauro, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-78

Awarding Contract for Improvements of Margerum Avenue

FY2023 NJDOT Municipal Grant Aid

Offered by Councilman DeMauro, seconded by Councilman Ventrice, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Public Hearing and Adoption of the Calendar Year 2023 Municipal Budget

- Jim Buchanan from North Blvd. asked if residents are allowed to sit in on budget meetings. Mayor Higgins responded that there aren't meetings to sit in on and thanked everyone who came together and put together a very good budget.

Offered by Councilman Witte, seconded by Councilman Ventrice, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

PUBLIC COMMENTS

Councilwoman Scull made a motion to open the meeting to the public, seconded by Councilman Witte, all are in favor.

- Sara Giventer of 1700 Main Street came before the Council asking about the noise ordinance and expressing her concerns about a certain establishment in town that she feels is in violation of that ordinance. Mayor Higgins advised Ms. Giventer to come back before the Council during the ABC portion of the meeting to speak on a specific establishment.

Councilman Witte made a motion to close the meeting to the public, seconded by Councilwoman Scull, all are in favor.

ALCOHOLIC BEVERAGE CONTROL BOARD

Resolution 2023-79

Fahey Hospitality Group LLC t/a Joe's Surf Shack

- Bob Fahey, owner of Joe's Surf Shack, came before the Council and stated he is okay with the restrictions on his license as amended to include Newman Street for the litter patrol. Chief Scott stated that this establishment works very well with the police and was on board with increasing the escrow.
 - o Councilwoman Scull made a motion to open the meeting to the public, seconded by Councilman Ventrice, all are in favor.
 - No public comments
 - o Councilman Witte made a motion to close the meeting to the public, seconded by Councilwoman Scull, all are in favor.

Offered by Councilman Witte, seconded by Councilwoman Scull and roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-80

Stacy 5 Star LLC t/a La Sierra Restaurant and Bar

- Kevin Marroquin, owner of La Sierra, came before the Council and stated he is okay with the restrictions on his license and Chief Scott stated that she has nothing to report pertaining to this establishment.
 - o Councilwoman Scull made a motion to open the meeting to the public, seconded by Councilwoman Albala-Doyle, all are in favor.
 - No public comments
 - o Councilman Witte made a motion to close the meeting to the public, seconded by Councilman D'Antuono, all are in favor.

Offered by Councilwoman Scull, seconded by Councilman DeMauro and roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-81

Stacy 5 Star LLC Pocket License

- Kevin Marroquin, owner of La Sierra, came before the Council and Chief Scott stated that she has nothing to report pertaining to this pocket license.
 - o Councilwoman Scull made a motion to open the meeting to the public, seconded by Councilwoman Albala-Doyle, all are in favor.
 - No public comments
 - o Councilman Witte made a motion to close the meeting to the public, seconded by Councilman D'Antuono, all are in favor.

Offered by Councilwoman Albala-Doyle, seconded by Councilwoman Scull and roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-82

Aleatory Inc. t/a Bar Anticipation

- Reggie Hyde, owner of Bar Anticipation, came before the Council and stated he is okay with the changes to the restrictions on his license. Chief Scott stated that she changed the requirements on policing from Memorial Day to May 1st and Mr. Hyde had no objection to that. Other than that change, Chief Scott has no concerns with this license renewal.
 - o Councilman Witte made a motion to open the meeting to the public, seconded by Councilwoman Albala-Doyle, all are in favor.
 - No public comments
 - o Councilwoman Scull made a motion to close the meeting to the public, seconded by Councilman D'Antuono, all are in favor.

Offered by Councilwoman Albala-Doyle, seconded by Councilman DeMauro, roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-83

Dai Lee Corporation t/a Weinstein's Liquors

- Sheung Wong, owner of Weinstein's Liquors, came before the Council and stated he is okay with the restrictions on his license and Chief Scott stated that she has no changes and nothing to report pertaining to this establishment.
 - o Councilman Witte made a motion to open the meeting to the public, seconded by Councilwoman Albala-Doyle, all are in favor.
 - No public comments
 - o Councilman Witte made a motion to close the meeting to the public, seconded by Councilwoman Scull, all are in favor.

Offered by Councilwoman Albala-Doyle, seconded by Councilman D'Antuono and roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-84

Lake Como Wine Shop Inc. t/a Lake Como Wine Shop

- Sheung Wong, owner of Lake Como Wine Shop, came before the Council and stated he is okay with the restrictions on his license and Chief Scott stated that she has no changes and nothing to report pertaining to this establishment.
 - o Councilwoman Scull made a motion to open the meeting to the public, seconded by Councilman Ventrice, all are in favor.
 - No public comments
 - o Councilwoman Scull made a motion to close the meeting to the public, seconded by Councilman D'Antuono, all are in favor.

Offered by Councilwoman Scull, seconded by Councilman D'Antuono and roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None

Abstain: None

Absent: None

Resolution 2023-85

Karan Two Inc. t/a Discount Wine and Liquors

- Kit Patel, owner of Discount Wine and Liquors, came before the Council and stated he is okay with the restrictions on his license and Chief Scott stated that Mr. Patel has cooperated in maintaining the trash cans outside his property and she has no changes and nothing to report pertaining to this establishment.
 - o Councilwoman Scull made a motion to open the meeting to the public, seconded by Councilman Witte, all are in favor.
 - No public comments
 - o Councilman Witte made a motion to close the meeting to the public, seconded by Councilwoman Scull, all are in favor.

Offered by Councilman D'Antuono, seconded by Councilwoman Albala-Doyle, and roll call vote as follows:

Yes: Councilmembers Witte, Scull, D'Antuono, DeMauro, Ventrice and Albala-Doyle

No: None
Abstain: None
Absent: None

Resolution 2023-87

MacTav t/a McCann's Steer and Spirits

This resolution is carried until the June 20, 2023 meeting

Resolution 2023-86

Salty's Beach Bar Belmar LLC t/a Salty's Beach Bar

Samual "Skip" Reale, the attorney representing Salty's came before the board.

Greg Vella, attorney for the property owner, Four Thirty Club, came before the board stating that his client has filed an objection to Salty's serving and allowing consumption of alcoholic beverages on their property which is the outside area. Mr. Vella stated that his client is not objecting to the renewal of their license they are just asking that the establishment move their fence to their property and they are willing to give them 30 days to do so.

Peg Schaffer, Borough Attorney stated that the licensee believes that area is licensed while Mr. Vella responded that the survey is clear that the area in question, does not belong to the licensee.

Reggie Hyde, owner of the area in question, rents the parking lot adjacent to the establishment to Salty's and other than parade day two years ago, has never given permission to the establishment to sell or consume alcohol on that property. Mr. Hyde reiterated what Mr. Vella stated, that he has no objection to the renewal of the license, he just wants the fence moved off his property.

Mr. Reale asked Mr. Hyde if he had any stake in what is now Salty's? Mr. Hyde responded that his company owned 49% of the stock in the company that owned that real estate property but was not involved in the business or the sale of that business and bought the parking lot about three and a half years ago. Mr. Reale asked if that fence in question was there prior to the sale of Pay Day to Salty's?

Mr. Vella responded that the parking lot was never licensed, the council never approved the parking lot to be licensed and yes, the fence may have been there in the past but it was never licensed.

Ms. Schaffer responded that if, in fact, the council ever approved a licensed premises to encroach on Mr. Vella's client's property, that was done in error since the board cannot do so without consent of the property owner.

Mr. Reale questioned why this is an issue now when the place-to-place transfer was done years ago.

Mr. Vella is asking that the Council carries this renewal, go back, pull records and see that the previous owner never owned the parking lot either and he is confident that the records will show that any prior applicants never included this area in their applications.

