

The Lakewood Township Committee held a Meeting on Thursday, March 21, 2013, in the Lakewood Municipal Building, at 6:30 PM for the Workshop/Executive Session and 7:30 PM for the Public Meeting, with the following present:

Mayor..... Albert D. Akerman
Deputy Mayor..... Steven Langert
Committee Members..... Raymond Coles
Meir Lichtenstein
Menashe P. Miller
Municipal Manager..... Michael Muscillo
Deputy Municipal Manager..... Steven Reinman
Municipal Clerk..... Mary Ann Del Mastro

Adequate notice of this meeting has been provided in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6, by Resolution of the Township Committee adopted January 1, 2013 and published in the Asbury Park Press on January 4, 2013.

ROLL CALL

CLOSED SESSION

Resolution No. 2013-131 – Adopted.

ROLL CALL

SALUTE TO THE FLAG AND PRAYER

OPEN SESSION

Motion by Committeeman Miller, second by Committeeman Lichtenstein, and carried, to open the meeting.

MOTION TO APPROVE MINUTES OF: 03/07/13

Motion by Committeeman Miller, second by Committeeman Lichtenstein, and carried, to approve the above Minutes.

Committeeman Coles and Deputy Mayor Langert did not vote.

MOTION TO APPROVE CLOSED SESSION MINUTES - None

PRESENTATIONS - None

ORDINANCES FOR DISCUSSION - None

QUALITY OF LIFE

Mayor Akerman reviewed quality of life items from the previous meeting.

With regard to the matter of Mayor Akerman's request for Mr. Staiger to look into Marc Drive, heading into Pine Street, and Williams Street, heading into James Street, for restriping for turning lanes, Mr. Staiger responded that as to Marc Drive and Pine Street, he did not recommend this be done at this intersection; however, for Williams Street and James Street, there does appear to be sufficient room. He did contact the County preliminarily; they said it looks OK but they want a hard copy of the sketch, which he is preparing to send to them. Once they Ok that, he can forward it to Public Works to do the restriping.

Comments from Committee Members on Quality of Life Items:

Committeeman Lichtenstein asked the Engineering Department, and to also check with the State, with regard to the traffic light at the corner of New Hampshire Avenue and Route 88. He did receive a call that the red light at New Hampshire is very lengthy, even when the cars on Route 88 have long emptied; the light still remains red on New Hampshire Avenue, in each direction. He asked that the timing be addressed.

Comments from the public will be heard for a limit of one (1) hour. Each speaker will have four (4) minutes and shall be limited to one time at the podium.

Mayor Akerman opened the meeting to the public.

David Drukaroff, 1433 Laurelwood Avenue – Commented on the Ordinance for first reading regarding Vacation time for Township employees.

Mr. Muscillo advised this Ordinance is to clarify the existing Ordinance that states that employees hired after May 1991 can only carry over vacation time for the year that you are in, and the year prior.

Alice Kelsey, 295B Malvern Court East – Commented regarding the issue of the Court case settlement between Lakewood and Tent City and Ordinances on the Agenda for first reading.

Mr. Wouters explained that the Ordinances on the Agenda do not apply to the Tent City inhabitants, and will not. The Tent City inhabitants will be covered by Court order that is not affected by the Ordinances. Mr. Wouters also commented on the placement of the inhabitants of Tent City.

Bill Hobday, 30 Schoolhouse Lane – Commented on the homeless issue.

Noreen Gill, 192 Coventry Drive – Commented on the recent Township land sale. Also commented on a recent Planning Board meeting, and their review of Ordinances on Mixed-Use Development.

Steven Brigham, 139 East Kennedy Boulevard – Commented on the Court case settlement regarding Tent City. He believes there is a continued effort that needs to be done by Lakewood with the County to get an indoor emergency shelter in place for any future residents of Ocean County that do become homeless.

Seeing no one else wishing to be heard, Mayor Akerman closed the meeting to the public.

At this time, the professionals left the meeting.

