

AGENDA
March 22, 2022

MAYOR MCLAUGHLIN CALLS THE MEETING TO ORDER AND CALLS FOR FLAG SALUTE
MAYOR MCLAUGHLIN ASKS THE CLERK TO CALL THE ROLL:

ROLL CALL

COMM. McLOUGHLIN-____; COMM. BOLAN-____; MAYOR McLAUGHLIN-____

MAYOR MCLAUGHLIN ANNOUNCES THAT THE NOTICE REQUIREMENTS OF R.S. 10:4-18 HAVE BEEN SATISFIED BY DELIVERING THE REQUIRED NOTICE TO THE COASTER AND THE ASBURY PARK PRESS, POSTING THE NOTICE ON THE BOARD IN BOROUGH HALL AND FILING A COPY OF SAID NOTICE WITH THE BOROUGH CLERK.

COMMUNICATIONS:

- Notice from the Monmouth County Board of Commissioners regarding an online Public Information Meeting to be held on Tuesday, March 29 on the subject of the Local Concept Development Study for the Corlies Avenue Bridge over Deal Lake.

ANNOUNCEMENTS:

- The Fire Department will be holding their “Breakfast with the Easter Bunny” on Sunday, April 3 from 9am to 11:30am. Adults \$10, Children \$2. At 11:30am, the Annual Easter Egg Hunt will take place at Railroad Plaza Park.

ORDINANCES

ORDINANCES FINAL READING

FINAL READING – ORDINANCE #2022-07

Offered By: _____ Secoded By: _____

ORDINANCE #2022-07
AN ORDINANCE REVISING CHAPTER X OF THE
BOROUGH CODE OF THE BOROUGH OF ALLENHURST
ENTITLED “BEACH REGULATIONS.”

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

FINAL READING - ORDINANCE #2022-06

Offered By: _____ Secoded By: _____

ORDINANCE 2022-06
AN ORDINANCE AMENDING CHAPTER XVI, ENTITLED "SOLID

ORDINANCES

ORDINANCES FINAL READING

FINAL READING – ORDINANCE #2022-07

ORDINANCE #2022-07

AN ORDINANCE REVISING CHAPTER X OF THE BOROUGH CODE OF THE BOROUGH OF ALLENHURST ENTITLED “BEACH REGULATIONS.”

Offered By:

Seconded By:

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to revise certain portions of its existing Borough Code concerning the Beach Regulations to address the needs of the community.

NOW THEREFORE, BE IT ORDAINED By the Board of Commissioners of the Borough of Allenhurst that Chapter X, BEACH REGULATIONS of the Codified Ordinances of the Borough of Allenhurst be and are hereby amended as follows: (the following language shall replace that presently existing in the Codified Ordinances):

10-1.6 Service and Use Charges.

- h. A Recreation Program shall be established which shall be open to all children who are members of the Allenhurst Beach Club between the ages of five (5) and twelve (12) years of age at the discretion of the Recreation Director. The program shall run for seven (7) weeks, during the Beach Club season, from 10:00 a.m. to 3:00 p.m., Monday through Friday and will not run on those days the Beach Club is closed for inclement weather or any other unforeseen circumstance.
- The cost for participation in this program will be five hundred and ninety-five (\$595.00) dollars for the first child and five hundred and twenty-five (\$525.00) dollars per each additional child from the same family. Additional weeks may be offered at the discretion of the Recreation Director.

10-1.9 Beach Admission

- a. Daily Beach Admission. [Ord. 5/3/77 § 6; Ord. 2/24/81 § 6; Ord. 5/10/83 § 2; Ord. 2/26/85 § 6; Ord. 3/24/87 § 6; Ord. No. 90-07 § V; Ord. No. 96-20 § III; Ord. No. 2004-01 § I; Ord. No. 2015-03]

There is hereby established a rate for daily admission to the bathing beach at the Allenhurst Beach Facilities as follows:

The fee for daily admission, which does not permit use of the pools, the snack bar, the recreational facilities and other facilities at the Allenhurst Beach Club shall be ten (\$10.00) dollars per person for weekdays, weekends and holidays. Children under the age of twelve (12) shall be admitted free of charge.