Mayor Higgins stated that he doesn't feel that is an issue that the council would be able to decide upon tonight as they do not have the documents that are being discussed. Mayor Higgins has been copied on the correspondence between the attorneys but that council has not therefore, he is asking that they not make a decision on this license at this time.

At this point, Councilman Ventrice made a motion to open the meeting to the public, seconded by Councilman D'Antuono, all are in favor.

Sarah Giventer of Main Street to express her concerns with the noise from the patrons leaving the establishment between 10pm and 2am and the unnecessary revving of motorcycles that are intentionally disturbing those who live in that area. Ms. Giventer is asking why the noise ordinance isn't being enforced and why other establishments like Bar A, have uniformed officers on premises to alleviate issues but Salty's does not. Chief Scott stated that last year, the Police received 24 noise calls and so far this year, they have received 8 calls. Ms. Giventer stated that people are scared to call on this establishment.

John Post of North Blvd. asked if having officers at this establishment can be required. Mayor Higgins stated that it will be at the discretion of the Police Chief when she deems it necessary, and Ms. Schaffer responded that the town and the Council trusts Chief Scott to do so at her discretion.

Ms. Schaffer stated that this license will be on the agenda again on June 20th but she believes Mr. Reale has indicated that his client has objections to many of the conditions on their license and asked Mr. Reale to state his objections.

Mr. Reale feels that some of the restrictions on the license do not directly relate to the sale and distribution of alcohol and should not be placed on this license including the need to post escrow to have officers at the establishment. Any fees outside of the state and municipal fees should not be conditions on the license.

Ms. Schaffer stated that the council has the right to impose special conditions and since Mr. Reale is not consenting to those, they have the right to appeal and Mr. Reale stated his client, the licensee will be imposing their right to a hearing.

This license renewal resolution will be carried to the June 20, 2023 meeting.

NEXT MEETING

The next regular meeting of the Mayor and Council will be held on Tuesday, June 20, 2023, immediately following the 7:30 PM Workshop in the Lake Como Meeting Room. All meetings are open to the public.

MOTION TO ADJOURN

Councilwoman Scull made motion to adjourn, seconded by Councilwoman Albala-Doyle, all are in favor.

Respectfully Submitted
Amy L. Boney
Acting Borough Clerk

The minutes of this meeting are not verbatim. Please call Borough Hall at (732)681-3232 to schedule an appointment to hear the tape(s) of this meeting in its entirety. All tapes are subject to being destroyed 80 days after the approval of the Minutes.

RESOLUTION 2023-72

WHEREAS, John Kelly Mechanical Contractors, contractor for the owner of 1817 Bradley Terrace, Lake Como, NJ, also known as Block - 9; Lot - 5, applied for Street Opening Permit # 23-11 for a sewer line replacement and sewer tap; and

WHEREAS, John Kelly Mechanical Contractors, paid the \$90.00 Application Fee, as well as the \$600.00 Escrow Fee which is refundable upon inspection of the street being deemed satisfactory after completion of the job; and

WHEREAS, the Supervisor of the Department of Public Works, did visit the site for the purpose of inspecting the street and did find it to be in good condition.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como that the \$600.00 Escrow Fee posted with Check # 1070 be refunded to John Kelly Mechanical Contractors.

Dated: 06/07/2023

Kevin Higgins, Mayor

Douglas Witte, Council President

CERTIFICATION

I hereby certify the foregoing Resolution to be a true and exact copy of a Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney, Acting Borough Clerk



Borough of Lake Como

1740 Main Street • Lake Como, New Jersey 07719
(732) 681-3232 • FAX (732) 681-8981

Kevin G. Higgins
Mayor

Andrew Huisman
Administrator

MUST BE TYPED OR PRINTED NEATLY

SPECIAL EVENTS PERMIT APPLICATION

PLEASE COMPLETE THE FOLLOWING INFORMATION, AS REQUIRED BY
BOROUGH ORDINANCE NO. 93-576.

EVENT NAME: Greenwood Block party
DATE OF EVENT: August 5
TIME OF EVENT: 2:00 am/pm until 7:00 am/pm
Events must begin by 9:00am
APPLICANT/ORGANIZATION: _____
APPLICANT ADDRESS: 1820 Greenwood terrace
Lake Como NJ 07719
TELEPHONE NUMBER: 423-580-4372

DAY OF EVENT CONTACT INFORMATION

PERSON RESPONSIBLE FOR EVENT: Amanda Hernele
NUMBER OF VOLUNTEERS FOR EVENT: _____
(Volunteers must be over the age of 18 and must be wearing safety vests at all times)
ADDRESS: 1820 Greenwood terrace
Lake Como NJ
PHONE NUMBER: 423 580 4372
WILL THERE BE AN ADMISSION CHARGE TO ATTEND?: _____ YES ☒ NO
IF YES, HOW MUCH?: \$ _____
LIABILITY INSURANCE COVERAGE? _____ YES ☒ NO
AMOUNT OF COVERAGE: \$ _____
HAVE YOU APPLIED TO BELMAR & SPRING LAKE? _____ YES ☒ NO
EVENTS WITH MORE THAN 500 PARTICIPANTS MUST APPLY TO WALL TWP.
IF NO, WHY? Block Party with neighbors

***Certificate of Insurance MUST be submitted with the application
before application will be reviewed***



Borough of Lake Como

1740 Main Street • Lake Como, New Jersey 07719
(732) 681-3232 • FAX (732) 681-8981

Kevin G. Higgins
Mayor

Andrew Huisman
Administrator

SPECIAL EVENTS PERMIT APPLICATION

LOCATION OF EVENTS AND COMPLETE DETAILS AS TO HOW THE APPLICANT INTENDS TO PROVIDE FOR SECURITY AND TRAFFIC CONTROL. EVENTS WITH OVER 500 PARTICIPANTS CANNOT USE VOLUNTEERS:

The location will be on half of Greenwood terrace Block off by 1816 Greenwood down to 19th with parts of 19th closed off as well. I am asking the town to provide the barricades.

DESCRIBE ALL BOROUGH RESOURCES AND/OR SERVICES THAT WILL BE REQUIRED TO BE PROVIDED IN CONNECTION WITH THE EVENT:

I will need barricades to block parts of Greenwood terrace and 19th Ave for the event.

APPROXIMATE NUMBER OF CONTESTANTS, PARTICIPANTS, SPECTATORS, AND/OR OTHER PEOPLE THAT COULD REASONABLY BE ANTICIPATED TO ATTEND THE EVENT: *maybe 75 at most*

THE BOROUGH OF LAKE COMO RESERVES THE RIGHT TO CANCEL ANY SPECIAL EVENT DUE TO CIRCUMSTANCES BEYOND ITS CONTROL, SUCH AS STORMS OR ANY NATURAL DISASTER.

[Signature]

SIGNATURE OF APPLICANT

5/18/23

DATE

FOR OFFICE USE ONLY

Date Application Received

Received by

Date Application Reviewed & Approved by DPW

Reviewed by

Date Application Reviewed & Approved by Police

Reviewed by

Price from Police Department

Date Approved by Mayor & Council

5/22/23

A. Boney



Borough of Lake Como

1740 Main Street • Lake Como, New Jersey 07719

(732) 681-3232 • FAX (732) 681-8981

Kevin G. Higgins
Mayor

Andrew Huisman
Administrator

*****MUST BE TYPED OR PRINTED NEATLY*****

SPECIAL EVENTS PERMIT APPLICATION

PLEASE COMPLETE THE FOLLOWING INFORMATION, AS REQUIRED BY
BOROUGH ORDINANCE NO. 93-576.

