

BOROUGH COUNCIL MEETING  
BOROUGH HALL – 7:00 P.M.  
July 17, 2023

1. Meeting called to Order and Statement of Compliance with Open Public Meetings Act by Mayor Neff
2. Salute to the Flag
3. Moment of Silence
4. Roll Call
5. Communications: Concise Briefing by Executive Director Michael Gianforte, P.E., Executive Director, Two Rivers Sewerage Authority of in-process and forthcoming capital projects impacting the Borough. Discuss the potential for a tree ordinance within the Borough. Woodbine Ave., block party request.

6. **ORDINANCE INTRODUCTION # 871-23: AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XII, SECTION 12-1.2 FEES, “UNIFORM CONSTRUCTION CODE ENFORCING AGENCY” AND CHAPTER XVI SECTION 16A:3-4 FEES “LAND USE AND DEVELOPMENT” OF THE BOROUGH OF LITTLE SILVER, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.**

**(Public Hearing August 14, 2023)**

**Motion:**

**Second:**

**Roll Call:**

7. **ORDINANCE INTRODUCTION # 872-23: ORDINANCE ESTABLISHING INSURANCE REGISTRY FOR BUSINESSES AND RENTAL PROPERTIES WITHIN THE BOROUGH OF LITTLE SILVER, COUNTY OF MONMOUTH, AND STATE OF NEW JERSEY.**

**(Public Hearing August 14, 2023)**

**Motion:**

**Second:**

**Roll Call**

8. Brief remarks on the agenda from members of the Public.

9. REPORTS OF COUNCILMEMBERS:

TRAFFIC AND PEDESTRIAN SAFETY,  
PUBLIC WORKS, INFRASTRUCTURE AND  
(Traffic Safety Committee and Municipal Court)

Mr. Brennan  
(Council President)

POLICE AND EMERGENCY PREPAREDNESS:  
(Open Space, Capital Projects, Emergency  
Planning, Information Technology and Cyber Security)

Mr. Galante

BUDGET AND INSURANCE (Finance)  
(Shade Tree, Little Silver Schools,  
Little Silver Business Community and CFO)

Mr. Smith

PLANNING AND ZONING, COAH, AND  
TELECOMMUNICATIONS:  
(COAH, Litigation, Planning Board,  
Assessor's Office and Environmental Commission)

Mr. Holzapfel

PERSONNEL  
(Two River Water Reclamation Authority  
Recycling and 100<sup>th</sup> Birthday Celebration Committee)

Mrs. Brannagan

PUBLIC COMMUNICATION AND INFORMATION  
(Shared Services w/ Mayor, Library Trustees,  
Board of Health, Red Bank Regional and Recreation.

Mr. Christensen

Mayor's Report  
(Two River County of Mayors, Monmouth County Commissioners,  
Governor's Office and local legislators, Parker Homestead and  
Shared services in conjunction with Mr. Christensen)

Mayor Neff

Administrator's Report:

Mr. Burke

Old Business.

10. New Business

11. Public Comment

12. CONSENT AGENDA

Motion:

Second:

Council and Public discussion:

Roll Call:

1. Resolution: Authorizing the payment of bills
2. Resolution: Resolution: Authorizing the renewal of a limited retail distribution ABC License #1323-43-001-004 for Ferrucci's Two, Prospect Plaza, Little Silver. The license renewal will be for a period of July 18, 2023 through June 30, 2023.
3. Resolution: Approval of a renewal of a shared services agreement with the Monmouth County Sheriff's Office, Communications Division to serve as the Borough's Public Safety Answering Point (PSAP) in accordance with previous participation plan submitted by the Borough. The 2023 amount is \$5,963.00 and will increase by 2% in year two and an additional 2% in year three of the agreement until the expiration of this agreement on December 31, 2025.
4. Resolution: Approving the resignation of Patrolman Jeffrey Lewandowski with an effective date of July 15, 2023
5. Resolution: Approving the hiring of Adam Fioretti as a Public Works/Recycling Roadman (probationary) with an effective date of July 31, 2023 at a starting salary of \$43,000.00 (per annum)
6. Resolution: Approving the hiring of Scott Karinja as a Public Works/Recycling Roadman (probationary) with an effective date of August 21, 2023 at a starting salary of \$43,000.00 (per annum)
7. Resolution: Approving tree removal and the trimming of various trees, limbs and stump grinding of Borough Trees on Borough Owned Property by Atlantic Tree Experts, Holmdel NJ. Quotes were solicited and received from Atlantic Tree Experts Co. for \$13,440.00 and Woody's Tree Service for \$15,000.00.
8. Resolution: Approval of a grace period for the 3<sup>rd</sup> quarter taxes until August 18, 2023, due to a delay in adopting the Borough's tax rate because of delay with the adoption of the 2023-2024 State of New Jersey Annual Budget.
9. Resolution: Authorizing the submittal of a grant application to the County of Monmouth, Parks System, Open Space Trust Fund for Phase II of the Sickles Parker/Parker Homestead project.
10. Resolution: Approving a contract with Elite Cleaners, 601 Branch Ave., Little Silver, NJ for the cleaning of police uniforms for the Borough Police Department. The Borough qualified purchasing agent solicited quotes for these services and Missing Sock Laundromat, Hazlet submitted a quote of \$85.25 for a comprehensive uniform and Elite Cleaners submitted a quote of \$52.00 for a comprehensive uniform. The qualified purchase agent recommends the low quote from Elite Cleaners be awarded for a two-year contract to run from August 1, 2023 through July 31, 2025.
11. Resolution: Approving the submittal of a grant application to the State of New Jersey, Department of Transportation, Safe Street to Transit Municipal Aid Program for Fiscal year 2024, for roadway improvements identified as Harding Avenue, Phase II.
12. Approval of Meeting Minutes: April 24, 2023
13. Approval of Meeting Minutes: May 8, 2023
14. Approval of Meeting Minutes: May 22, 2023
15. Approval of Meeting Minutes: June 12, 2023