- b. Seasonal Beach Badges [New this Ord.]
There is hereby established a rate for Seasonal Badges to the bathing beach at the Allenhurst Beach Facilities as follows:
The fee for a Seasonal Beach Badge for admission to the beach, which does not permit use of the pools, the snack bar, the recreational facilities, and other facilities at the Allenhurst Beach Club, shall be three hundred (\$300.00) dollars per person. The number of seasonal beach badges to be sold are subject to the discretion of the Board of Commissioners.

10-1.15 Beach Club Benefit for Fire Department and Emergency Medical Services Volunteers [New this Ord.]

Certain volunteers of the Allenhurst Fire Department and Emergency Medical Services are eligible for membership at the Allenhurst Beach Club, along with their spouse and children. These certain volunteers fall into three categories and are identified by the Fire and EMS Chiefs each year.

- a. LOSAP Eligible Volunteers shall be entitled to:
1. Resident Rates for rental of any Facility (if available) or No Charge for a Virtual Volunteer Membership
 2. No Membership Charge for Spouse and Children under the age of 18.
 3. Resident Membership Rates for Children aged 18 and over.
- b. Active Members in Good Standing:
1. Resident Rates for rental of any Facility (if available) or No Charge for a Virtual Volunteer Membership
 2. No Membership Charge for Volunteer and Spouse.
- c. Lifetime Member:
1. Resident Rates for rental of any Facility (if available) or No Charge for a Virtual Volunteer Membership
 2. No Membership Charge for Volunteer and Spouse.
 3. Resident Membership Rates for Children under the age of 18, only.

AND IT IS FURTHER ORDAINED that except as herein above provided, the Codified Ordinances of the Borough of Allenhurst shall remain in full force and effect.

ORDAINED that the provisions of this ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this ordinance shall stand notwithstanding the invalidity of any part; and it is further

ORDAINED, That this Ordinance shall take effect after adoption and publication according to law.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Mayor McLaughlin ____.

offense shall be deemed committed on each day during or on which a violation occurs or continues.

AND IT IS FURTHER ORDAINED that except as herein above provided, the remainder of Chapter XVI, Solid Waste Management, shall remain unaltered and in full force and effect; and it is further

ORDAINED that the provisions of this ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this ordinance shall stand notwithstanding the invalidity of any part; and it is further

ORDAINED, That this Ordinance shall take effect after publication and adoption according to law.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Mayor McLaughlin ____.

ORDINANCES FIRST READING

ORDINANCE #2022-08 – First Reading

**ORDINANCE #2022-08
CALENDAR YEAR 2022**

**MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

Offered By:

Seconded By:

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Board of Commissioners of the Borough of Allenhurst in the County of Monmouth finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Board of Commissioners hereby determines that a 3.5% increase in the budget for said year, amounting to \$47,797.90 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Board of Commissioners hereby determines that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Board of Commissioners of the Borough of Allenhurst, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Allenhurst shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$47,797.90 and that the CY 2022 municipal budget for the Borough of Allenhurst be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption; and,

BE IT FURTHER ORDAINED, that the provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this ordinance shall stand notwithstanding the invalidity of any part; and,

BE IT FURTHER ORDAINED, that the Ordinance shall take effect after publication and adoption according to law.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Mayor McLaughlin ____.