EVENT NAME:

Tim & Tom O'Hara birthday party

DATE OF EVENT:

July 15

TIME OF EVENT:

6:00 am/pm until 10: am/pm

Events must begin by 9:00am

APPLICANT/ORGANIZATION:

Tim O'Hara

APPLICANT ADDRESS:

720 Burton Pl

Lake Como

TELEPHONE NUMBER:

(917) 514-8156

DAY OF EVENT CONTACT INFORMATION

PERSON RESPONSIBLE FOR EVENT:

Tim O'Hara

NUMBER OF VOLUNTEERS FOR EVENT:

(Volunteers must be over the age of 18 and must be wearing safety vests at all times)

ADDRESS:

PHONE NUMBER:

WILL THERE BE AN ADMISSION CHARGE TO ATTEND?: ☐ YES ☒ NO

IF YES, HOW MUCH?:

\$

LIABILITY INSURANCE COVERAGE?

☐ YES ☐ NO

AMOUNT OF COVERAGE:

\$

HAVE YOU APPLIED TO BELMAR & SPRING LAKE?

☐ YES ☒ NO

EVENTS WITH MORE THAN 500 PARTICIPANTS MUST APPLY TO WALL TWP.

IF NO, WHY?

***Certificate of Insurance MUST be submitted with the application
before application will be reviewed***



Borough of Lake Como

1740 Main Street • Lake Como, New Jersey 07719

(732) 681-3232 • FAX (732) 681-8981

Kevin G. Higgins
Mayor

Andrew Huisman
Administrator

SPECIAL EVENTS PERMIT APPLICATION

LOCATION OF EVENTS AND COMPLETE DETAILS AS TO HOW THE APPLICANT INTENDS TO PROVIDE FOR SECURITY AND TRAFFIC CONTROL. EVENTS WITH OVER 500 PARTICIPANTS CANNOT USE VOLUNTEERS:

*I want to block off Burbo Place
from traffic.*

DESCRIBE ALL BOROUGH RESOURCES AND/OR SERVICES THAT WILL BE REQUIRED TO BE PROVIDED IN CONNECTION WITH THE EVENT:

None

APPROXIMATE NUMBER OF CONTESTANTS, PARTICIPANTS, SPECTORS, AND/OR OTHER PEOPLE THAT COULD RESONABLY BE ANTICIPATED TO ATTEND THE EVENT: 100

THE BOROUGH OF LAKE COMO RESERVES THE RIGHT TO CANCEL ANY SPECIAL EVENT DUE TO CIRCUMSTANCES BEYOND ITS CONTROL, SUCH AS STORMS OR ANY NATURAL DISASTER.

Kevin G. Higgins
SIGNATURE OF APPLICANT

6/2/23
DATE

FOR OFFICE USE ONLY

Date Application Received

Received by

Date Application Reviewed & Approved by DPW

Reviewed by

Date Application Reviewed & Approved by Police

Reviewed by

Price from Police Department

Date Approved by Mayor & Council

6/2/23
ABoney

**BOROUGH OF LAKE COMO
BOND ORDINANCE NUMBER 2023-06**

**BOND ORDINANCE AMENDING BOND ORDINANCE
NUMBER 2016-918 FINALLY ADOPTED BY THE
BOROUGH COUNCIL OF THE BOROUGH OF LAKE COMO,
IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY
(THE "BOROUGH") ON AUGUST 16, 2016 TO INCREASE
THE APPROPRIATION AND THE AUTHORIZATION OF
BONDS OR NOTES THEREIN FROM \$2,965,000 TO
\$3,163,386 AND REPEAL BOND ORDINANCE NUMBER
2021-965 FINALLY ADOPTED BY THE BOROUGH ON
OCTOBER 19, 2021**

WHEREAS, the Borough of Lake Como, in the County of Monmouth, State of New Jersey (the "Borough") has determined to amend Bond Ordinance Number 2016-918 finally adopted by the Borough Council of the Borough on August 16, 2016 (the "Original Ordinance"), to increase the appropriation and the authorization of bonds or notes therein by the amount of \$198,386 (from \$2,965,000 to \$3,163,386); and

WHEREAS, the Borough has also determined to repeal and cancel Bond Ordinance Number 2021-965, finally adopted by the Borough Council of the Borough on October 19, 2021 (the "2021 Amending Ordinance"), which previously amended the Original Ordinance.

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE
BOROUGH OF LAKE COMO, IN THE COUNTY OF MONMOUTH, STATE OF NEW
JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **AS
FOLLOWS:**

SECTION 1. The above recitals are incorporated herein as though fully set forth at length.

SECTION 2. The Original Ordinance of the Borough is hereby amended to the extent and with the effect as set forth below:

(a) The total appropriation in the Original Ordinance is hereby increased by \$198,386, from \$2,965,000 to \$3,163,386.

(b) The total authorization bonds or note in the Original Ordinance is hereby increased by \$198,386, from \$2,965,000 to \$3,163,386.

(c) Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), no down payment is required as the Water/Sewer Utility is self-liquidating.

SECTION 3. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 4. The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by

\$198,386 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

SECTION 5. The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all tax-exempt bonds and notes issued under the Original Ordinance, as amended and supplemented hereby.

SECTION 6. Except as expressly amended and supplemented hereby, the Original Ordinance shall remain in full force and effect.

SECTION 7. The 2021 Amending Ordinance is hereby repealed, canceled, and rescinded.

SECTION 8. This amending bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: May 16, 2023**

**AMY L. BONEY
Acting Borough Clerk**

**ADOPTED ON SECOND READING
DATED: _____, 2023**

**AMY L. BONEY
Acting Borough Clerk**

RESOLUTION 2023-73
RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF TAXES ON
1606 MAIN STREET R209 U5 B5 (BLOCK 10, LOT 40, QUALIFIER C1209)

WHEREAS, a tax overpayment in the amount of \$930.99, has resulted from a duplicate payment made by the property owner being applied to property located at 1606 Main Street R209 U5 B5 (Block 10, Lot 40 Qualifier C1209); and

WHEREAS, the Tax Collector has confirmed that a refund of this overpayment is in order;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Lake Como that a refund of the overpayment of taxes, in the amount of \$930.99, be made payable to Mad of New Jersey, LLC and mailed to Mad of New Jersey LLC, c/o Diane Tringola 50 Valentine Street 11A Monmouth Beach, NJ 07750; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are authorized to take action in accordance with this resolution.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney
Acting Borough Clerk

Resolution 2023 - 74

Be it resolved by the Mayor and Council of the Borough of Lake Como that the proper officers be directed and authorized to make payment from the following accounts:

CURRENT ACCOUNT:

Per Attached Bill List	\$ 80,405.89
------------------------	--------------

WATER/SEWER ACCOUNT:

Per Attached Bill List	2022 \$ 141,049.45
------------------------	--------------------