Motion:  
Second:  
Roll Call:

16. Resolution: Approval to enter an executive session to discuss potential litigation.

Motion:  
Second:  
Roll Call:

17. Adjournment

## ORDINANCE # 871-23

### AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XII, SECTION 12-1.2 FEES, "UNIFORM CONSTRUCTION CODE ENFORCING AGENCY" AND CHAPTER XVI SECTION 16A:3-4 FEES "LAND USE AND DEVELOPMENT" OF THE BOROUGH OF LITTLE SILVER, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

**BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Little Silver, County of Monmouth, and State of New Jersey, as follows:

#### PURPOSE

The purpose of this Ordinance is to Amend Chapter XII (Building and Housing) and Chapter XVI (Land Use and Development) of the Revised General Ordinances of the Borough of Little Silver are hereby amended or supplemented as follows:

*New text is underlined, text to be deleted is struck through and notations to the reader and changes in subparagraph designations with or without changes to content are italicized. The following Code does not display images or complicated formatting. Codes should be viewed online. This tool is only meant for editing.*

#### § 12-1.2 Fees.

**[Ord. #84-76; Ord. #88-77; Ord. #179-81; Ord. #769-2015; Ord. No. 781-2016]**

The fee for a construction permit shall be the sum of the subcode fees listing in paragraphs a. through o. hereof and shall be paid before the permit is issued as determined by the construction official.

- a. General. The fees for various permits authorized pursuant to the uniform Construction Code shall be in accordance with the Provision of Chapter 23 Uniform Construction Code of the Administrative Code (N.J.A.C.) 5:23-1.1 et seq. as amended from time to time.
  1. Plan Review. Twenty-five (25%) percent of the fee for a construction permit which shall be paid at the time of the application.
  2. Construction Permit. The fees shall be the sum of all fees listed hereinafter, plus any special fees.
  3. The annual construction permit fee shall be the estimated cost of alterations as contained hereunder
  4. All fees to be rounded off to the nearest full dollars.
- b. Basic Construction.
  1. New Construction and Addition Fees. **[Ord. No. 781-2016]**
    - (a) New construction and additions in all use groups classification except for signs and structures or buildings special fees for which volume cannot be computed. The fees shall be \$0.05 per cubic foot of volume of the building or structure. **[Amended 6-11-2018 by Ord. No. 807-18]**
    - (b)
      - (1) Residential: \$100 minimum.

- (2) Nonresidential: \$150 minimum. [**Amended 6-11-2018 by Ord. No. 807-18**]
- (3) Plan Review: \$50.00
- 2. Renovations, alteration, repairs, pre-manufactured construction and minor work fees. [**Ord. No. 781-16**]
  - (a) Additions. The fee shall be \$0.03 per cubic foot of volume of the addition. The minimum fee shall be \$100 residential, \$125 nonresidential.
  - (b) Renovations, alterations, installation of pre-manufactured units, foundation systems and all on-site work for pre-manufactured construction, repairs and/or minor work. The fee shall be \$25 per \$1,000 of estimated cost. [**Amended 6-11-2018 by Ord. No. 807-18**]
  - (c) Roofing and nonresidential siding. The fee shall be \$15 for each \$1,000 dollars or part thereof based upon the value of the work. [**Amended 6-11-2018 by Ord. No. 807-18**]
  - (d) A combination of Subsections a, b, and c shall be computed separately and the total fee shall be the total fees added together with any and all other applicable fees.
  - (e) Minimum fees:
    - (1) Residential: \$75. [**Amended 6-11-2018 by Ord. No. 807-18**]
    - (2) Nonresidential: \$110.
- 3. Special Fees: Structures for which volume cannot easily be computed.
  - (a) Swimming pools.
    - (1) The fee for the installation of a private in-ground swimming pool at least 24 inches deep or having a surface area of at least 250 square feet shall be \$250. [**Amended 6-11-2018 by Ord. No. 807-18**]
    - (2) The fee for installation of an aboveground swimming pool or hot tub at least 24 inches deep or having a surface area of at least 250 square feet shall be \$125. [**Amended 6-11-2018 by Ord. No. 807-18**]
    - (3) The fee for the installation and inspection of public in-ground swimming pools shall be \$250. [**Amended 6-11-2018 by Ord. No. 807-18**]
    - (4) The fee for the installation of a pool compliant fence shall be \$75.
  - (b) The permit fee for the installation of wood/coal burning stoves, fireplaces and /or chimney shall be \$75. [**Ord. No. 781-2016; amended 6-11-2018 by Ord. No. 807-18**]
  - (c) The permit fee to install, erect or construct all utility and miscellaneous structures classified as Use Groups (U) shall be a fee of \$25 per \$1,000 of estimated cost, with a minimum fee of: [**Amended 6-11-2018 by Ord. No. 807-18**]
    - (1) Residential: \$75.
    - (2) Nonresidential: \$110.
    - (3) Plan Review: \$50.00
  - (d) The permit to erect roof-mounted radio or television antennas exceeding 12 feet in height shall be \$100.
  - (e) The permit to erect radio, television or other transceiving equipment shall be \$200.