CONSENT AGENDA

The items listed below are considered to be routine by the Township of Lakewood and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

- 1. Resolution authorizing a Refund based on a Tax Court Judgment, in the amount of \$253,092.55. (Multiple Properties)
Resolution No. 2013-132**
- 2. Resolution authorizing the Tax Collector to Refund an over payment on Exempt Property, in the amount of \$5,720.00.
Resolution No. 2013-133**
- 3. Resolution authorizing a Refund based on a State Tax Appeal, in the amount of \$16,208.32.
Resolution No. 2013-134**
- 4. Resolution authorizing Refund of Taxes on Mother Lot due to Subdivision, in the amount of \$1,473.67.
Resolution No. 2013-135**
- 5. Resolution authorizing the Tax Collector to Refund Erroneous Payment, in the amount of \$2,670.30.
Resolution No. 2013-136**

- 6. Resolution approving an Extension of a Leave of Absence, without pay, to Veronica Dingle.
Resolution No. 2013-137**
- 7. Resolution authorizing Refund of Taxes on Mother Lot due to Subdivision, in the amount of \$35,289.43.
Resolution No. 2013-138**
- 8. Resolution authorizing additional Interest on a Non-Municipal Lien Redemption, in the amount of \$748.09
Resolution No. 2013-139**
- 9. Resolution accepting a Bid on Block 1146, Lot 1, Block 1147, Lot 1, Block 1154, Lot 1, Block 1155, Lot1, & Block 1156, Lot 1, as a result of the Public Land Sale in the Township of Lakewood, County of Ocean, State of New Jersey, pursuant to N.J.S.A. 40A:12-1 et. seq.
Resolution No. 2013-140**
- 10. Resolution amending the list of Designated Depository Banks for the Year 2013.
Resolution No. 2013-141**
- 11. Resolution authorizing Emergency Temporary Appropriations for the period between the Beginning of the Current Fiscal Year and the Date of the Adoption of the 2013 Budget.
Resolution No. 2013-142**
- 12. Resolution releasing the Maintenance Guarantee posted by Stanislawa Rybska, in connection with SD# 1656 (Albert Avenue), Block 1159, Lot 61.
Resolution No. 2013-143**
- 13. Resolution releasing the Maintenance Guarantee posted by Somerset Mam, LLC, in connection with ZB# 3644 (Cedarbridge Avenue), Block 761, Lots 1, 2, and 3.
Resolution No. 2013-144**
- 14. Resolution authorizing the use of Competitive Contracting for the Food Concession at John Patrick Park.
Resolution No. 2013-145**
- 15. Resolution authorizing a Refund based on a Tax Court Judgment, in the amount of \$11,395.40.
Resolution No. 2013-146**

Motion by Committeeman Coles, second by Committeeman Miller, to approve Resolution Nos. 1 through 15 on the Consent Agenda.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Resolution Nos. 2013-132 through 2013-146 – Adopted.

Committeeman Lichtenstein offered a Motion with regard to the letter sent to the Committee from the Lakewood Utility Advisory Committee, signed by Gregg Stafford-Smith. There is a request to have the rate payers hearing held in Lakewood, and at the same time, there is also a letter from the Mayor of Marlboro, asking Lakewood to join them in the fight against BPU Docket Number with this rate request. He asked the Committee to support this, to include the LUAC letter and actually request that the rate hearing be held in Lakewood, as well as to direct the LUAC to review the Marlboro request, and offer a recommendation to join Marlboro in their effort to fight the rate increase. A second Motion was offered by Committeeman Miller. All voted in favor.

Mayor Akerman announced that the next Township Committee Meeting scheduled for April 4th is cancelled to permit the Committee members to attend opening day at Blueclaws Stadium.

ORDINANCES FOR SECOND READING

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of the Code of the Township of Lakewood, entitled The Lakewood Township Unified Development Ordinance of 2007; Specifically Section 200, entitled Definitions of Terms, to Add the Definition of Mixed Use Developments, and Section 903 entitled Non-Residential Zoning Districts; Subsection entitled Highway Development Zone (B-5), to Add a Conditional use entitled Mixed Use Development and to add under Conditional Use Requirement, Section 1012 entitled Mixed Use Townhouse Development. (Chapter XVIII – Definitions of Terms)

Read by title only for second reading.