RESOLUTIONS

**RESOLUTION #2022-69
A RESOLUTION TO RATIFY AND APPROVE MINUTES**

Offered By: Seconded By:

BE IT RESOLVED, That the minutes of the Regular Meeting of March 8, 2022 be ratified and approved.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

**RESOLUTION #2022-70
A RESOLUTION TO DISPENSE WITH READING OF MINUTES**

Offered By: Seconded By:

BE IT RESOLVED, That the Clerk dispense with the reading of the Regular Meeting of March 8, 2022.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

**RESOLUTION #2022-71
A RESOLUTION TO AWARD CONTRACT FOR POOL WATER ANALYSIS**

Offered By: Seconded By:

WHEREAS, There is a need for Pool Water Analysis at the Allenhurst Beach Club; and,
WHEREAS, The following quote was received and is on file with the Borough Clerk:

E Runyan T/A Aquatic Services

WHEREAS, Funds for this purpose shall be provided in the 2022 Temporary Budget, Beach OE;

THEREFORE, BE IT RESOLVED, That a contract be awarded to E Runyan T/A Aquatic Services, the only quote that was received for Pool Water Analysis at the Allenhurst Beach Club at the following rates:

| | |
|------------------------|-----------------------------|
| Weekly Testing | \$75.00 Per sample/Per Week |
| Retesting, as required | \$65.00 per sample |

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-72

A RESOLUTION TO AWARD CONTRACT FOR PURCHASE OF KUBOTA SL V97-2HC FOR THE PUBLIC WORKS DEPARTMENT

Offered By:

Seconded By:

WHEREAS, The Public Works Director has advised the Board of Commissioners that the Borough is in need of a Kubota SLV97-2HC for use by the Borough’s Public Works Department; and,

WHEREAS, The Public Works Director has received a quote from Highway Equipment Company of New Jersey, Inc. at a price of \$81,970.00; and,

WHEREAS, Highway Equipment Company of New Jersey, Inc. is a member of the Sourcewell, a Co-op recognized by the State of New Jersey, and this item is being purchased under Contract #2258957; and,

Certification of Funds; I, Wayne M. Sibilis, Chief Financial Officer of the Borough of Allenhurst, do hereby certify that funds in the amount of \$81,970.00 will be available in the following line items: Public Works Equipment #2-01-44-860-237, for the purposes stated herein.

NOW, THEREFORE, BE IT RESOLVED, That a Kubota SLV97-2HC be purchased from Highway Equipment Company of New Jersey, Inc. at a cost of \$81,970.00.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-73

A RESOLUTION TO AWARD CONTRACT FOR REPAIR TO THE POOL DRAIN AT THE ALLENHURST BEACH CLUB

Offered By:

Seconded By:

WHEREAS, There is a need for the repair to the pool drain at the Allenhurst Beach Club; and,

WHEREAS, Funds for this purpose will be provided for in the current account known as “Beach Equip and Improvements #2-04-44-860-236”, and the Chief Finance Officer has so certified;

WHEREAS, The following three quotes were received from the following vendors and are on file with the Borough Clerk:

| | |
|-------------------|-------------------------|
| Burke Contracting | \$12,500.00 |
| J&J Aquatics | Declined to Offer Quote |
| American Pool | Declined to Offer Quote |

THEREFORE, BE IT RESOLVED, That a contract be awarded to High Performance Systems Corp. for a cost of \$12,500.00, the lowest of quotes received for repair to the pool drain at the Allenhurst Beach Club.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-76

A RESOLUTION FOR SELF-EXAM OF MUNICIPAL BUDGET

Offered By:

Seconded By:

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and,

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and,

WHEREAS, Pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Allenhurst has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meet the necessary conditions to participate in the program for the 2022 budget year;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the CAP law.)
3. That the budget is in such form arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated;
 - b. Items of appropriations are properly set forth
 - c. In itemization, form, arrangement, and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That other applicable statutory requirements have been fulfilled.