- (f) Elevator fees.
- (1) Elevators, escalators, dumbwaiters and conveying equipment. The fee shall be set by statute of the State of New Jersey.
- (g) The fee for complete tent permits including electrical, fire/building permits, for charitable and nonprofit organization shall be \$60. **[Ord. No. 781-2016]**
- (h) Retaining walls. The fees shall be: **[Added 6-11-2018 by Ord. No. 807-18]**
  - (1) Less than 550 square feet: \$100.
  - (2) More than 550 square feet: \$200.
- c. Fees for Continued Inspection of Equipment Subject of Limitations as Per N.J.A.C. 5:23-2.23(i).
  - 1. Elevators. Fee shall be as set by statute of the State of New Jersey.
  - 2. Platform Lists. Fee shall be as set by statute of the State of New Jersey.
  - 3. Dumbwaiters. Fee shall be as set by statute of the State of New Jersey.
  - 4. Hazard Uses and Places of Assembly. \$150.
  - 5. Cross-Connections and Backflow Preventers. \$75.
  - 6. Sprinklers. \$150.
- d. State of New Jersey Training Fees.
  - 1. This fee shall be in the amount of \$0.0334 per cubic foot volume of new construction. The fee for alterations and renovations shall be calculated based on \$0.0170 per \$1,000 of estimated cost computed in accordance with N.J.A.C. 5:23-2.28.
- e. Demolition, Removal or Moving of Buildings and/or Structures. The fee shall be: **[Ord. No. 781-2016]**
  - 1. Demolition.
    - (a) Minor accessory buildings, structures and inground pools: \$100.
    - (b) One or two family dwellings not exceeding 30 feet in heights; \$300. **[Amended 6-11-2018 by Ord. No. 807-18]**
    - (c) All other use groups, buildings or structures: \$300. **[Amended 6-11-2018 by Ord. No. 807-18]**
  - 2. Removal of a building or structure from a lot within the Borough of Little Silver to a location outside the borders of the Borough. The fee shall be \$35 for the first \$1,000 of estimated costs of removal, plus \$15 for each additional \$1,000 of estimated costs or any part thereof. The minimum for the removal of a building or structure shall be \$75. **[Amended 6-11-2018 by Ord. No. 807-18]**
  - 3. Moving a building or structure from one lot to another or to a new location on the same lot. The fee shall be \$50 for the first \$1,000 estimated costs, plus \$50 for each additional \$1,000 of cost or any part thereof. Estimated cost shall be the sum of the following: The cost of moving, plus the cost of the new foundation and all work required to place the building or structure in its completed condition in the new locations. The minimum fee shall be \$75. **[Amended 6-11-2018 by Ord. No. 807-18]**

- f. Estimated Costs: For the purpose of determining estimated costs, when referred to in this fee schedule, the applicant shall submit to the department cost data produced by the architect or engineer of record or by a recognized estimatory firm or by the contractor. A copy of the contractor's bid shall be submitted when available. The construction official will make the final decision regarding estimated cost based upon the recommendations of the appropriate subcode officials.
  - g. Fences: The fee for erection of a fence shall be \$35 for the first two hundred (200) lineal feet of fence or any part thereof and (\$15) dollars for each 100 lineal feet or any part thereof thereafter.
  - h. Signs, excluding Traffic Control Devices Meeting State Motor Vehicle Standards. The fee shall be five (\$5) dollars per square foot of surface area of the sign, computed on one side only for double faced signs. The minimum fee shall be \$60. **[Ord. No. 781-2016]**
  - i. Bulkheads, Dock and Piers for Construction and Repair of the Construction. Permit fee shall be \$40 for the first \$1,000 of estimated cost and \$20 for each additional \$1,000 of estimated cost or part thereof.
  - j. Construction Trailers. The permit fee for a construction trailer to be used at a permitted construction site shall be \$75.
  - k. Certificate of Occupancy per U.C.C.
    - 1. The fee for a certificate of occupancy for new construction shall be \$100.
      - (a) User Group R-3, per principal dwelling unit shall be \$50.
- R-3, additions and alterations shall be \$50.
- R-3, Accessory Uses shall be \$25.
- Each additional tenant space or separate unit shall be \$50.
- All other use groups, except Use Group T based fee shall be \$100.
- Use Group T shall be \$25. **[Amended 6-11-2018 by Ord. No. 807-18]**
- (b) The fees for a temporary certificate of occupancy for each structure shall be \$75 for residential and \$100 for commercial.
  - (c) The fee for a multiple temporary certificate of occupancy shall be \$100 for each unit.
  - (d) The fee for a certificate of occupancy permit pursuant to a change in use shall be \$150.
  - (e) The fee for a certificate of continued occupancy shall be \$100.
  - 1. Plumbing Subcode Fees.
    - 1. Fixtures and stacks, including but not limited to sinks, urinals, water closets, bathtubs, shower stalls, floor drains, laundry tubs, sump pumps, drinking fountains, hose bibs, water conditioning systems, humidifiers, dishwashers, garbage disposals, clothes washers, and similar devices. The fee shall be \$20 each. **[Amended 6-11-2018 by Ord. No. 807-18]**
    - (a) Gas piping to each application. The fee shall be \$50.
  - 2. Hot Water Heaters: **[Amended 6-11-2018 by Ord. No. 807-18]**