	2023 \$ 283,093.95
--	--------------------

TOTAL:	\$ 504,549.29
---------------	----------------------

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney
Acting Borough Clerk

June 2, 2023
11:06 AM

Borough Of Lake Como
Received P.O. Batch Listing By P.O. Number

Page No: 1

Rcvd Batch Id Range: First to Last		Rcvd Date Start: 0 End: 06/02/23		Report Format: Condensed	
Rcvd Date	Batch Id	PO #	Description	Vendor	Amount Contract
05/12/23	DAWND	23-00331	RECYCLING TONNAGE REPORT 2022	DONBRAHN DONALD BRAHN	250.00
Total for Batch: DAWND					250.00
Total for Date: 05/12/23		Total for All Batches:		250.00	
05/16/23	DAWND	23-00336	LEGAL SERVICE REDEVELOPMENT	SHAINSCH SCHAFFER SHAIN JALLOH, PC	306.00
05/16/23	DAWND	23-00347	LEGAL SERVICE ABC	SHAINSCH SCHAFFER SHAIN JALLOH, PC	442.00
05/16/23	DAWND	23-00348	LEGAL SERVICE CANNABIS	SHAINSCH SCHAFFER SHAIN JALLOH, PC	561.00
05/16/23	DAWND	23-00349	LEGAL SERVICE COPYRIGHT	SHAINSCH SCHAFFER SHAIN JALLOH, PC	765.00
05/16/23	DAWND	23-00350	LEGAL SERVICE TAX BOARD	SHAINSCH SCHAFFER SHAIN JALLOH, PC	595.00
Total for Batch: DAWND					2,669.00
Total for Date: 05/16/23		Total for All Batches:		2,669.00	
05/17/23	DAWND	23-00341	DRUG TESTING	DYNAMTES DYNAMIC TESTING SERVICE	90.00
05/17/23	DAWND	23-00342	SET UP SOFTWARE FOR BORO	ATLSEFIR ATLANTIC SECURITY & FIRE	125.00
05/17/23	DAWND	23-00344	HARDWARE STORE APRIL	T0059 TAYLOR HARDWARE	140.41
05/17/23	DAWND	23-00352	5 IPAD CASES	AMAZON AMAZON BUSINESS	110.86
05/17/23	DAWND	23-00359	EMPLOYEE DENTAL INS JUNE	DSO DENTAL SERVICE ORGANIZATION	267.15
05/17/23	DAWND	23-00360	POSTAGE MACHINE SUPPLIES	KEYBUS KEY BUSINESS SOLUTIONS	197.82
05/17/23	DAWND	23-00361	OFFICE CELLULAR PHONE	VERW1 VERIZON WIRELESS	42.67
Total for Batch: DAWND					973.91
Total for Date: 05/17/23		Total for All Batches:		973.91	
05/18/23	DAWND	23-00357	LAWN MOWER TIRE	JOHNGUIR JOHN GUIRE SUPPLY LLC	41.99
05/18/23	DAWND	23-00358	RECYCLE TIPPING FEES APRIL	DELIS DELISA WASTE SERVICES	1,365.29
05/18/23	DAWND	23-00366	IMP TO 17TH AVE PHASE III	CMEASSOC CME ASSOCIATES	712.50
05/18/23	DAWND	23-00367	17TH AVE PHASE IV	CMEASSOC CME ASSOCIATES	4,081.50
05/18/23	DAWND	23-00368	IMP TO MARGERUM AVE PHASE I	CMEASSOC CME ASSOCIATES	413.00
Total for Batch: DAWND					6,614.28
Total for Date: 05/18/23		Total for All Batches:		6,614.28	
05/19/23	DAWND	23-00351	ANNUAL SUBS 1500 SERVICES	SLCME RIO SUPPLY, INC D/B/A SLC MET	5,500.00
05/19/23	DAWND	23-00365	TIPPING FEES 5/1-5/15	DELIS DELISA WASTE SERVICES	3,421.43
Total for Batch: DAWND					8,921.43
Total for Date: 05/19/23		Total for All Batches:		8,921.43	
05/22/23	DAWND	23-00262	ROAD PAINT AND PAINT SPRAYER	SHERWIN SHERWIN-WILLIAMS	6,438.60
05/22/23	DAWND	23-00338	COPY OF PLANS 510 18TH AVE	MACLE MACLEARIE PRINTING, LLC.	16.00
05/22/23	DAWND	23-00339	#10 ENVELOPES	KEYBUS KEY BUSINESS SOLUTIONS	315.88
05/22/23	DAWND	23-00353	SCANNER AND MISC SUPPLIES	Q0011 Quill LLC	237.78
05/22/23	DAWND	23-00369	PAYROLL 5/24/23	SBPRA LAKE COMO PAYROLL ACCOUNT	38,369.15
05/22/23	DAWND	23-00370	WETLANDS SURVEY BEHRMAN PARK	NJDEP TREASURER STATE OF NEW JERSEY	1,000.00
Total for Batch: DAWND					46,377.41

June 2, 2023
11:06 AM

Borough Of Lake Como
Received P.O. Batch Listing By P.O. Number

Page No: 2

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
Total for Date: 05/22/23					Total for All Batches:	46,377.41
05/24/23	DAWND	23-00373	PLAYGROUND SIGN	FASTSIGN FAST SIGNS	62.50	
05/24/23	DAWND	23-00374	MONTHLY TRASH SERVICE JUNE	DELIS DELISA WASTE SERVICES	12,093.94	
05/24/23	DAWND	23-00376	REFUND OF TAX OVERPAYMENT	MADOFNJ MAD OF NEW JERSEY	930.99	
					Total for Batch: DAWND	13,087.43
Total for Date: 05/24/23					Total for All Batches:	13,087.43
05/25/23	DAWND	23-00372	WATER DEPT SUPPLIES	FERGU FERGUSON ENTERPRISES INC.	87.29	
05/25/23	DAWND	23-00377	MEMORIAL DAY FLOWERS	M0023 MATT'S FARM MARKET	120.00	
05/25/23	DAWND	23-00378	NATURAL GAS SERVICE 4/13-5/11	NJ254 NJ NATURAL GAS CO	927.07	
05/25/23	DAWND	23-00380	POSTAGE MACHINE LEASE	FRANCO FRANCOTYP POSTALIA, INC.	256.00	
					Total for Batch: DAWND	1,390.36
Total for Date: 05/25/23					Total for All Batches:	1,390.36
05/26/23	DAWND	23-00382	WATER CHARGES 2022-2023	NJAW0 NEW JERSEY AMERICAN WATER CO.	248,386.81	
05/26/23	DAWND	23-00383	STREET LIGHTING	JC145 JCP&L	2,353.00	
05/26/23	DAWND	23-00384	ELECTRIC SERVICE MAY	JC146 JCP&L	813.19	
					Total for Batch: DAWND	251,553.00
Total for Date: 05/26/23					Total for All Batches:	251,553.00
05/30/23	DAWND	23-00362	TRAFFIC CONTROL 4/28 & 5/1	BELMA BOROUGH OF BELMAR	900.00	
05/30/23	DAWND	23-00375	LEGALS AND AFFIDAVITS 5/18/23	C1161 THE COAST STAR	61.82	
05/30/23	DAWND	23-00386	CABLE WIFI PHONE MAY/JUNE	CABLE OPTIMUM	944.24	
05/30/23	DAWND	23-00390	IMP TO 17TH AVE PHASE IV	CMEASSOC CME ASSOCIATES	216.00	
05/30/23	DAWND	23-00391	IMP TO MARGERUM PHASE I	CMEASSOC CME ASSOCIATES	1,791.00	
					Total for Batch: DAWND	3,913.06
Total for Date: 05/30/23					Total for All Batches:	3,913.06
06/01/23	DAWND	23-00388	SEWER USE 3rd QUARTER	SMRSA SO. MONMOUTH REG. SEWAGE AUTH.	113,244.58	
06/01/23	DAWND	23-00389	2ND SEMI ANNUAL I&I PROJECT PT	SMRSA SO. MONMOUTH REG. SEWAGE AUTH.	51,359.80	
06/01/23	DAWND	23-00392	US BUILDING VARIANCE APP	H2MASSOC H2M ASSOCIATES, INC.	665.00	
06/01/23	DAWND	23-00393	US BUILDING VARIANCE APP	H2MASSOC H2M ASSOCIATES, INC.	228.00	
06/01/23	DAWND	23-00394	ZERO'S AMENDED SITE PLAN	H2MASSOC H2M ASSOCIATES, INC.	180.00	
06/01/23	DAWND	23-00395	ZERO'S AMENDED SITE PLAN	H2MASSOC H2M ASSOCIATES, INC.	475.00	
06/01/23	DAWND	23-00396	ZERO'S AMENDED SITE PLAN	H2MASSOC H2M ASSOCIATES, INC.	418.00	
06/01/23	DAWND	23-00397	PLANNING BOARD ATTY NOV-DEC 22	S1141 ADAM SCHNEIDER, ESQUIRE	1,351.25	
06/01/23	DAWND	23-00398	PLANNING BOARD ATTY JAN	S1141 ADAM SCHNEIDER, ESQUIRE	488.75	
					Total for Batch: DAWND	168,410.38
Total for Date: 06/01/23					Total for All Batches:	168,410.38
06/02/23	DAWND	23-00363	INTERPRETING SERVICE 5/9/23	CRANEYS CRANEY'S INTERPRETING SERVICES	120.00	

