

Borough of Brielle

JULY 15, 2019

September 13 2019

July 15th, 2019

Page 55

MINUTES July 15th, 2019 WORK SESSION START: 7:30 PM

PRESENT: MAYOR NICOL, COUNCILMEN GARRUZZO, GIANFOTE, GORHAM, NOLAN & VISCEGLIA, ATTORNEY MONTENEGRO & ADMINISTRATOR NOLAN.

ABSENT: COUNCILMAN SHAAK

Mayor Nicol announced that any member of the public wishing to audio or video record a Council Meeting must give notice to the Borough Clerk prior to the meeting being recorded.

Mayor Nicol then opened the Work Session in compliance with the Open Public Meetings Act and recognized the Administrator who had no report but noted a correction. The date on Resolution 19-65-A should be July 20th, not July 31st.

There being no questions from Council or the public, the work session was adjourned at 7:33 p.m. on a motion by Councilman Gianforte seconded by Councilman Nolan.

Page 56

MINUTES July 15th, 2019 START: 7:34 P.M.

PRESENT: MAYOR NICOL, COUNCILMEN GARRUZZO, GIANFORTE, GORHAM, NOLAN & VISCEGLIA, ATTORNEY MONTENEGRO & ADMINISTRATOR NOLAN.

ABSENT: COUNCILMAN SHAAK

Following the announcement on recording devices, Mayor Nicol asked for a moment of silent prayer, a salute to the flag and a roll call.

Mayor Nicol then asked for a motion to approve the Minutes of the June 24th, Regular Meeting. A motion was made by Councilman Gianforte seconded by Councilman Nolan; all aye; no nays. Passed. (Note: Councilman Gorham abstained).

Councilman Garruzzo seconded by Councilman Gianforte introduced Resolution 19-65 for passage of the Consent Agenda.

Resolution:

- A. To approve a Special permit for a Block Party, July 20th, 637 Agnes Avenue.
- B. To accept a quote from Down To Earth Landscaping, Inc. for the improvements to the paper street/trail between Woodland and Borrie Avenues at a cost of \$20,600.00.
- C. To authorize Realty Data Systems to continue the annual assessment inspections as per the Monmouth County Board of Taxation's Pilot Assessment Program.
- D. To approve the renewal of Liquor License #1308-33-012-014, Brielle Union Partners by the State of New Jersey Division of Alcoholic Beverage Control.

Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan & Visceglia; all aye. No nays. Passed. (Note: Councilman Garruzzo abstained on D).

Councilman Visceglia seconded by Councilman Gorham introduced Resolution 19-66 for Payment of Bills. Be It Resolved, that the following bills be paid, and that the Mayor or President of Council be authorized to draw orders on the Chief Finance Officer for payment of the bills of July 15th, 2019, as reviewed by the Finance Committee and as listed on the Resolution and the Computer Bill List amended thereto. Vote: Council Members Garruzzo, Gianforte, Gorham, Nolan & Visceglia: all aye. No nays. Passed

The Mayor announced that the time had arrived for the hearing and further consideration of "AN ORDINANCE TO AMEND THE BRIELLE ZONING ORDINANCE BY AMENDING THE ZONING DESIGNATION AND ZONING MAP WITHIN CHAPTER TWENTY-ONE OF THE BOROUGH CODE TO REZONE BLOCK 104.1, LOT 7.02 AND BLOCK 104.01, LOTS 13.01 AND 15 FROM THE ZONING DISTRICT R-6, DENOTED AS TOWNHOUSE RESIDENTIAL ZONE TO THE ZONING DISTRICT R-2, DENOTED SINGLE FAMILY RESIDENTIAL ZONE".

Page 57

The hearing was opened on a motion by Councilman Garruzzo seconded by Councilman Nolan.

The Administrator explained that the change would return the designated blocks to the status of R-2 Single Family residential as opposed to the current R-6 Townhouse Zone. Council believed that an R-2 designation was more in keeping with the existing character of the neighborhood.

The Administrator also noted that, regardless of whether or not the Council votes to re-zone, a development application either for Townhouses or Single-family homes will require the approval of the Planning Board. During that application procedure any issues regarding drainage or preservation of natural features would be addressed.

Michelle Vitanzo, 15 North tamarack Drive, asked if the purpose of the change was to eliminate the Townhouse Zone and to re-zone the area in keeping with the existing Residential Zone? Council advised that she was correct.

Jeffrey Clayton, 1 Aldrin Lane, voiced a concern over documentation he had that indicated that the NJDEP & CAFRA had approved a six home sub-division for the properties in question. He therefore assumed that the Borough had also approved the development.

The Council made it clear that they were unaware of these approvals. However, Attorney Montenegro explained that the approval process was multi-layered, and the approvals cited were a pre-requisite to an application to the local authority, in this case the Brielle Planning Board.

Councilman Nolan interjected that it would be prudent for a developer to obtain NJDEP and CAFRA approval prior to a submission to the Planning Board as, without them, a plan, even if approved by the Planning Board, could be subject to further modification.

Denise Clayton, 1 Aldrin Lane, believed that the change in zone would impact on traffic sounds and drainage as it would mean that six new driveways would now emerge onto Tamarack Drive.

Mr. Montenegro pointed out that an applicant would be required to comply with all storm water management requirements.