- (a) Residential: \$75 each.
- (b) Nonresidential: \$80 each.
- 3. Oil or Gas-Fired Boilers.
  - (a) Up to 250,000 BUT; fee shall be \$100 per boiler. **[Amended 6-11-2018 by Ord. No. 807-18]**
  - (b) From 250,000 and higher, the fee shall be \$150 per boiler.
  - (c) Radiant heat: \$75. An additional fee of \$10 per zone for each zone of the radiant system.
- 4. Sewer. The fee shall be: **[Amended 6-11-2018 by Ord. No. 807-18]**
  - (a) Residential: \$100 each.
  - (b) Nonresidential: \$125 each.
  - (c) Plan Review: \$50.00
- 5. Special devices, including but not limited to gas fireplaces, pool drains, grease traps, oil separators, water-cooled air-conditioner units, pumps and similar pump devices. The fee shall be \$75 each. **[Amended 6-11-2018 by Ord. No. 807-18]**
- 6. Yard Irrigation Systems: The fee shall be:
  - (a) Single-family homes: Sixty (\$60) dollars each.
  - (b) Other than single-family homes: \$100 each.
- 7. Roof Drains: The fee shall be \$20 each. **[Amended 6-11-2018 by Ord. No. 807-18]**
- 8. Backflow Prevention Devices: The fee shall be \$75 each. **[Amended 6-11-2018 by Ord. No. 807-18]**
- 9. Indirect Connections. The fee shall be \$50 each. **[Amended 6-11-2018 by Ord. No. 807-18]**
- 10. Footing Drains and Window Wells. The fee shall be: **[Amended 6-11-2018 by Ord. No. 807-18]**
  - (a) Single-family homes: \$75 each.
  - (b) Other than single-family homes: \$100 dollars each.
- 11. Water Service Lines: The fee shall be: **[Amended 6-11-2018 by Ord. No. 807-18]**
  - (a) Residential: \$100 each.
  - (b) Nonresidential: \$125 each.
- 12. Heating Ventilation and Air Conditioning (HVAC); Air-Conditioner Condensate Drains. The fee shall be: **[Amended 6-11-2018 by Ord. No. 807-18]**
  - (a) 3/4 inch drain: \$50 each.
  - (b) 1 inch drain: \$60 each.
  - (c) 1 1/4 inch drain: \$75 each.

- (d) HVAC Ducts: \$75 each per zone (residential) and \$150 each per zone (nonresidential).
- (e) Furnaces: The fee shall be \$50 each.
- 13. Cross Connections. The fee shall be \$25 each.
- 14. Trench Inspections. The fee shall be \$35 each. [Ord. No. 781-2016; amended 6-11-2018 by Ord. No. 807-18]
- 15. The minimum plumbing subcode fee shall be: [Ord. No. 781-2016; amended 6-11-2018 by Ord. No. 807-18]
  - (a) Residential: \$100 for each system.
  - (b) Nonresidential: \$125 for each system.
  - (c) Plan Review: \$50.00
  
- m. Fire Protection Subcode Fees:
  - 1. New Construction, Renovations, Alterations or Repairs. The minimum fee shall be:
    - (a) Residential: \$75 for each system. [Amended 6-11-2018 by Ord. No. 807-18]
    - (b) Nonresidential: \$150 for each system.
    - (c) Plan Review: \$50.00
  - 2. Each gas or oil fired appliances such as furnaces, ranges, stove, generators and fireplaces not connecting to the plumbing system shall be \$50. [Ord. No. 781-2016]
  - 3. Special Fixtures and Equipment.
    - (a) Fire suppression system, sprinkler systems, hood systems and all other applications of fire suppression systems. The fees for a period shall be \$200 plus \$4 per head. [Amended 6-11-2018 by Ord. No. 807-18]
    - (b) The fee for a permit and inspection of fire pumps shall be \$100.
    - (c) The fee for a permit and inspection of fire escapes shall be \$60 each.
    - (d) The fee for a permit and inspection for the installation or removal of above or underground storage tanks shall be:
      - (1) Up to 1,000 gallons: \$100 each.
      - (2) Over 1,000 gallons and not exceeding 3,000 gallons: Two hundred (\$200) dollars each.
      - (3) Over 3,000 gallons: \$300 each.
    - (e) The fee for a permit inspection of gas pumps shall be \$100 per nozzle. [Amended 6-11-2018 by Ord. No. 807-18]
    - (f) Standpipes: The fee shall be \$150 each.