June 2, 2023
11:06 AM

Borough Of Lake Como
Received P.O. Batch Listing By P.O. Number

Page No: 3

Rcvd Date	Batch Id	PO #	Description	Vendor	Amount	Contract
06/02/23	DAWND	23-00364	OFFICE SUPPLIES	Q0011 Quill LLC	173.29	
06/02/23	DAWND	23-00379	DPW BUSINESS CARDS - SEAN	HOFFM JAMM PRINTING	70.00	
06/02/23	DAWND	23-00381	WINDSHIELD WASH	V0105 VAN WICKLE AUTO SUPPLY, INC.	25.74	
Total for Batch: DAWND					389.03	
Total for Date: 06/02/23			Total for All Batches:		389.03	

June 2, 2023
11:06 AM

Borough Of Lake Como
Received P.O. Batch Listing By P.O. Number

Page No: 4

Batch Id	Batch Total
Total for Batch: DAWND	504,549.29
Total of All Batches:	<u>504,549.29</u>

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
	2-20	141,049.45	0.00	0.00	141,049.45
	3-10	80,405.89	0.00	0.00	80,405.89
	3-20	283,093.95	0.00	0.00	283,093.95
Year Total:		363,499.84	0.00	0.00	363,499.84
Total Of All Funds:		504,549.29	0.00	0.00	504,549.29

Resolution 2023 - 75

Be it resolved by the Mayor and Council of the Borough of Lake Como that the proper officers be directed and authorized to make payment from the following account:

CURRENT ACCOUNT:

NJ Natural Gas Co.

PB&G OE

\$ 927.07

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney
Acting Borough Clerk

**BOROUGH OF LAKE COMO
MAYOR & BOROUGH COUNCIL**

Resolution 2023-76

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Improvements to three (3) of the following five (5) Borough roads, the remainder of Margerum Avenue, 19th Avenue, 20th Avenue, 21st Avenue and 22nd Avenue.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Lake Como formally approve the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as “MA-2024- Improvements to three (3) of the following five (5) Borough roads, the remainder of Margerum Avenue, 19th Avenue, 20th Avenue, 21st Avenue and 22nd Avenue -00129” to the New Jersey Department of Transportation on behalf of the Borough of Lake Como.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Lake Como and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Mayor and Council
On this 7th day of June 2023.

Amy L. Boney
Acting Borough Clerk

My signature and the Clerk’s seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Amy L. Boney
Acting Borough Clerk

Honorable Mayor Higgins
Presiding Officer

RESOLUTION 2023-77

APPOINTMENTS

WHEREAS, N.J.S.A 40A: 60-5 provides that the Mayor nominate, and with the advice and consent of Council, appoint all subordinate officers of the Borough; and

WHEREAS, the Mayor has offered the following nomination for the office and term shown.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como, County of Monmouth and State of New Jersey, that the following appointment and term is hereby confirmed.

ACTING WATER SEWER & TAX COLLECTOR

Robbin D. Kirk, CTC commencing May 22, 2023 ending December 31, 2023

QUALIFIED PURCHASING AGENT

Robbin D. Kirk, QPA commencing May 22, 2023 ending December 31, 2023

Dated: June 7, 2023

Kevin Higgins, Mayor

Douglas Witte, Council President

CERTIFICATION

I hereby certify the foregoing Resolution to be a true and exact copy of a Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney, Acting Borough Clerk

RESOLUTION 2023-78
A RESOLUTION AWARDED A CONTRACT FOR
IMPROVEMENTS TO MARGERUM AVENUE
FY2023 NJDOT MUNICIPAL GRANT AID

WHEREAS, the Borough of Lake Como is recipient of a FY2023 NJDOT Municipal Aid Grant for Improvements to Margerum Avenue; and

WHEREAS, on May 10, 2023, eight (8) bids were received for the referenced project. The apparent low bid was submitted by Earle Asphalt Company, of Farmingdale, NJ with a base bid amount of \$313,313.13. However, due to a few mathematical errors, which are shown on the bid tabulation sheet, the actual low bid was submitted by Anar Construction, LLC, of South River, NJ with a correct base bid of \$292,880.92 instead of \$318,628.92; and

WHEREAS, the bid documents included one (1) deletion item, Deletion Item No. 1, which includes about 150 linear feet of the proposed work on Margerum Avenue. Utilizing this deletion item would reduce the project cost to \$267,301.92 with Anar Construction, LLC, of South River, still being the lowest bidder; and

WHEREAS, it is the recommendation of the Borough Engineer to award the contract to Anar Construction, LLC, of South River in the amount of \$267,301.92, subject to the approval of the New Jersey Department of Transportation and the availability of sufficient funds; and

WHEREAS, the Borough Attorney has reviewed the bids and has also approved awarding the contract to Anar Construction, LLC, of South River.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Lake Como that a contract be awarded to Anar Construction, LLC, of South River in the amount of \$267,301.92, which will be funded by a 2023 NJDOT Municipal Aid Grant.

BE IT FURTHER RESOLVED that the award of contract to Anar Construction, LLC is subject to New Jersey Department of Transportation written concurrence; and

BE IT FURTHER RESOLVED, that copies of this resolution shall be forwarded to NJDOT's Local Aid office for review and processing.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-79

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-33-003-009 in the name of:

**FAHEY HOSPITALITY
T/A JOE'S SURF SHACK
415-417 EIGHTEENTH AVENUE
Lake Como, NJ 07719**

BE IT RESOLVED that the applicant has agreed to the following conditions on the license:

- 1) The occupancy in said establishment shall be limited to 200 (Two Hundred) persons.
- 2) No lines shall be permitted to form after 11:00 p.m. on any night.
- 3) Officer(s) will be assigned /stationed in the vicinity of the Joe's Surf Shack May 1st to Labor Day at the discretion of the Chief of Police. Additional paid police officers on holidays, special events, and busier than normal days is at the discretion of the Chief of Police. The License shall reimburse the Borough of Lake Como for the cost of additional police patrol hours in the affected areas that are made necessary because of the operation of the Licensee. The determination of need for extra police patrol hours shall be in the sole discretion of the Police Chief and the cost shall be based on the hourly rate of the cost of the patrol. The Licensee shall post an escrow with the Belmar Police Department in the amount of \$10,000.00 upon renewal of license. After the initial \$10,000.00 deposit is made, should the escrow be depleted to an amount of \$5,000.00 or less the Licensee shall be required to replenish the escrow to \$10,000.00, or such lesser amount as may be determined by the Borough's Chief Financial Officer, within ten (10) days of receiving notice to replenish the escrow. If the initial escrow is not posted or if the escrow is not replenished, the Licensee will not be permitted to serve alcoholic beverages until the full escrow is posted. These procedures and time frames for the posting of the escrow shall apply each year.
- 4) The use of the escrow shall be limited to the posting of an Officer and back-up Officers as set forth in Condition 3. The Licensee shall be provided with reasonable documentation by the Borough, on a weekly basis, for all charges to the escrow. Should the Licensee object to any charges against the escrow the Licensee shall file a written objection to the charges with the Borough Administrator within ten (10) days of the receipt of the proposed charges.
- 5) The use of the escrow shall be limited to the posting of an Officer and back-up Officers as set forth in Conditions 3 and 4. The Licensee shall be provided with reasonable documentation by the Borough, on a weekly basis, for all charges to the escrow. Should the Licensee object to any charges against the escrow the Licensee shall file a written objection to the charges with the Borough Administrator within ten (10) days of the receipt of the proposed charges.
- 6) No less than two security personnel shall be posted on the premises and patrolling both the exterior and interior from at least one-half hour prior to the beginning of any entertainment and continuing until at least one-half hour after the end of the entertainment. Additionally, at least one security person shall be posted on the premises at the time of closing if the time of closing differs from the end of any entertainment. The Licensee shall also have two security

