

## ORDINANCE #1067

### AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER 297 PUBLIC BUILDINGS AND CHAPTER 204 FEES FOR THE USE AND RENTAL OF PUBLIC BUILDINGS

**WHEREAS**, the Borough has completed renovations of the Old Wharf House, 315 E. Main Street, which is now available for rental by the public; and

**WHEREAS**, the Borough Administrator performed an analysis of the building's operating expenses including cleanings after weekend rentals and provision of internet access for visitors amongst many and has recommended that the fees for rental of the Old Wharf House be modified to reflect the improvements and services being provided; and

**WHEREAS**, the Mayor & Council having considered same desires to update and amend the ordinance to reflect removal of the Port Au Peck Firehouse as a public building for rental, establish the resident rate as the rental fee to be charged by employees of the Borough when using public building, modify the rental fee from a flat fee to an hourly rate and establish a security deposit process,

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Oceanport, County of Monmouth and State of New Jersey that the following amendments be made as follows:

**NOTE:** Additions are underlined and deletions are marked by strike through.

Chapter 297. Public Buildings

Article I. Rental Regulations

§ 297-2. Building availability and use.

A. A limited number of established buildings are available for use in the Borough of Oceanport. These include the Blackberry Bay Pavilion, and the Old Wharf House ~~and the Port Au Peck Firehouse.~~

D. Parties reserving buildings will be held responsible for the behavior and actions of all parties present at the event. Parties reserving the buildings shall be responsible for any and all damage resulting from the misuse of any Borough of Oceanport buildings or property. All parties must inspect the building and adjacent area for trash, recyclables and other litter at the conclusion of their use and dispose of it properly in the receptacles provided. The Borough of Oceanport reserves the right to bill the group that utilized the building for clean-up of the building and adjacent property if the Borough deems that there was excessive litter left at the ~~athletic~~ facility or adjacent property after use.

H. Borough employees shall be charged at the resident rate.

§ 297-4. Scheduling procedures.

A. Rental of the Old Wharf House shall be subject to availability ~~vacation of the building by the Borough offices,~~ with priority given for the use of the building to the Oceanport Senior Citizens Club.

~~B. Rental of the Port Au Peck Firehouse shall be subject to the availability as determined by the Port Au Peck Chemical Hose Co.~~

Chapter 204. Fees

Article VIII. Public Buildings

§ 204-14. Public building rental fees.

A. The following are established as the fees to be paid for use of a Borough building by a resident or an employee of the Borough of Oceanport:

- (1) Blackberry Bay Pavilion: ~~\$100.~~ \$50./hr.
- (2) Old Wharf House: ~~\$100.~~ \$75./hr.
- (3) ~~Port Au Peck Firehouse: \$100.~~

B. The following are established as the fees to be paid for use of a Borough building by a nonresident of Oceanport:

- (1) Blackberry Bay Pavilion: ~~\$200.~~ \$75./hr.
- (2) Old Wharf House: ~~\$200.~~ \$100./hr.
- (3) ~~Port Au Peck Firehouse: \$200.~~

C. All public building rentals shall be subject to a Security Deposit payable to the Borough of Oceanport in the amount of \$300.00 to ensure that the buildings and grounds will be properly utilized and also left in a clean, safe and sanitary condition. A representative of the Borough shall examine the grounds and facilities following use by such individual, group or organization and in the event all rules have been complied with and facility is left in proper condition, the deposit may be returned to the Applicant/Permittee within 45 days. If the rules and/or other conditions have not been complied with the deposit shall be forfeited. In addition, the Borough reserves the right to seek such other remedies and relief as may be appropriate in accordance with applicable law.

**BE IT FURTHER ORDAINED** that all other terms and provisions of Article I, Chapter 297 Public Buildings and Article VIII, Chapter 204 Fees of the Borough Code shall remain unchanged.

**BE IT FURTHER ORDAINED** this amending ordinance shall become effective upon due passage and publication according to law.

**APPROVED ON FIRST READING**

DATED: January 19, 2023

JEANNE SMITH  
Clerk of the Borough of Oceanport

**ADOPTED ON SECOND READING**

DATED: February 16, 2023

JEANNE SMITH  
Clerk of the Borough of Oceanport

**APPROVAL BY THE MAYOR ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_.**

**JOHN F. COFFEY, II**  
Mayor