- (g) Fees for smoke, CO and heat detectors, alarm systems, interconnected as wired or wireless systems:
- (1) The fee for one to ten detectors shall be \$75. [**Amended 6-11-2018 by Ord. No. 807-18**]
  - (2) The fee for 11-20 detectors shall be \$150. [**Amended 6-11-2018 by Ord. No. 807-18**]
  - (3) The fee for 21-100 detectors shall be \$200.
  - (4) The fee for 101-500 detectors shall be \$300.
  - (5) The fee for over 500 detectors shall be \$500.
4. The minimum fire subcode fee shall be:
- (a) Residential: \$75. [**Amended 6-11-2018 by Ord. No. 807-18**]
  - (b) Nonresidential: \$85. [**Ord. No. 781-2016**]
- n. Electrical Subcode Fees. Required for the installation, removal, alteration and/or replacement of all listed items.
1. Common electrical fixtures and devices, including but not limited to lighting outlets, wall switches, fluorescent fixtures, convenience receptacles, and similar fixtures or devices and are not listed elsewhere in this schedule and connected to nominal 240/120 VAC, 20 amperes (or less) branch circuits. The fee shall be: [**Amended 6-11-2018 by Ord. No. 807-18**]
- (a) For one to ten fixtures or devices: \$35.
  - (b) For each increment of 20 additional fixtures and devices: \$25.

NOTE: Every gang of a fixture box or outlet box including splice boxes shall count as a device. Each recessed lighting fixture in an insulated space shall add one unit to the fixture count.

2. All other electrical products, not limited to electrical heating, cooling, service conductors, feeders, disconnect switches, switchboards, panel boards, motors, control equipment, generators, transformers, smoke detectors, air conditioners, cooling equipment, lighting standards, swimming pools, hot tubs, hydromassage bathtubs, spas, and steam baths. The fee shall be: [**Ord. No. 781-2016; amended 6-11-2018 by Ord. No. 807-18**]
- (a) Residential steam room, sauna, indoor installation of hot tub, and similar devices: the fee shall be \$100 each.
  - (b) Indoor installations of hydromassage bathtubs: \$25 each.
  - (c) Ceiling fans and exhaust fans.
    - (1) Ceiling fan assemblies less than 35 pounds in weight and rated less than one horsepower: The fee shall be \$10 each.
    - (2) Kitchen and bathroom exhaust fans rated less than one horsepower: The fee shall be \$20 each.
  - (d) Circulator, pump, and blower motors that are part of a fossil fuel furnace system and are rated less than one horsepower: The fee shall be \$20 each.
  - (e) Service, feeder and branch circuit trenches: The fee for each trench shall be \$25 for the first 100 feet of

trench plus \$10 for each additional 100 feet or part thereof.

- (f) Transformers with 16 ampere or less output for low voltage lighting or annunciation: The fee shall be \$20 each. If greater than sixteen (16) ampere output, the fee shall be \$60 each.
- (g) Swimming pools and hot tubs: **[Amended 6-11-2018 by Ord. No. 807-18]**
- (1) Motors and pump shall be \$25 each.
- (2) Timers, low voltage transformers and similar devices, including a single receptacle shall be \$15 each.
- (3) Bonding. The fee shall be \$20 each.
- (4) Underwater lights: The fee shall be \$30 each.
- (5) Underwater sound equipment: The fee shall be \$75 each.
- (h) Each motor or electrical device less than or equal to ten hp; and for each transformer, generator, and device less than or equal to ten kW: The fee shall be \$20. Air-conditioning condensers shall be priced at \$20. **[Amended 6-11-2018 by Ord. No. 807-18]**
- (i) Each motor or electrical device greater than ten kW and less than or equal to fifty hp; and for each transformer, generator and device greater than ten kW or less than or equal to thirty kW: the fee shall be \$40 each. Air-conditioning condensers shall be priced at \$40. **[Ord. No. 781-2016; amended 6-11-2018 by Ord. No. 807-18]**
- (j) Each motor or electrical device greater than 50 hp and less than or equal to 100 hp; and for each transformer, generator and device greater than 35 kW and less than or equal to 112.5 kW: the fee shall be \$100 each. **[Ord. No. 781-2016]**
- (k) Each motor or electrical device greater than 100 hp; and for each transformer, generator and each device greater than 112.5 kW: The fee shall be \$300 each. **[Ord. No. 781-2016]**
- (l) Service panels, subpanels, automated transfer switches (ATS) or like components. The fee shall be:

100 amps or less	\$100
100 amps — 200 amps	\$150
201 amps — 300 amps	\$200
301 amps — 400 amps	\$250
401 amps or more	\$300
- (m) Radiant heat (electric): The fee shall be \$20 each. **[Ord. No. 781-2016]**
- (n) Solar Systems: New installations greater than one kW and less than or equal to twenty kW — the fee shall be \$150. New installations greater than twenty kW — the fee shall be \$300. **[Ord. No. 781-2016]**
- 3. Protective Signaling Systems. This includes, but is not limited to fire alarms, smoke alarms, burglar alarms, nurse call systems, video systems, communication outlets and other monitoring systems. The fee shall be:
  - (a) For one to 15 devices: \$75. **[Ord. No. 781-2016; amended 6-11-2018 by Ord. No. 807-18]**

- (b) For each additional one to 5 devices: \$10.
- 4. For weekend or other than normal work hour shut-downs and/or inspections such as service shutdowns:  
The fee shall be \$350.
- 5. The minimum electrical subcode fees shall be:

Residential \$75  
**[Amended  
6-11-2018  
by Ord. No.  
807-18]**

Nonresidential \$85 **[Ord.  
No. 781-  
2016]**

- 6. The minimum fee for amending or changing a permit shall be \$50.
- 7. The minimum fee for a swimming pool or outdoor hot tub and pool-compliant fence barriers shall be:  
**[Amended 6-11-2018 by Ord. No. 807-18]**
  - (a) \$75 when underwater lighting is not to be used or when fiber optic lighting provides the light source.
  - (b) \$250 which underwater lighting is to be used.
  - (c) Pool-compliant fence and gate barrier enclosures. The fee shall be \$75.