personnel at the front door at all times there is entertainment and at least one of these shall be designated as the line monitor to assure that patrons awaiting entry to the licensed premises conduct themselves in an orderly fashion. The security personnel posted at the entrance to the licensed premises shall be responsible to check the identification of patrons seeking entry into the licensed premises to determine that they are of legal age to purchase and consume alcoholic beverages.

7) The Licensee shall provide a litter patrol, which shall remove litter and debris beginning at Parkway to B Street going east on both sides, White Street to Redmond Avenue and Newman Street from 18th Avenue to 16th Avenue, before 10:00 a.m. each morning and after an evening of operation. The Licensee shall maintain the Borough garbage cans around their establishment.

8) All windows in the licensed premises shall be closed at all times during hours of operation. Licensee shall have the discretion to keep the door open from 12 noon to 9 pm as long as there is no noise emanating from the premises.

9) No bottles shall be dumped by the Licensee between 5:00 p.m. and 7:00 a.m.

10) The Licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the license premises at all times.

11). The Licensee shall operate the establishment as a restaurant with a single bar. There will be kitchen facilities capable of supplying food service for a minimum of forty people. There shall be twelve to fifteen tables in the establishment at all times capable of serving up to four patrons per table.

12). Exterior security personnel must monitor and control anyone smoking outside to maintain low volume and prevent anyone from yelling, cursing, or acting in an inappropriate manner.

13). Shush patrol will be implemented at the discretion of the Chief of Police.

14). All employees licensed to handle alcoholic beverages undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.

15). Unruly Patrons: All personnel responsible for the distribution of alcohol and providing security will be trained in the ServSafe program as well as have knowledge of the local ordinances. When a patron acts in a manner that is violent, abusive, indecent, profane, boisterous, or otherwise disorderly, they will be immediately asked to leave. If a patron refuses, management will notify the Borough of Belmar's Police Department.

16). Intoxicated Patrons: All personnel may not sell, dispense, or give away alcohol to any person who is deemed intoxicated. When a customer has been "cut-off", the server will notify the other employees. Management will support the server's decision to terminate service to any customer. The customer will be asked to leave and management will secure a sober driver or provide a taxi service to take the patron home. If the customer refuses, management will notify the Borough of Belmar's Police Department with a description of the person and the license plate number of the vehicle, if possible.

17). False IDs: All identification cards used to prove age must be valid (i.e., may not be expired), and must be government issued. If the identification card is expired or appears at all questionable to the employee, the employee shall request a second form of identification. The employee shall make sure that the individual purchasing the liquor resembles the identification

card. All employees are encouraged to ask purchasers questions relating to their identification in order to verify the information. If the employee checking an ID has a strong suspicion that an ID is false, altered, or belongs to someone other than the person presenting the ID, he/she shall confiscate the ID and turn it over to management, to be presented to the police.

18). Control/Supervision of Patron under 21: Licensee will request proof of age from any customer who appears to be 30 years of age or younger, and will refuse service to any customer who cannot produce adequate ID.

19). Circumstances under which the Police will be called: The police will be called, in a timely manner, any time management or staff has information to believe a crime has been or is about to be committed and/or whenever a threat of or act of violence occurs in the premises or off premises in areas that would be considered in view or earshot of the establishment.

20). Handling of Physical Disturbances, including Fights: Security or management will ask anyone who is fighting to leave. If necessary, security or management will call the local law enforcement agency for assistance. Licensee will permanently refuse admittance to any chronic problem customer.

21). Occupancy limits contained herein are superseded by any executive order currently in effect.

22). In the event of an approved outdoor extension, said extension shall not be utilized prior to 10:00am or after 10:00pm

BE IT FURTHER RESOLVED that the licensee shall provide a copy of the layout of the establishment to the Belmar Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified, and License be issued to the above for the period of July 1, 2023 through June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk

**RESOLUTION 2023-80
RENEWAL LICENSE
STACY 5 STAR, LLC, T/A LA SIERRA RESTAURANT**

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-32-004-008 in the name of:

**STACY 5 STAR, LLC
T/A LA SIERRA RESTAURANT
1621 MAIN STREET
LAKE COMO, NJ 07719**

NOW, THEREFORE, BE IT RESOLVED that the applicant has agreed to the following conditions on the license:

1. Service and sale of alcoholic beverages is to be permitted only in the licensed areas as described above.
2. No alcoholic beverages shall be sold, served, delivered to, or consumed in the license premises during such time as the number of persons, exclusive of employees, occupying the licensed premise exceeds the occupancy limit established herein or by the Fire Official, whichever is less.
3. The following employees are required to obtain and maintain an Alcoholic Beverage Control card, issued by the Belmar Police Department. Employees involved in the handling, sale and/or service of alcoholic beverages, shall include but is not limited to managers, and/or supervisors, servers, cashiers, bartenders, barbacks, bouncers, and security guards. This identification card is required to be updated annually with the police department. Employees must register within 24 hours of new employment with the Belmar Police Department in order to start the process of obtaining an ABC card to work in the establishment.
4. Indoor occupancy is limited to 47 seated inside which includes table/ chairs and bar area. Occupancy for outdoor dining is not to exceed 24 seats.
5. All windows in the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed except for providing ingress and egress to patrons and employees. At no time shall doors be left continually open to provide ingress and egress.
6. No bottles shall be dumped by the Licensee between 11:00 pm- 7:00 am.
7. The Licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the license premises at all times.
8. Live music in the inside bar/dining area will be permitted provided that it shall be limited to 3 pieces (without heavy percussion) and DJ's (with amplification) and shall conclude

no later than 10:00pm.

9. Indoor dining shall be closed by 12:00 a.m. and outdoor dining area shall be closed by 10:00pm. Any patron served alcohol in the outdoor dining area must be seated and dining. The outdoor dining area may not be used as a smoking area at any time.
10. All sales of alcoholic beverages in the restaurant and at the bar shall cease pursuant to their hours of operation.
11. Theme nights or any other special event function must be submitted in writing and approved by Mayor and Council.
12. Private parties will adhere to the hours of operation of the restaurant. There will be no exception to closing time for any private parties or special events.
13. CCTV cameras will be installed on interior and exterior of the property, which will include both entrances/exits, administrative areas, bar areas, liquor storage area and points throughout the interior and exterior. Video must be maintained for 30 days and available upon request from the Belmar Police Department.
14. Unruly Patrons: All personnel responsible for the distribution of alcohol and providing security will be trained in ServSafe program as well as have knowledge of the local ordinances. Records of this requirement are to be maintained by the licensee and available upon request. When a patron acts in a manner that is violent, abusive, indecent, profane, boisterous, or otherwise disorderly, they will be immediately asked to leave. If a patron refuses, management will notify the Borough of Belmar Police Department.
15. Intoxicated Patrons: All personnel may not sell, dispense, or give away alcohol to any person who is deemed intoxicated. When a customer has been “cut- off”, the server will notify the other employees. Management will support the server’s decision to terminate service to any customer. The customer will be asked to leave and management will secure a sober driver or provide a taxi service to take the patron home. If the customer refuses, management will notify the Belmar Police Department with a description of the person and the license plate number of the vehicle, if possible.
16. False IDs: All identification cards used to prove age must be valid (i.e., may not be expired), and must be government issued. If the identification card is expired or appears at all questionable to the employee, the employee shall request a second form of identification. The employee shall make sure that the individual purchasing the liquor resembles the identification card. All employees are encouraged to ask purchasers questions relating to identification in order to verify the information. If the employee checking an ID has a suspicion that an ID is false, altered, or belongs to someone other than the person presenting the ID, he/she shall confiscate the ID and turn it over to management, to be presented to the police.
17. Control/Supervision of Patron under 21 (restaurant applications) Licensee will request proof of age from any customer who appears to be under the legal age and will refuse service to any customer who cannot produce adequate ID.