BE IT FURTHER REQUIRED, That a copy of this resolution be forwarded to the Director of the Division of Local Government.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-77
A RESOLUTION TO APPROVE SALARIES FOR 2022

Offered By:

Seconded By:

BE IT RESOLVED, That the following salaries be and are hereby approved for officials and employees of the Borough of Allenhurst for the year 2022:

| | |
|---|---|
| Chief of Police | \$141,460 |
| Borough Clerk/Administrator | 112,426 |
| Public Works Superintendent/Sewer Operator | 87,000 |
| Finance Clerk | 53,321 |
| Deputy Clerk/Deputy Clerk/Deputy Treasurer/Administrative Assistant | \$28.00 per hour |
| Registrar | 1,000 |
| Deputy Registrar | 500 |
| Recycling Coordinator | 2,000 |
| Right-To-Know Coordinator | 1,500 |
| Right-To-Know Coordinator Asst. | 1,000 |
| Clean Communities Coordinator | 1,000 |
| Tax Collector | 6,253 |
| Sewer Collector | 3,000 |
| Tax Assessor | 8,364 |
| Board of Health Officer | 2,500 |
| Zoning Inspector/Code Official | 20,000 |
| Municipal Court Judge, includes 2 court sessions/mo. | 20,000 |
| OEM Coordinator | 2,000 |
| OEM Administrator | 2,000 |
| Planning Board Secretary | 15,000 |
| Records Coordinator | 5,000 |
| Certified Pool Operator | 1,000 |
| Pump Maintenance | \$75.00/callout |
| Pool Cleaning | \$100/cleaning – 2hr max |
| | Over 2hr needs approval of DPW Supervisor |
| Treasurer | 1,500 |
| Mayor | 1,750 |
| Commissioner | 1,500 |
| <u>Public Works</u> | |
| Vandevort | 46,332 |
| Duchatkiewicz | 65,427 |
| Varian | 45,846 |
| Castillo | 37,931 |
| Powers | 35,875 |
| Francese | 35,875 |
| Foreman | 1,000 |
| Mechanic | 2,000 |

Communications Officers

| | |
|--------------|--------|
| J. Henry | 50,000 |
| L. Rodriguez | 28,080 |
| A. Rosa | 27,040 |
| TAC Officer | 4,000 |

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-78

A RESOLUTION TO HIRE SEASONAL EMPLOYEES – PRE-SEASON

Offered By: _____ Seconded By: _____

BE IT RESOLVED, That the following be hired for the 2022 summer season commencing on dates indicated:

| | | Commencing on |
|-----------------|---------------|---------------|
| Don Deibert | \$20 per hour | 4-1-2022 |
| Rich Heitmuller | \$18 per hour | 4-1-2022 |

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-79

REFERRING PROPOSED ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXVI, SECTION 7.4 ENTITLED “SIDEWALKS” AND ADDING NEW SECTION 7.7 ENTITLED “SIGHT TRIANGLE” TO THE PLANNING BOARD FOR REVIEW AND COMMENT

Offered By: _____ Seconded By: _____

WHEREAS, the Borough Council of the Borough of Allenhurst has drafted an Ordinance to amend and supplement the Borough Code of the Borough of Allenhurst, Chapter XXVI, section 7.4 entitled “Sidewalks” and adding new section 7.7 entitled “Sight Triangle,” a copy of which is attached hereto and made a part hereof by reference, and

WHEREAS, the Borough Council seeks the counsel and comments of the Planning Board of the Borough of Allenhurst on the content of the draft Ordinance.

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Allenhurst that the statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length; and

BE IT FURTHER RESOLVED that the draft Ordinance to Amend and Supplement the Borough Code of the Borough of Allenhurst, Chapter XXVI, section 7.4 entitled “Sidewalks” and adding new section 7.7 entitled “Sight Triangle” be and are hereby referred to the Planning Board for review and comment.