Mayor Nicol added that, as a member of the Planning Board for many years, he could assure the public that the Board was very concerned with drainage issues and favored the installation of on-site recharging.

Ms. Clayton still felt that townhouses would have less impact as they would exit onto Route 70. Councilman Visceglia countered that this was not necessarily true. The Attorney added that, regardless of what type of development took place, the applicant would still have to meet all stormwater requirements.

Page 58

Ms. Clayton noted that her property would not be directly impacted by any development. But she reiterated her concern that increased traffic and potential drainage issues could have a potential adverse impact on property values in the area.

The hearing was closed on a motion by Councilman Gianforte seconded by Councilman Garruzzo.

Councilman Garruzzo seconded by Councilman Nolan introduced Resolution 19-67 for passage on final reading. Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan, Shaak & Visceglia; all aye. No nays. Passed.

Councilman Garruzzo seconded by Councilman Nolan, introduced Resolution 19-68 to authorize publication of passage and adoption in the Coast Star according to law. Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan & Visceglia; all aye. No Nays. Passed.

The Mayor then called for committee reports and recognized Councilman Gianforte who had no report.

Councilman Nolan noted that the Library had just hosted author William McKeever who discussed his book Emperors of the Deep. On July 23rd Susannah Marren would discuss Palm Beach Wife.

Turning to Recreation, he advised that the annual Coaster derby was scheduled for September 28th and registrations could be obtained at Borough hall.

Councilman Garruzzo advised that the Brielle Police had conducted a DWI Roadblock on June 14th in partnership with the Monmouth County DWI Task Force; it was the first roadblock in Brielle for thirteen years but was the first of many.

On June 17th an Active Shooter Drill was conducted at the Elementary School and the Police had also run a Decoy Program, using Brielle officers as pedestrians at key crosswalks to educate motorists and pedestrians to the requirements of the law. Also, in that vein, the department was working with NJDOT to obtain more signage for the Route #71 Crosswalk.

Councilman Garruzzo also noted that the Police Department would conduct the annual National Night Out from 5:00pm to 8:00pm at Brielle park. The New Jersey Free Masons will once again provide Child I.D. Kits. American Shredder has been scheduled for on-site bulk shredding from 5:00pm to 7:00pm. Entertainment will include a Dunk Tank, Rock Climbing Wall, Obstacle Course along with a face painter and a balloonist. Officers will be distributing popcorn and cotton candy. In addition, the Mobile Prescription Drug Drop Box will be on-site. Liquids and syringes cannot be accepted.

Page 59

National Night Out Banners will be placed around the Borough and local merchants have been asked to place flyers in their front windows. Seven local business organizations have responded to our February solicitation and will be on-site to sell their products/organizations.

Councilmen Gorham & Visceglia having no reports the meeting was opened for public comment.

Virginia Lofton, 407 South Street cited her concerns over the dangers of attempting to cross Route #71 at Fisk Avenue. Councilman Garruzzo explained that it was a State highway and under NJDOT jurisdiction, but the Borough was diligently working with NJDOT to improve the situation.

Mayor Nicol added that past efforts to obtain a traffic light at that location had been in vain.

Ms. Lofton also asked if Disposal containers were planned for the proposed walkway between Borrie and Woodland Avenue. The Administrator said that one could be provided. He also agreed to place one at Donnelly Beach and the Three Bridges Crossing at Fisk Avenue.

Ms. Lofton also took exception to the application of fertilizer at Brielle park without public notice on June 21st. Council promised to review the matter and ensure that notice will be given in the future.

Denise Clayton, 1 Aldrin Lane, felt that the Brielle website should be more pro-active. She noted that she obtained most of her information on Councilman Shaak's Facebook page. She offered to assist the Borough in this matter.

There being no further comments, the meeting was closed on a motion by Councilman Gianforte, seconded by Councilman Garruzzo at 7:56pm.

Approved: August 12th, 2019

Thomas F. Nolan
Municipal Clerk.

Resolution No.:19-65-D
Date: July 15th, 2019

Borough of Brielle Resolution

Whereas, an application for the renewal of Plenary Retail Consumption License #1308-33-012-014, has been

submitted by Brielle Union Partners, LLC., and

Whereas, the applicant has submitted renewal application on-line as required and the form is complete in all respects, the renewal fees for the Borough of Brielle and the New Jersey Division of Alcoholic Beverage Control have been paid, and

Whereas, the applicant is qualified to be licensed according to all standards established by Title 33 of New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions, and

Whereas, no objection to the renewal of this license has been made, and

Whereas, the applicant understands that this renewal is being made subject to the provisions of N.J.S.A.33:1-20 and is being treated as a "conflict" renewal, and the applicant has filed the required form with the Division of Alcoholic Beverage Control.

Now Therefore Be It Resolved, that the Governing Body of the Borough of Brielle does hereby approve, effective this date, the renewal of License #1308-33-012-014 for the license year July 1st, 2019 through June 30th, 2020, by the Director of the State of New Jersey Division of Alcoholic Beverage Control.

CERTIFICATION

The foregoing is a true copy of a resolution adopted at a meeting of the Brielle Mayor & Council held on Monday, July 15th, 2019.

Witness my hand and seal of the Borough of Brielle this 16th day of July 2019.

Thomas F. Nolan
Municipal Clerk