

JANUARY 22, 2013

A Work Session Meeting of Mayor and Council was convened at 6:50 p.m. on January 22, 2013 in Council Chambers of Borough Hall with Mayor Dempsey presiding.

Mayor Dempsey related that this meeting is being held in accordance with the Open Public Meetings Act of 1975 and that notice was given to the Coast Star and the Asbury Park Press on December 4, 2012.

ROLL CALL: Present: Council Members Bossone, Sinneck, Donovan, Mangan, Olivera, and McCarthy

Absent: None

Also present was Borough Attorney Mark Kitrick and Borough Administrator/CFO Joseph Delorio

ITEM #1: Use of Borough Property

- Squan Village Historical Society Flea Market 6/2/13 Alternate Location

Council Member Donovan made a motion to approve this request, seconded by Council Member Mangan. Motion carried unanimously.

- For Pete's Sake Run – 5/4/13 – Mallard Park and Certain Streets

Council Member McCarthy went over groups contributing to the costs of Special Officers that are used for their events.

Council Member Sinneck made a motion to approve this request, seconded by Council Member McCarthy. Motion carried unanimously.

- Senior Berry Festival – 8/4/13, Squan Plaza (Alternate Location Mallard Park)

Council Member Bossone made a motion to approve this request, seconded by Council Member Donovan. Motion carried unanimously.

- Beach Wedding – 9/14/13 – Riddleway Gazebo

Council Member Donovan made a motion to approve this request, seconded by Council Member Mangan. Motion carried unanimously.

- Surfrider Longboard – 9/22/13 – Inlet Beach

Council Member Sinneck made a motion to approve this request, seconded by Council Member Bossone. Motion carried unanimously.

- Coast the Coast Bike-A-Thon – 5/18/13

Council Member Bossone made a motion to approve this request, seconded by Council Member Sinneck. Motion carried unanimously.

ITEM #2: Request to Waive Street Opening Fee – 326 E. Virginia Avenue

There was discussion on this request, past practices on waiving fees, and the fee that is requesting to be waived.

Council Member Donovan made a motion to hold this request, seconded by Council Member Sinneck. Motion carried unanimously.

ITEM #3: Zoning Forum 1/19/13 – Follow Up

Borough Attorney Kitrick stated that there was a forum at the Elks Lodge where a number of issues were discussed and one was potential zoning changes to the borough's

current ordinances. He went over the reasons for considering the adoption of new zoning ordinances for the borough. He went over the master plan and advised that over time the plan is amended and that there is a land use plan element which takes into account the residential, commercial, development, and use of lands within the Borough. He stated that at the forum they discussed potential changes to the zoning ordinances. He went over some of the requests to be considered that residents had at the forum.

Mr. DeLorio stated that there is a very aggressive timeline to get a new ordinance introduced, sent to the planning board and potentially adopted by the Governing Body and with all the ideas in mind there will be an attempt to go through what Mr. Kitrack had mentioned regarding zoning changes. He is looking for feedback from the Governing Body for directions to prepare an ordinance. He went over the presentation that was presented to council and the audience with recommended changes to the zoning ordinance. He stated that he will go over all the suggested changes and then have the council go back to each one for discussion.

There was discussion on the changes and the recommendations from council are: V zone change to 38', Garage Apartments change to 32' A zone change to 38', Non-conforming buildings and lots in V and A zones change to 33', Non-Conforming lots which have 2 structures would require variance relief from Planning Board, X zone no changes, Decks no changes, Stairs existing construction no changes, Stairs new construction must meet setbacks no change, and v zone stairwell dormer permit access to third floor without centering stairwell.

Council Member McCarthy stated that if a homeowner wants something different then what will be in the ordinance they may apply to the planning board for a variance.

Council Member Sinneck made a motion to have the borough attorney draft the Zoning Ordinance changes as recommended above, seconded by Council Member McCarthy. Motion carried by the following vote; "yes" Council Member Bossone, Sinneck, Donovan, Mangan, Olivera, and McCarthy, "no" none.

ITEM #4: Acknowledge and Acceptance of Tax Collectors January 2013 Monthly Report

Council Member Mangan made a motion to acknowledge and accept the report, seconded by Council Member Donovan. Motion carried unanimously.

ITEM #5 Review of Resolutions for Consideration at the Regular Meeting

Mayor Dempsey asked if there were any questions regarding the resolutions that are on the agenda at the regular meeting.

There were none.

AUDIENCE PARTICIPATION

Council Member Sinneck made a motion to open the meeting to the public, seconded by Council Member Mangan. Motion carried unanimously.

Mary Ryan, 113 Beachfront thanked everyone that was involved in getting the forum up and running and Joe DeLorio. She voiced her concerns about fire with non conforming buildings and lots, esthetic value of the town, and inquired where the slide can be found that Mr. DeLorio went over.

Mr. DeLorio stated that the slides will be posted on the borough website tomorrow.

Raymond Tomasso, 520 Brielle Road stated that he previously went to the planning board and had approval for a variance and he is not looking to change the footprint or height that he does not have to go back to the planning board.

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Mayor Dempsey stated that if you go to the recommended height for the new ordinance that he would have to go back to the planning board because he would be changing the height of his home per previous variance. If it is a conforming lot then he could go to the height. He asked why Mr. Tomasso went to the planning board in the first place.

Mr. Tomasso stated that there was a front yard set back and the side yard setback which is at 3 feet something.

There was discussion on Mr. Tomasso's situation and that this lot is non-conforming with the set backs that are there.

Mayor Dempsey stated that this lot is non-conforming so Mr. Tomasso would have to go back to the planning board for a variance to elevate the home higher than what the planning board had already approved.

Mr. Kirtick stated that he will review Mr. Tomasso's situation to see where he would fall under the recommended guidelines for the new ordinance.

Ray Pharo, 19 Lockwood Avenue thanked the town for a ll that was done during the storm and for their support to the town. He stated that he received a variance a few years ago and now he is below the BFE and that there is \$60 billion that Senate approved that is going to be signed into law and that Manasquan should be getting a fair share of this money to help with hazard mitigation for homes that need to be elevated.

Mr. Delorio stated that the borough has asked members of the public that if they are interested in the Hazard Mitigation Grant to e-mail hurricanesandy@manasquan-nj.com with their interest in the program. He advised that he had a conversation today with the County OEM and he is receiving guidance on how to best apply for such a grant. He stated that the letter of intention from municipalities has to be submitted by February 8, 2013 and the borough is trying to lump all the requests together as best as possible. He also advised that he has been informed that it will take from one year to one and half years and at that time the borough should receive a response either way and that there is no guarantee the borough would receive the grant. He stated that the resident would also have to pay for local share portion of whatever grant funds that are received which right now is 25% of whatever the costs are.

John Weiss, 462 Long Avenue wanted to know how long it would take for the ordinance to go through the process.

Mayor Dempsey stated that if there are no problems it should have the final hearing on February 9, 2013.

Council Member Donovan made a motion to close the public portion, seconded by Council Member Mangan. Motion carried unanimously.

Council Member Donovan made a motion to close the work session meeting at 8:04 p.m., seconded by Council Member Mangan. Motion carried unanimously.

Respectfully submitted,



Barbara J. Ilaria
Municipal clerk

DATE APPROVED 3-18-13