Mr. Wouters advised that this Ordinance was, as per the Municipal Land Use Act, referred to the Planning Board for their review and comment. They in turn referred it to the Planner. The Township Planner has reported back to the Planning Board and the Planning Board did in fact consider this Ordinance at its meeting on Tuesday night. As a result of that, they recommended a number of changes to the Ordinance which have now been incorporated into a new version of the Ordinance which is on tonight's Agenda for first reading, because there are a number of changes that are substantial. He suggested that this Ordinance die on second reading, and the new Ordinance will be introduced for first reading that will then be referred to the Planning Board for their review and comment.

Ordinance No. 2013-11 died on second reading due to lack of Motion.

Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Exercise of Eminent Domain to Acquire a Fee Simple Interest in Block 91, Lot 5, also known as 316 Third Street in the Township of Lakewood.

Read by title only for second reading.

Mayor Akerman opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Coles, second by Deputy Mayor Langert.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Deputy Mayor Langert and Mayor Akerman.

Abstain: Committeeman Miller

Ordinance No. 2013-15 adopted on second reading.

Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII (Unified Development Ordinance), Article IX (Zoning Districts and Regulations), Section 18-903 R (Corporate Campus/Stadium Support Zone B-6), of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. XVIII, Sec. 18-903 R – B-6 Zone)

Read by title only for second reading.

Mr. Wouters requested that the record reflect that this Ordinance was also referred to the Planning Board for comment. The Planning Board did, at their November 19th meeting, consider the Ordinance and they have incorporated their recommendations in a memo to the Township Committee dated March 20th. They did indicate that they were in support of the Ordinance; however, they did ask that it be amended to specifically exclude multi-family residential. So, they are asking that it be adopted excluding multi-family residential. There does not seem to be an objection to that, and he believes it is not a substantial change to require that the Ordinance be redone. One of three things can happen this evening, (1) The Ordinance can be amended to specifically exclude multi-family residential, (2) the Ordinance is not amended to reflect this change, then you would go to a public hearing, and then the Ordinance is either adopted or not adopted. First you would have a public hearing, then the Committee would decide whether or not to amend the Ordinance.

Mayor Akerman opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

Mr. Wouters advised that the Ordinance that the Committee has before them, includes the recommendation of the Planning Board, excluding multi-family residential.

Committee Lichtenstein asked Mayor Akerman what he is looking for; is he looking for them to go along with the Planning Board's recommendation?

Deputy Mayor Langert suggested that they make a Motion on the Ordinance, as they have it before them, and then they can have discussion. They can always come back and amend it afterwards, if they want to.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Miller.

Deputy Mayor Langert stated it is no surprise to anyone on the Committee how he feels about residential in the area, and how he will vote on this, but he feels it is unfair to the applicant to limit the multi-family. B-1 does allow townhouses; it does allow duplexes, which are in fact multi-family housing. So he feels it would be unfair to limit the multi-family, and he would say that if the Committee were to approve it, the Committee should approve it with residential uses and design standards permitted in the B-1 zone period, and strike the rest of the language from the Ordinance, and just allow whatever residential that is allowed, to be allowed. Whatever residential is not allowed, do not allow it. But to just go capriciously and say duplexes yes, apartments no, he does not feel it is fair to that area. Although he is going to vote no on the Ordinance, he does not feel that the Ordinance is fair to the person who asked for it. So he would say that if you are going to allow the residential, then allow all of it. If you are not going to allow it, then don't allow it at all.

Mr. Wouters suggested that the first thing that the Committee needs to do, would be to amend the Ordinance from first reading, to include the exception of multi-family residential. If that does not pass, then the Ordinance is not amended and it remains as it was under first reading, and then the Committee would proceed to either adopt or not adopt.

Mayor Akerman confirmed that the Motion was for the Ordinance that is before them presently.

Committeeman Lichtenstein stated that the Planning Board suggested that they do not allow apartments, and the applicants request is for residential.

Deputy Mayor Langert stated that the applicants' request was for residential; there was a thought that it may be townhouses, or duplexes. But once you have townhouses or duplexes, does anybody really not believe that is not called multi-family housing? It is multi-family housing. And they should amend the Ordinance to understand that duplexes and townhouses are multi-family, so people can understand that. His point is that if you are going to allow residential there, then allow all residential.

Committeeman Lichtenstein stated he does not agree. If the applicant is not looking for that, why wouldn't they vote for what the applicant is looking for, along with what the Planning Board suggested.