o. Mechanical Inspection Fees

- 1. Minimum Fee: \$85.00
- 2. Water Heater: \$75.00
- 3. Fuel oil piping: \$20.00
- 4. Gas piping connection: \$50.00
- 5. Steam Boiler: \$100.00
- 6. Hot water boiler: \$100.00
- 7. Hot air furnace: \$50.00
- 8. Fireplace: \$50.00
- 9. Generator: \$50.00
- 10. Condensate Drain: \$60.00
- 11. Chimney Liner: \$50.00

\_16A-3.4 Fees:

B: Grading Permit:

Application Individual:

\$150

1. House Location Plot/Grading Plans for fill over 10 cubic yards or more than 200 Square Feet of Disturbance and swimming pools. \$150
2. Like kind repairs and replacements under \$2,500 shall not require A development permit.
3. Professional review costs for grading permit application shall be in accordance with Section 16A-3.4M

**ORDINANCE ESTABLISHING INSURANCE REGISTRY FOR BUSINESSES AND RENTAL PROPERTIES WITHIN THE BOROUGH OF LITTLE SILVER, COUNTY OF MONMOUTH, AND STATE OF NEW JERSEY #872-22**

**WHEREAS**, in accordance with N.J.S.A. 40A:10A-1, et seq., the owner of a business or rental unit(s) located within the State of New Jersey is required to maintain liability insurance for negligent acts and omissions as provided in the statute; and

**WHEREAS**, pursuant to N.J.S.A. 40A:10A- 2(a), in order to demonstrate compliance with statutory insurance requirements, the owner of a business or rental unit(s) located within the State of New Jersey is required to annually register a certificate of insurance with the municipality in which the business or rental units are located; and

**WHEREAS**, pursuant to N.J.S.A. 40A:10A- 2(b), municipalities may, by ordinance, establish a reasonable administrative fee for the registration of the certificate of insurance required by N.J.S.A. 40A:10A-1, et seq; and

**WHEREAS**, these requirements may be enforced by a municipality through summary proceedings authorized under N.J.S.A. 2A:58-10 et seq., with a fine of not less than \$500, but no more than \$5,000 against an owner who fails to comply with the provisions of N.J.S.A. 40A:10A-1, et seq; and

**WHEREAS**, Chapter 12 “Buildings and Housing; Soil Removal” of the Revised General Ordinances of the Borough of Little Silver (“Borough Code”) contains regulations relating to real property within the Borough of Little Silver.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Little Silver in the County of Monmouth, State of New Jersey that certain sections of the Borough Code be amended as follows (additions to text indicated by underlined text; deletions to text indicated by ~~strikeout~~):

**SECTION 1.** The Borough Code is hereby amended to include the addition of Chapter 12, Section 12 “Liability insurance requirements for owners of businesses or rental units; coverage amounts” as follows:

**§ 12-12            LIABILITY INSURANCE REQUIREMENTS FOR OWNERS OF BUSINESSES OR RENTAL UNITS; COVERAGE AMOUNTS**

**§ 12-12.1        Purpose.**

The purpose of this ordinance is to comply with the provisions of N.J.S.A. 40A:10A-1, et seq. imposed upon municipalities by the State, requiring municipalities to administer an insurance registration program imposed upon business owners and rental unit owners, requiring the annual registration of their Certificates of Insurance demonstrating sufficient liability insurance for negligent acts and omissions.

**§ 12-12.2 Definitions.**

As used in this section, the following terms shall have the meanings indicated:

**CERTIFICATE OF INSURANCE** - A document issued by an insurance carrier licensed to do business in the State of New Jersey including:

- (a) the policy holder's name;
- (b) the address of the covered property;
- (c) the effective dates of the policy;
- (d) the type of coverage provided;
- (e) the policy limits; and
- (f) the names of any additionally insured parties.

**§ 12-12.3 Liability Insurance Required for Businesses and Rental Unit Owners.**

The owner of any business, or rental unit or units, within the Borough shall maintain liability insurance for negligent acts and omissions for the combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence in the amounts established under N.J.S.A. 40A:10A-1.

**§ 12-12.4 Annual Registration of Certificate of Insurance.**

The owner of any business, or rental unit or units, shall annually, by January 1 of each calendar year, have registered a Certificate of Insurance with the Borough Clerk/Administrator demonstrating compliance with the requirements of N.J.S.A. 40A:10A-1 for any business, or rental unit or units located within the Borough.

**§ 12-12.5 Administrative Fees.**

The annual administrative fees, payable at the time of registration, shall be:

- a. Individual Businesses: \$25.
- b. 1-20 Unit Rental Unit Owners: \$30.
- c. 21-150 Unit Rental Unit Owners: \$40.
- d. 151+ Unit Rental Unit Owners: \$50.



e. For any 100% governmental or 501(c)(3) charitable entities: No Fee.

f. Late filing fee if more than 10 calendar days after January 1, or annual renewal date, as applicable: \$50.

**§ 12-12.6 Penalties.**

The Borough may collect, through a summary proceeding pursuant to the Penalty Enforcement Law of 1999 (N.J.S.A. 2A:58-10 et seq.), a fine of \$500 against an owner who fails to comply with the provisions of N.J.S.A. 40A:10A-1, et seq.; which shall apply as a separate offense for each property owned.