VOTE: Comm. McLoughlin-____; Comm. Bolan-____; Mayor McLaughlin-____

RESOLUTION #2022-80
A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By:

Seconded By:

WHEREAS, State law permits the exclusion of public in certain circumstances; and,
WHEREAS, The Board of Commissioners of the Borough of Allenhurst finds that such circumstances currently exist; and,

WHEREAS, The Board of Commissioners will make public, minutes of the closed session when confidentiality no longer exists;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners that they are hereby authorized to enter into closed session to discuss legal/contractual matters which are exempt from the public meeting under the Sunshine Law.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

RESOLUTION #2022-81
A RESOLUTION TO APPROVE BILLS (3-9-2022 to 3-22-2022)

Offered By:

Seconded By:

BE IT RESOLVED, That bills totaling \$198,615.19 be approved for payment; and,
BE IT FURTHER RESOLVED, That the March 22, 2022 consolidated bill list be attached hereto and made a part thereof.

VOTE: Comm. McLoughlin____; Comm. Bolan____; Mayor McLaughlin____

Attachment referred in Resolution 2022-79

BOROUGH OF ALLENHURST

DRAFT ORDINANCE #2022-_____

**AN ORDINANCE AMENDING AND SUPPLEMENTING
THE BOROUGH CODE OF THE BOROUGH OF
ALLENHURST, CHAPTER XXVI, SECTION 7.4 ENTITLED
“SIDEWALKS” AND ADDING NEW SECTION 7.7
ENTITLED “SIGHT TRIANGLE”**

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to amend and supplement its existing Borough Code concerning the Development Regulations, to address public and internal sidewalks as well as addressing sight triangles to improve safety in the Borough.

NOW THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Allenhurst that Chapter 26 of the Borough Code of the Borough of Allenhurst, be and is hereby amended and supplemented as follows:

SECTION 1. Chapter 26-7.4 entitled “Sidewalks” be and is hereby deleted and replaced with the following:

26-7.4 Sidewalks.

- a. Public sidewalks shall be four (4) feet wide and located within the street right-of-way.
- b. The street right-of-way outside the curbline shall be graded to produce a slope of one-quarter (1/4) inch per foot, sloping towards the curb. This slope shall apply to both the sidewalk and grassed areas.
- c. The Planning Board shall have jurisdiction over “internal sidewalks” as respects any application for development of any property in the Borough.
 - i. “Internal sidewalks” shall be defined as any sidewalk or walkway, regardless of material used to construct the same, on a privately owned property and as distinguished from Public Sidewalks which are located in a street right-of-way.
- d. Internal sidewalks, shall be no less than four (4) feet wide. They shall be of appropriate materials in keeping with historically appropriate standards and shall be in proportion with the massing of the home/structure.

SECTION 2. There shall be hereby added a new section, Chapter 26-7.7 entitled “Sight Triangle” as follows:

26-7.7 Sight Triangle (New, this ordinance)

- a. On all corner lots in all zones in the Borough, there shall be an unobstructed sight triangle formed by measuring thirty (30) feet along each curb line from the point of intersecting curb lines at such corner and connecting such points to form a triangular area.
- b. No fences, nor any structure or plantings of any type that might impair the vision of motor vehicle traffic, may be erected within the sight triangle. A sight triangle shall contain no structures, retaining walls, signs, plantings or any other vision obstructing objects which are greater than thirty-six inches (36”) inches in height as measured from the pavement immediately adjacent to the curb at the point of intersecting street lines. Trees shall be permitted whose branches are trimmed away to a height of at least eight (8) feet above the curb level as measured from the point of intersecting street lines.
- c. Nothing herein shall permit the parking or storage of any vehicle on a corner lot property, which obstructs, impairs or obscures vision of motor vehicle traffic at an intersection, as determined by the Chief of Police.

SECTION 3. A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies, including the Planning Board, for their review and comment pursuant to applicable New Jersey Statutes.

SECTION 4. Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Allenhurst Borough Code are ratified and remain in full force and effect.

SECTION 5. If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions of applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 6. This Ordinance shall take effect immediately upon its passage and adoption according to law.

VOTE: Comm. McLoughlin ____; Comm. Bolan ____; Mayor McLaughlin _____.

APPROVED: _____, 2022

ADOPTED: _____, 2022