Deputy Mayor Langert responded that you can do that. He is just making a suggestion, and he is asking that the Ordinance be amended.

Committeeman Lichtenstein asked if there is a professional present representing the applicant, and they can ask what they are looking for.

Brian Flannery came forward, as the professional representing the applicant.

Committeeman Lichtenstein asked if Mr. Flannery is comfortable with the Planning Board's recommendations.

Mr. Flannery responded that the applicant's request was for multi-family in accordance with the requirements in the B-1. So the applicant would prefer what was initially requested. The Planning Board had concerns. The applicant's position, and his position, are similar to what Deputy Mayor Langert is saying. But, the Township Committee members are the ones who vote.

Committeeman Coles stated he would withdraw his Motion, pending recommendation of the Mayor.

Mayor Akerman stated his feeling would be to go with the Planning Board's recommendation, but they would move along with Deputy Mayor Langert's recommendation.

Deputy Mayor Langert confirmed that the current Motion is to accept the second reading, with the included amendment from the Planning Board.

Mr. Wouters responded that is correct.

Deputy Mayor Langert added that he is asking to not include the amendment from the Planning Board. He is asking for the maker of the Motion to not include the Planning Board's recommendation in this Ordinance.

Mr. Wouters suggested that they withdraw the Motion, and then have a new Motion to amend the Ordinance to include the requested exception from the Planning Board.

Committeeman Coles asked, what if they let the Ordinance stand as it is.

Mr. Wouters responded that they should first vote to amend it, yes or no. If it is not amended, then it remains as it was on first reading, then you would vote on that. If you vote to amend it, then you would vote on the amended version. There will be two votes. But first you need to decide if the Ordinance is going to be amended to include the recommendation of the Planning Board, yes or no.

Deputy Mayor Langert stated that he thinks that first the maker of the Motion has to.....

Committeeman Coles stated that he withdrew his Motion.

Deputy Mayor Langert offered a Motion not to include the Planning Board's recommendation limiting multi-family in the Ordinance. A second to the Motion was offered by Committeeman Miller.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Negative: Committeeman Lichtenstein

Deputy Mayor Langert confirmed that the Ordinance that is in front of them for second reading includes all residential permitted uses in the B-1 zone, including multi-family.

Mr. Wouters responded, to state it another way, the Ordinance in front of the Committee members is as was approved on first reading, which is all residential uses in the B-1 zone, and design standards.

Committeeman Lichtenstein added that they now need to offer a Motion for what is in front of them.

Motion by Committeeman Lichtenstein, second by Committeeman Miller.

Deputy Mayor Langert stated he does not want anyone to be confused. He plans to vote no on the Ordinance. He does not agree with residential in the area. He wants everyone to understand that, but he did not feel that it was fair to be punitive to the

applicant by limiting what residential could be there, especially if you are allowing townhouses and duplexes.

Committeeman Lichtenstein added that he also did not want anyone to be confused. He voted no to change what the Planning Board said because he thinks they should go with the Planning Board, but he has no problem with residential, so he is going to vote yes on this Ordinance.

Mayor Akerman stated he should have abstained on the last one, because he sits on the Planning Board, and he sort of told them he would go along with the recommendation.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller and Mayor Akerman

Negative: Deputy Mayor Langert

Ordinance No. 2013-16 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII (Unified Development Ordinance), Article VIII (Design Standards), Section 18-803 F (Paving Material, Walls, and Fences), of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. XVIII, Sec. 18-803 F – Paving Materials, Walls and Fences)

Read by title only for second reading.

Mr. Wouters requested that the record reflect that the Planning Board has reviewed this proposed Ordinance as required by the Municipal Land Use Act, and after their review, they have indicated, in a memo dated March 20th to the Township Committee that they have no objections to the Ordinance as submitted, however they did request that the Township consider an additional Ordinance that would require, for houses that have backyards, that front on a right-of-way, they would like a requirement that a gate be put in the fence so that the backyard can be accessed from the right-of-way. He can work on that for the April 18th meeting.