**SECTION 2.** All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed. All portions of the ordinance not modified herein remain in full force and effect.

**SECTION 3.** Should any section, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

**SECTION 4.** This ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

**BOROUGH OF LITTLE SILVER  
VOUCHERS PAYABLE  
July 17, 2023**

I offer this Resolution in favor of the payment of the following vouchers which have been authenticated and presented for payment. These payments represent expenditures for which an appropriation was duly made in the budget adopted by the governing body, including any emergency expenditures. The Chief Financial Officer has certified that sufficient funds are available to pay the same from each designated appropriation.

**CHECK DISBURSEMENTS**

Operating-Current Year	\$	158,873.94
Capital		17,782.81
Grant		3,217.60
Various Trusts & Reserves		11,097.93
Escrow Projects		1,070.00

**PAYROLL**      777      193,973.24

**VOID CHECKS**

**MANUAL CHECKS**

<b>ACH DEBIT</b>	Ameriflex-July 2023	197.00
	Ameriflex Claims-June 2023	446.79
	Capturepoint-July 2023	1,404.54
	ChasePaymentech-July 2023	1,129.03
	Lincoln Nat. Life Insur. Aug 2023	304.30

<b>WIRE TRANSFERS</b>	School Taxes-August 2023	1,853,957.67
	American Express-June 2023	151.37

**TOTAL**      \$      2,243,606.22

  
\_\_\_\_\_  
Craig R. Marshall, CFO

## RESOLUTION

WHEREAS, Ferrucci's Two Inc, 24 Prospect Plaza LLC. has applied to the Mayor and Council of the Borough of Little Silver for renewal of their Limited Retail Distribution License Number 1323-43-001-004; and

WHEREAS, the necessary Tax Clearance Certificate required for renewal have been received.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that License #1323-43-001-004 for Ferrucci's Two Inc. is hereby granted for the period of July 18, 2023 through June 30, 2024.

## Resolution

### RESOLUTION AUTHORIZING SHARED SERVICE AGREEMENT WITH THE COUNTY OF MONMOUTH, THROUGH THE MONMOUTH COUNTY SHERIFF'S OFFICE, COMMUNICATIONS DIVISION

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 through 40A:65-35) authorizes local units of this State to enter into a contract with any other local unit or units for the joint provision within their several jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Borough of Little Silver and the County of Monmouth, through the Monmouth County Sheriff's Office, Communications Division ("Monmouth County Sheriff's Office") with concurrence from the Borough Chief of Police seek to continue working together through the renewal of a Shared Services agreement; and

WHEREAS, the Borough and Monmouth County Sheriff's Office have agreed that the Monmouth County Sheriff's Office, Communications Division will serve as the Public Safety Answering Point (PSAP) for the Borough in accordance with the participation plan previously submitted by the Borough; and

WHEREAS, the Monmouth County Sheriff's Office, Communications Division will provide all calls to the Township by call relay, transfer or direct emergency dispatch in accordance with the Borough's participation plan; and

WHEREAS, the system will meet the technical requirements and operational standards set forth in N.J.S.A. 17:24-1, et seq.; and WHEREAS, the Monmouth County Sheriff's Office, Communications Division will provide direct emergency dispatch services for police, fire and emergency medical services ("EMS") for the Township; and

WHEREAS, the Township shall pay the Monmouth County Sheriff's Office a total fee of \$5,963.00 for calendar year (CY) 2023 with a two percent increase for CY 2024 and an additional two percent increase for CY 2025, This shared services agreement will end on December 31, 2025; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver hereby approve the renewal of the shared services agreement between the Borough of Little Silver and County of Monmouth Sheriff's Office, Communications Division through December 31, 2025 for continued PSAP services.

## RESOLUTION

**WHEREAS**, the Chief of Police has received and subsequently forwarded the Borough Clerk a letter from Patrolman Jeffrey Lewandowski that he has voluntarily resigned his employment with the Borough of Little Silver Police Department effective July 15, 2023.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Little Silver that they accept the resignation of from Patrolman Jeffrey Lewandowski from the Borough of Little Silver Police Department effective July 15, 2023.

ResignationPatrolmanJeffreyLewandowski

## RESOLUTION

**WHEREAS**, it is necessary for the Mayor and Council to fill a vacancy in the Little Silver Department of Public Works; and

**WHEREAS**, after a detailed application and interview process a candidate has been recommended by the Department Head with the support of the Personnel Committee; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Little Silver that Adam Fioretti be appointed to the position of Public Works/Recycling Roadman (probationary), effective on July 31, 2023; and

**BE IT FURTHER RESOLVED**, Adam Fioretti's, starting salary will be \$43,000.00 per annum as a probationary employee for a period of one year. Upon the successful completion of his probationary period, the employee will be paid in accordance with the Borough's Personnel Manual; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the Borough Clerk, Chief Financial Officer and the DPW Department Head.

## RESOLUTION

**WHEREAS**, it is necessary for the Mayor and Council to fill a vacancy in the Little Silver Department of Public Works; and

**WHEREAS**, after a detailed application and interview process a candidate has been recommended by the Department Head with the support of the Personnel Committee; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Little Silver that Scott Karinja be appointed to the position of Public Works/Recycling Roadman (probationary), effective on August 21, 2023.; and

**BE IT FURTHER RESOLVED** Scott Karinja's, starting salary will be \$43,000.00 per annum as a probationary employee for a period of one year. Upon the successful completion of his probationary period, the employee will be paid in accordance with the Borough's Personnel Manual; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the Borough Clerk, Chief Financial Officer and the DPW Department Head.

