

ORDINANCE #1012

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY REGULATING HELISTOPS AND ITS USAGE WITHIN THE BOROUGH OF OCEANPORT

BE IT ORDAINED by the Borough Council of the Borough of Oceanport, County of Monmouth and State of New Jersey as follows:

DEFINITIONS:

Helistop is defined as an area of land utilized for the landing and take off of helicopters for noncommercial and emergency purposes. A helistop shall not provide for, nor include, fueling or maintenance of helicopters. Helicopters shall not be parked at the helistop except when loading and discharging passengers.

PROHIBITED ACTIVITIES:

Helistop shall specifically exclude, and it shall be prohibited to conduct or allow, maintenance, fueling, storage of fuels or helicopter parking or storage. The helicopters shall only be permitted on the helistop for loading and discharging of passengers, not to exceed 15 minutes on the ground, except in cases of emergency. Emergency use can be so declared by the Mayor of Oceanport, the Chief of Police of Oceanport and the Deputy Chief of Police of Oceanport.

TRIPS AND USAGE.

- (1) The helistop owner/operator shall be allowed to land and take off between sunrise and sunset only. The operation of the helistop shall start no sooner than May 1st and must cease on November 1st each year. Operation and landing of helicopters at the helistop before sunrise or after sunset and between November 1st through May 1st shall be prohibited.
- (2) The number of flights in and out of the helistop shall be consistent with the temporary Certificate of License issued for the helistop by the New Jersey Department of Transportation, Bureau of Aeronautics. The number applies to the helistop regardless of helicopter owner or operator.
- (3) The helistop owner/operator shall provide notice to the Borough Administrator of each take off and landing, at least 24 hours in advance if possible, but never less than 4 hours in advance of any take off or landing. The notice shall be provided by telephone communication and email so that a record of each take off and landing can be retained. Failure to notify the Borough Administrator of a planned take off or landing may result in a reduction in the number of take off and landings that the Borough will allow.
- (4) Under no circumstances shall the helistop allow any more than 10 take offs and 10 landings between the valid dates of the license referenced hereinabove.
- (5) Under no circumstance shall refueling of the helicopter be permitted at the helistop.
- (6) The helistop owner/operator shall comply with all Federal Aviation Regulations (FARS).

VIOLATIONS:

Should the helistop owner/operator allow more take offs and landings to occur than are allowed within the Temporary Certificate of License, or more than the maximum allowed (10 take offs and 10 landings), the helistop owner/operator shall be responsible for a per

passenger fine for the offending take off or landing of not more than \$2,000.00 for each passenger in the helicopter that exceeds the aforementioned take off and landing numbers.

SECTION 2. All ordinances and resolutions or parts of ordinances and resolutions, inconsistent with this amending ordinance be and the same are hereby repealed.

SECTION 3. This amending ordinance shall become effective upon due passage and publication according to law.

APPROVED ON FIRST READING

DATED: October 17, 2019

JEANNE SMITH
Clerk of the Borough of Oceanport

ADOPTED ON SECOND READING

DATED: November 7, 2019

JEANNE SMITH
Clerk of the Borough of Oceanport

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____.

JOHN F. COFFEY, II
Mayor