18. Circumstances under which the Police will be called: The police will be called, in a timely manner, any time management or staff has information to believe a crime has been or about to be committed and/or whenever a threat of or act of violence occurs in the premises or off the premises in areas that would be considered in view or earshot of the establishment.
19. Handling of Physical Disturbances, including fights: Security or management will ask anyone who is fighting to leave. If necessary, security or management will call the local law enforcement agency for assistance. Licensee will permanently refuse admittance to any chronic problem customer.
20. It is the requirement that all wait staff, bartenders, and personnel involved with the sale or service of alcohol undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee and available upon request.
21. The licensee shall ensure that all employees who are involved with the sale and/or service of alcohol or who are involved with checking identification and/or handling of intoxicated and/or unruly patrons or who are involved in security; i.e. floor men, waitresses, and bartenders have undergone Techniques in Alcohol Management (TAM) provided through the NJ Beverage Licenses Association. Certification of the employee's attendance will be provided to the Belmar Police Department, upon request. This training is to be completed within 30 days of the date of employment at the establishment.
22. The Licensee shall provide a litter patrol, which shall remove litter and debris Both sides of Main Street between 16th and 17th Avenues before 10:00 a.m. each morning and after an evening of operation.
23. Occupancy limits contained herein are superseded by any executive order currently in effect.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified and license be issued to the above for the period of July 1, 2023 through June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the

Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-81

**RESOLUTION OF THE BOROUGH OF LAKE COMO,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
AUTHORIZING THE RENEWAL OF AN
ALCOHOLIC BEVERAGE LICENSE
1347-33-002-006 TO BE
HELD IN POCKET**

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-33-002-006 in the name of **Stacy 5 Star, LLC** to be renewed as an inactive license held in pocket; and

WHEREAS, the State Division of Alcoholic Beverage Control has issued special ruling 12.39.

NOW, THEREFORE, BE IT RESOLVED, License No. 1347-33-002-006 shall be renewed for the period from July 1, 2023 to June 30, 2024, dates inclusive, as an inactive license held in pocket.

WHEREAS, that the Borough Clerk be and is hereby authorized to sign and deliver license certificate to the applicant.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-82

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-33-009-005 in the name of:

**ALEATORY INC.
T/A BAR ANTICIPATION
703-705 16TH Ave.
Lake Como, NJ 07719**

BE IT RESOLVED, that the Licensee has agreed to the following conditions:

- 1). All windows in the licensed premises shall be closed at all times during hours of operation. All doors shall remain closed except for providing ingress and egress to patrons and employees. At no time shall doors be left continually open to provide ingress and egress.
- 2). No bottles or garbage shall be dumped by the Licensee between 11:00 pm- 7:00 am.
- 3). The Licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the licensed premises at all times.
- 4). Minimum paid police officers required from May 1st to Labor Day on certain days. Tuesdays --3 officers from 7pm- 3am. Fridays and Saturdays-- 2 officers 7pm-3am.
- 5.) Additional paid police officers on holidays, special events, and busier than normal days is at the discretion of the Chief of Police.
- 6) The Licensee shall post an escrow with the Belmar Police Department in the amount of \$10,000.00 upon renewal of license. After the initial \$10,000.00 deposit is made, should the escrow be depleted to an amount of \$5,000.00 or less the Licensee shall be required to replenish the escrow to \$10,000.00, or such lesser amount as may be determined by the Borough's Chief Financial Officer, within ten (10) days of receiving notice to replenish the escrow. If the initial escrow is not posted or if the escrow is not replenished, the Licensee will not be permitted to serve alcoholic beverages until the full escrow is posted. These procedures and time frames for the posting of the escrow shall apply each year.

The use of the escrow shall be limited to the posting of an Officer and back-up Officers as set forth in Conditions 4 and 5. The Licensee shall be provided with reasonable documentation by the Borough, on a weekly basis, for all charges to the escrow. Should the Licensee object to any charges against the escrow the Licensee shall file a written objection to the charges with the Borough Administrator within ten (10) days of the receipt of the proposed charges.
- 7). Sufficient manpower and security to control their established lines of entrance.
- 8). Must have sufficient manpower to control their roadway entrances, specifically drop off and taxi lines.

- 9). All employees licensed to handle alcoholic beverages must undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.
- 10). Licensee shall continuously use shush patrols from Memorial Day to Labor Day which shall be coordinated with the Belmar Police Department.
- 11). The Licensee will monitor the litter patrol currently in place, which shall remove litter and debris which shall be coordinated with the Belmar Police Department.
- 12). Unruly Patrons: All personnel responsible for the distribution of alcohol shall have knowledge of the local ordinances. When a patron acts in a manner that is violent, abusive, indecent, profane, boisterous, or otherwise disorderly, they will be immediately asked to leave. If a patron refuses, management will notify the Borough of Belmar's Police Department.
- 13). Intoxicated Patrons: All personnel may not sell, dispense, or give away alcohol to any person who is deemed intoxicated. When a customer has been "cut-off", the server will notify the other employees. Management will support the server's decision to terminate service to any customer.
- 14). False IDs: All identification cards used to prove age must be valid (i.e., may not be expired), and must be government issued. If the identification card is expired or appears at all questionable to the employee, the employee shall request a second form of identification. The employee shall make sure that the individual purchasing the liquor resembles the identification card. All employees are encouraged to ask purchasers questions relating to their identification in order to verify the information. If the employee checking an ID has a strong suspicion that an ID is false, altered, or belongs to someone other than the person presenting the ID, he/she shall confiscate the ID and turn it over to management, to be presented to the police.
- 15). Control/Supervision of Patron under 21 Licensee will request proof of age from any customer who appears to be 30 years of age or younger, and will refuse service to any customer who cannot produce adequate ID.
- 16). Circumstances under which the Police will be called: The police will be called, in a timely manner, any time management or staff has information to believe a crime has been or is about to be committed and/or whenever a threat of or act of violence occurs in the premises or off premises in areas that would be considered in view or earshot of the establishment.
- 17). Handling of Physical Disturbances, including Fights: Security or management will ask anyone who is fighting to leave. If necessary, security or management will call the local law enforcement agency for assistance. Licensee will permanently refuse admittance to any chronic problem customer.
- 18). All outdoor live music must end by 10:00pm and all other music is subject to the Borough's noise ordinance.
- 19). Occupancy limits contained herein are superseded by any executive order currently in effect

BE IT FURTHER RESOLVED, that the Licensee shall provide a copy of the layout of the

establishment to the Belmar Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED that the State of New Jersey Alcoholic Beverage Control Board be notified and license be issued to the above for the period of July 1, 2023 through June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-83

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-44-007-004 in the name of:

**Dai Lee Corporation
T/A Weinstein's Liquors
1601 Main Street
Lake Como, NJ 07719**

1. Subject to the following conditions: All employees licensed to handle alcoholic beverages must undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.
2. The Licensee shall provide litter patrol from Green Street to Main Street and from 16th Avenue 200' south on the west side of Main Street by 10:00 A.M. each morning.