Mayor Akerman opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman Miller.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman

Ordinance No. 2013-17 adopted on second reading.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII (Unified Development Ordinance), Article IX (Zoning Districts and Regulations), Section 18-903 I (Residential Office Park-ROP) of the Revised General Ordinances of the Township of Lakewood to Add Duplexes as a Permitted Use. (Chap. XVIII, Sec. 18-903 I – ROP)

Read by title only for second reading.

Mr. Wouters stated, for the record, that the Planning Board did consider this Ordinance as required by the Municipal Land Use Act, and by way of a memo dated March 20th, they have indicated that they do not have any objection to the Ordinance as written; however, they would like the Township to consider increasing rear yard setbacks to twenty feet minimum which is the standard they would like to see across the board. Mayor Akerman opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman Miller.

Committeeman Lichtenstein confirmed that the Planning Board was OK with the way it was.

Mr. Wouters responded that is correct. But they asked that the Committee consider a twenty foot setback.

Deputy Mayor Langert added that would not be on this Ordinance. That would be on the whole ROP and the whole design standard to begin with. This Ordinance is only to allow the duplexes as a permitted use within the ROP district. If you want to discuss what the rear setback should be for a duplex, you would have to do it in the Ordinance that discusses what the rear yard setbacks are for duplexes. It would not be the time to discuss it here. You can then come back at a future date, and say you want to change across the board, the rear yard setbacks for duplexes in every zone that they are permitted. Because they are permitted in a lot more zones than the ROP. It would be his recommendation that if you want to look at that, they certainly can. But for this Ordinance, this is only dealing with duplexes as a permitted use in the ROP.

Committeeman Lichtenstein stated he would prefer, in the future, that when he sees an Ordinance that came up for first reading, then comes back for second reading, he assumes he is voting on the same thing. If there is a change, he asked if they could be given a note, so he has time to think about it before the meeting, not while he is voting on the Ordinance. He asked that this be included in his package, as to what amendments are being considered, so he has time to think about it.

Mayor Akerman asked for this report, in the future, so that they know what they are doing before they get into the meeting.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-18 adopted on second reading.

Mayor Akerman asked Mr. Wouters to keep in mind to look at the entire design standards for duplexes.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Vacating portions of a Shade Tree and Utility Easement Located along East Kennedy Boulevard, in Block 172.02, Lots 4 & 5.

Read by title only for second reading.

Mayor Akerman opened the meeting to the public. Seeing no one wishing to be heard, the hearing on this Ordinance was closed to the public.

The above Ordinance was offered by Committeeman Coles, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-19 adopted on second reading.

ORDINANCE FIRST READING (Second reading and Public Hearing 04/18/13)

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter III (Police Regulations) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. III, Sec. 3-27, Prohibit Fires on Public Property)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Lichtenstein, second by Deputy Mayor Langert.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-20 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the rights of the Public of a portion of a Paper Street known as Hatfield Avenue, in the Township of Lakewood. (St. Vacation – Hatfield Ave.)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman Miller.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-21 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Releasing, Extinguishing and Vacating the rights of the Public of a portion of a Paper Street known as Arlington Avenue, in the Township of Lakewood. (St. Vacation – Arlington Ave.)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Miller, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-22 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter IV, (General Licensing) by Amending Section 4-3 (Transient Merchants, Peddlers and Hawkers) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. IV, Sec. 4-3 – (Mobile Food Vendor)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Coles, second by Deputy Mayor Langert.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-23 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter III (Police Regulations) of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. III, Sec. 3-26.1 Unauthorized Camping on Public/Private Property)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Committeeman Miller.

On Roll Call – Affirmative: Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Negative: Committeeman Coles

Ordinance No. 2013-24 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter X, (Personnel), by Amending and Supplementing Section 10-14, (Vacation), of the Revised General Ordinances of the Township of Lakewood, 1999. (Chap. X, Sec. 10-14 - Vacation)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Committeeman Coles.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-25 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of "The Lakewood Township Unified Development Ordinance of 2005", Article IX "Zoning Districts and Regulations," of the Revised General Ordinances of the Township of Lakewood 1999. (Chap. XVIII, Article IX – Hospital Support Zone)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Committeeman Coles.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-26 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XI, (Traffic), Section 11-10.1, (Stopping or Standing Prohibited), of the Revised General Ordinances of the Township of Lakewood 1999. (Chap. XI, Sec. 11-10.1 – St. Nicholas Ave.)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Committeeman Coles.