## RESOLUTION

WHEREAS, the Borough of Little Silver is in need of tree removal at various locations throughout the Borough; and

WHEREAS, adequate funding for this purchase is contained in the 2023 Operating Budget; and

WHEREAS, the Director of Public Works has solicited the following quotes for the removal of the trees, removal of all wood and the grinding of the stumps:

Atlantic Tree Experts Co. Inc. Holmdel, N.J.	\$13,440.00
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Woody's Tree Service Middletown, N.J.	\$15,000.00; and
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WHEREAS, the Borough Administrator/Clerk has reviewed the quotes and finding them to be in order recommends the quote submitted by Atlantic Tree Experts Co. Inc..

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the quote from Atlantic Tree Experts Co. Inc. in the amount of \$13,400.00 for the removal of the trees, removal of all wood and the grinding of the stumps be and is hereby accepted.



## **RESOLUTION**

WHEREAS, the Monmouth County Board of Taxation was delayed in certifying the Borough's 2023 tax rate until the State budget was adopted; and

WHEREAS, subsequently, there will be a delay in the printing and receipt of the municipal tax bills which will result in a delay of the mailing of the bills to the residents;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Little Silver that the grace period for the third quarter taxes be and is hereby extended until August 18th. Payments received after August 18th will be delinquent and interest will accrue from August 1<sup>st</sup>.

## RESOLUTION

**WHEREAS**, the Monmouth County Board of County Commissioners has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County Park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

**WHEREAS**, the Governing Body of the Borough of Little Silver desires to obtain County Open Space Trust Funds in the amount of \$180,000.00 to fund Improvements to Sickles Park Phase II (Rumson Road, Little Silver); and

**WHEREAS**, the total cost of the project including all matching funds is \$ 207,000.00; and

**WHEREAS**, the Borough of Little Silver is the owner of and controls the project site.

**NOW, THEREFORE, BE IT RESOLVED BY The Mayor and Borough Council of the Borough of Little Silver THAT:**

1. Kevin J. Burke, Jr., Administrator/Clerk is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above-named municipality; and

The Borough of Little Silver is committed to this project and will provide the balance of funding necessary to complete the project as described in

1. the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
2. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
3. Robert C. Neff, Jr. Mayor or his/her successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
4. This resolution shall take effect immediately.

RESOLUTION

WHEREAS, the Mayor and Council of the Borough of Little Silver did solicit for public quotes for the cleaning of Police Uniforms for the Borough of Little Silver; and

WHEREAS, adequate funding for this service has been provided in the appropriate operating budget; and

WHEREAS, the following quotes were received, opened and publicly read by the Qualified Purchasing Agent at 11:00 a.m. on June 29, 2023:

Launder and Press/Dry Clean and Press  
(Police Detective – Civilian Clothes To Be Included)

Total Quote Per Comprehensive Uniform:

Elite Cleaners  
601 Branch Avenue, Little Silver, NJ \$52.00

Missing Sock Laundromat  
1604 Union Avenue, Hazlet, NJ \$85.25; and

WHEREAS, the Borough Purchasing Agent has reviewed the quotes and finding them to be in order recommends the low quote from Elite Cleaners for a two year contract be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the low quote submitted by Elite Cleaners for the providing of cleaning of Police Uniforms for the Borough for a two year term to run from August 1, 2023 through July 31, 2025 be and is hereby accepted.

## RESOLUTION

**WHEREAS**, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Safe Street to Transit Municipal Aid Program for the Fiscal Year 2024, and

**WHEREAS**, the Borough of Little Silver is desirous of submitting a priority one application under this program for the following purpose:

- Roadway Improvements to Harding Avenue Phase II

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Little Silver, County of Monmouth, State of New Jersey, formally approves the grant application for the above stated project; and

**FURTHER BE IT RESOLVED** that the Borough Engineer, Mayor and/or Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2024 – Improvements to Harding Road – Phase 00581 to the New Jersey Department of Transportation on behalf of the Borough of Little Silver; and

**FURTHER BE IT RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Little Silver and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

\_\_\_\_\_  
Kevin Burke, RMC  
Borough Clerk

\_\_\_\_\_  
Robert Neff, Jr.  
Mayor

## **Resolution**

### **Borough of Little Silver**

**WHEREAS**, the Borough Council of the Borough of Little Silver is subject to certain requirements of the Open Public Meetings Act (N.J.S.A. 10:4-6, et seq.); and

**WHEREAS**, the Open Public Meeting Act (N.J.S.A. 10:4-12) provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Borough Council of the Borough of Little Silver to discuss in a session not open to the public certain matters relating to the item or items authorized by law (N.J.S.A. 10:4-12b) and designated as potential litigation.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Little Silver, assembled in public session on July 17, 2023, that an Executive Session closed to the public shall be held on July 17, 2023 at 7:00 p.m. at Little Silver Borough Hall, 480 Prospect Ave., Little Silver, NJ for matters relating to the specific items designated above.

**BE IT FURTHER RESOLVED** that formal action may be taken after the Executive Session.