BE IT RESOLVED that the State of New Jersey Alcoholic Beverage Control be notified and License issued to the above for the period of July 1, 2023 to June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-84

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-44-001-011 in the name of:

**Lake Como Wine Shop
1700 Main Street, Unit #2
Lake Como, NJ 07719**

1. Subject to the following conditions: All employees licensed to handle alcoholic beverages must undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.
2. The Licensee shall provide litter patrol 100' north of the establishment and 100' south of the establishment on the east side of Main Street by 10:00 A.M. each morning.

BE IT RESOLVED that the State of New Jersey Alcoholic Beverage Control be notified and License issued to the above for the period of July 1, 2023 to June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-85

WHEREAS, the Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-44-008-004 in the name of:

**KARAN TWO, INC
T/A DISCOUNT WINE & LIQUORS
508 EIGHTEENTH AVENUE
LAKE COMO, NJ 07719**

1. Subject to the following conditions: All employees licensed to handle alcoholic beverages must undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.
2. The Licensee shall provide a litter patrol, which shall remove litter and debris beginning at Main Street going east on both sides of 18th Avenue to the intersection of New Bedford Road before 10:00 a.m. each morning and after an evening of operation. The Licensee shall maintain the Borough garbage cans around their establishment.

BE IT RESOLVED that the State of New Jersey Alcoholic Beverage Control be notified and License be issued to above for the period of July 1, 2023 to June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023.

Amy L. Boney
Acting Borough Clerk

RESOLUTION 2023-86

WHEREAS, The Mayor and Council of the Borough of Lake Como have approved the renewal of Alcoholic Beverage License No. 1347-33-006-012 in the name of:

**SALTY'S BEACH BAR BELMAR LLC
T/A SALTY'S
1705 MAIN STREET
Lake Como, NJ 07719**

BE IT RESOLVED, that the Mayor and Council sitting as the Local Alcoholic Beverage Control Board and the applicant have agreed to the following conditions:

1. Outside Live bands and DJ's (with reduced amplification) are permitted until 10:00pm. No amplification of percussions. Doors should be closed when there is a live band inside.
2. All windows in the licensed premises shall be closed at all times during the hours of operation. Licensee shall have the discretion to keep the door open from 12:00 noon to 9:00pm as long as there is no noise emanating from the premises.
3. Officer(s) will be assigned /stationed in the vicinity of the Salty's Beach Bar May 1st to Labor Day at the discretion of the Chief of Police.
4. Additional paid police officers on holidays, special events, and busier than normal days is at the discretion of the Chief of Police.
5. The Licensee shall post an escrow with the Belmar Police Department in the amount of \$10,000.00 upon renewal of license. After the initial \$10,000.00 deposit is made, should the escrow be depleted to an amount of \$5,000.00 or less the Licensee shall be required to replenish the escrow to \$10,000.00, or such lesser amount as may be determined by the Borough's Chief Financial Officer, within ten (10) days of receiving notice to replenish the escrow. If the initial escrow is not posted or if the escrow is not replenished, the Licensee will not be permitted to serve alcoholic beverages until the full escrow is posted. These procedures and time frames for the posting of the escrow shall apply each year.
6. The use of the escrow shall be limited to the posting of an Officer and back-up Officers as set forth in Conditions 3 and 4. The Licensee shall be provided with reasonable documentation by the Borough, on a weekly basis, for

all charges to the escrow. Should the Licensee object to any charges against the escrow the Licensee shall file a written objection to the charges with the Borough Administrator within ten (10) days of the receipt of the proposed charges.

7. At least two security personnel must be outside to monitor and maintain any line that forms to enter the establishment. Any security personnel must be clearly identified wearing Salty's Tavern staff attire.

8. All employees licensed to handle alcoholic beverages must undergo TAMS training within 30 days of being hired; records of this requirement are to be maintained by the licensee.

9. Shush patrol will be implemented at the discretion of the Chief of Police.

10. The Licensee shall provide a litter patrol, which shall remove litter and debris on the west side of Main Street from 17th to 18th Avenue by 10:00 a.m. each morning.

11. Unruly Patrons: All personnel responsible for the distribution of alcohol and providing security will be trained in the ServSafe program as well as have knowledge of the local ordinances. When a patron acts in a manner that is violent, abusive, indecent, profane, boisterous, or otherwise disorderly, they will be immediately asked to leave. If a patron refuses, management will notify the Borough of Belmar's Police Department.

12. Intoxicated Patrons: All personnel may not sell, dispense, or give away alcohol to any person who is deemed intoxicated. When a customer has been "cut-off", the server will notify the other employees. Management will support the server's decision to terminate service to any customer. The customer will be asked to leave and management will secure a sober driver or provide a taxi service to take the patron home. If the customer refuses, management will notify the Borough Belmar's Police Department with a description of the person and the license plate number of the vehicle, if possible.

13. False IDs: All identification cards used to prove age must be valid (i.e., may not be expired), and must be government issued. If the identification card is expired or appears at all questionable to the employee, the employee shall request a second form of identification. The employee shall make sure that the individual purchasing the liquor resembles the identification card. All employees are encouraged to ask purchasers questions relating to their identification in order to verify the information. If the employee checking an ID has a strong suspicion that an ID is false, altered, or belongs to someone other than the person presenting the ID, he/she shall confiscate the ID and turn it over to management, to be

presented to the police.

14. Control/Supervision of Patron under 21 Licensee will request proof of age from any customer who appears to be 30 years of age or younger, and will refuse service to any customer who cannot produce adequate ID.

15. Circumstances under which the Police will be called: The police will be called, in a timely manner, any time management or staff has information to believe a crime has been or is about to be committed and/or whenever a threat of or act of violence occurs in the premises or off premises in areas that would be considered in view or earshot of the establishment.

16. Handling of Physical Disturbances, including Fights: Security or management will ask anyone who is fighting to leave. If necessary, security or management will call the local law enforcement agency for assistance. Licensee will permanently refuse admittance to any chronic problem customer.

17. The licensee shall keep an accurate count either by electronic or manual means of the number of persons entering and exiting the premises in order to have an accurate count of the occupancy of the licensed premise at all times.

18. Occupancy limits contained herein are superseded by any executive order currently in effect.

WHEREAS, the seasonal area originally designated in Resolution 2008-160 delineated at 48 feet 6 inches west of the rear wall of the main building of Salty's Beach Bar thence south 45 feet to the southerly existing fence and then easterly 71 feet to the existing fence and then again north 12 feet 8 inches to the southerly wall of the main building from July 1, 2023 through October 15, 2023 and April 15, 2024 through June 30, 2024. This area shall be subject to be renewed on a year-by-year basis and shall be a licensed premises for the sale and consumption of alcoholic beverages.

BE IT FURTHER RESOLVED that the licensee shall provide a copy of the layout of the establishment to the Belmar Fire Company marking all exits, floor plan and fire panel. Licensee shall send updated layouts any time a change is made.

BE IT FURTHER RESOLVED the State of New Jersey Alcoholic Beverage Control Board be notified and License be issued to the above for the period of July 1, 2023 through June 30, 2024.

Dated: June 7, 2023

Kevin G. Higgins
Mayor

Douglas Witte
Council President

Certification

I hereby certify that the foregoing Resolution to be a true and exact copy of the Resolution adopted by the Lake Como Borough Council at its meeting held on June 7, 2023

Amy L. Boney
Acting Borough Clerk