Mayor Akerman advised Mr. Wouters that Deputy Mayor Langert reminded him that this is supposed to be only for the day of garbage pick-up.

Deputy Mayor Langert suggested that they move the Ordinance, and incorporate the amendment into the second reading.

Mr. Wouters suggested that they vote to amend it now, to reflect that it is only on days of garbage pick-up.

Deputy Mayor Langert amended his Motion to amend the Ordinance to reflect that it is only on days prior to, and day of, garbage pick-up.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-27 adopted on first reading, as amended. Second reading and public hearing to be held on April 18, 2013.

Committeeman Miller stated he wanted the record to reflect that he is very in favor of voting on things that residents ask for. When they do, he likes to see attached either a petition or letter from the residents. He wanted it on the record that he voted in the affirmative on this based on the belief that it is something requested by the residents.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Authorizing the Waiver of Employee Coverage of Health Benefits. (Chap. X, Sec. 10-11.2)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Committeeman Coles.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-28 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of The Lakewood Township Unified Development Ordinance of 2005, Section 18-806 (Non-Conforming Uses and Lots). (Chap. XVIII, Sec. 18-806 – Non-Conforming Uses and Lots)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Lichtenstein, second by Committeeman Miller.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-29 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

Deputy Mayor Langert stated it was his understanding that this Ordinance would only apply to zones where duplexes are currently permitted; that is if you had two houses in the R-40 zone, or a house and a back house, they were not going to permit a duplex in an R-40 zone.

Mr. Wouters agreed.

Deputy Mayor Langert stated he does not see that language in this Ordinance that it would only apply to a zone where duplexes are currently permitted.

Mr. Wouters stated he will amend the Ordinance to reflect that, but that was the understanding.

Deputy Mayor Langert wanted to make sure that it is understood that this will only apply to two residences on one lot, with CO's, that are in a zone where duplexes are permitted. Because there are old farms in this town where there are other houses or barns that have been converted, on a one acre lot, and he does not want to see a duplex all of a sudden in the middle of an R-40 zone.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of the Lakewood Township Unified Development Ordinance of 2005, Section 18-901 B (Map and Interpretation). (Chap. XVIII, Sec. 18-901 – Map and Interpretation)

Read by title only for first reading.

The above Ordinance was offered by Committeeman Lichtenstein, second by Deputy Mayor Langert.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-30 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

An Ordinance of the Township of Lakewood, County of Ocean, State of New Jersey, Amending and Supplementing Chapter XVIII of The Lakewood Township Unified Development Ordinance of 2005; Article II (Definitions) Section 200 (Definitions of Terms), Article IX (Zoning Districts and Regulations), Section 903.E.2 (Conditional Uses), and Article X (Conditional Use Requirements). (Chap. XVIII, Sec. 1018 – Mixed Use Development)

Read by title only for first reading.

The above Ordinance was offered by Deputy Mayor Langert, second by Committeeman Lichtenstein.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Ordinance No. 2013-31 adopted on first reading. Second reading and public hearing to be held on April 18, 2013.

PARKS AND EVENTS CORRESPONDENCE

Per schedule of fourteen (14) picnic/events requests, attached hereto and made a part hereof.

Motion by Committeeman Miller, second by Committeeman Lichtenstein, and carried, to approve the above correspondence items.

MOTION TO APPROVE BILL LIST OF: 03/19/13

Motion by Committeeman Miller, second by Committeeman Lichtenstein, to approve the above Bill List.

On Roll Call – Affirmative: Committeeman Coles, Committeeman Lichtenstein, Committeeman Miller, Deputy Mayor Langert and Mayor Akerman.

Bill List approved.

COMMENTS FROM COMMITTEE MEMBERS

Committeeman Lichtenstein recognized Janet Wolchko who was present at the meeting this evening, for her hard work in keeping the Court calendar moving along.

Committeeman Miller recognized his two daughters who were present at the meeting this evening.

ADJOURNMENT

Motion by Committeeman Coles, second by Mayor Akerman, and carried, to adjourn the meeting. Meeting adjourned at 8:35 PM.