

LEGALS

BOROUGH OF WEST CAPE MAY
COUNTY OF CAPE MAY
STATE OF NEW JERSEY
ORDINANCE NO. 560-19

AN ORDINANCE AMENDING SECTION 3-15 OF THE BOROUGH OF WEST CAPE MAY CODE REGULATING PEDDLING, HAWKING AND VENDING

WHEREAS, Section 3-15 of the Borough Code prohibits peddling, hawking or vending at Borough-sponsored events and in any location within 200 feet of the perimeter of those events, while those events are being held, unless the vendor is a participant in the event who has registered with the Borough and paid the appropriate fee to have a stall or location at the event; and

WHEREAS, because of concerns involving safety and operation of potential vendors within the Borough, the Borough Commission of the Borough of West Cape May deems it in the best interest of the Borough and its citizens to require licensure and designate locations where such activity may occur throughout the Borough.

NOW, THEREFORE, be it ORDAINED by the Borough Commission of the Borough of West Cape May as follows:

Section 1. The avements of the preamble are incorporated herein.

Section 2. Section 3-15 of the Borough of West Cape May Code is deleted in its entirety and replaced with the following:

3-15 VENDING, HAWKING AND PEDDLING.
3-15.1 Definitions.

Borough-sponsored event shall mean any event, open to the public, which takes place in Wilbraham Park, at the West Cape May Municipal complex, or on the public sidewalks or streets, or on any other public property of the Borough of West Cape May. The term shall include the Lima Bean Festival, the Tomato Festival, the West Cape May Christmas Parade, and all other similar events.

Peddling, hawking or vending shall mean the carrying, conveying or transporting of goods, wares, merchandise, meats, fish, vegetables, fruits, flowers, food, ice cream, fruit ices, soda water, garden farm products or provisions or similar items, by any person, whether or not a resident of the Borough, traveling by foot, wagon, bicycle, pushcart, automotive vehicle or any other type of conveyance, including but not limited to mobile food vendors or food trucks, and the offering of such items for sale to purchasers.

3-15.2 License and Registration Required.
It shall be unlawful for any person to engage in the business of peddling, hawking, or vending within the corporate limits of the Borough, unless such person is a resident of the State of New Jersey and is either (i) a person who has been honorably discharged from the active military service of the United States, or (ii) is an exempt member of a volunteer fire department of any municipality or fire district in the State of New Jersey, and in either case holds and has in his possession a valid license permitting peddling issued pursuant to and in accordance with the provisions of N.J.S.A. 45:24-9 et seq.

A licensed person must also annually register with the Borough by producing a license issued to him by a County Clerk, pursuant to Title 45 of the Revised Statutes of New Jersey, complete and sign a registration form made available by the Borough. There shall be no mercantile license fee for annual registration pursuant to this subsection.

3-15.3 Location of Licensed Vendors.
A person licensed pursuant to Section 3-15.3, may conduct peddling, hawking, or vending only in the Commercial Zoning Districts within the Borough. No peddler shall be permitted to operate in any congested area where operations would impede or inconvenience the public. No peddler shall violate any traffic parking law, ordinance or regulation, or operate in such a manner as to restrict the continued maintenance of a clear passageway for vehicles and pedestrians.

3-15.4 Time and Use Restrictions.
No person shall sell, offer for sale, hawk or peddle in the Borough before 9:00 a.m. or after 5:00 p.m. No person shall set up, park, or place any cart, equipment, or vehicle on the public streets for the purposes of vending prior to 8:00 a.m. and after 6:00 p.m.

No peddler shall use or operate any loudspeaker, public address system, sound amplifier, horn, bell, radio, record player, tape player, CD player, musical instrument or any similar device used to attract the attention of the public.

No peddler shall station, place, set up or maintain his cart or goods against display windows of fixed location businesses, nor shall they be within 35 feet from an entrance to any fixed location business.

3-15.5 Inspection of Equipment.
The equipment used or employed by peddlers of ice cream, foods, beverages, confections and other related commodities shall be maintained in a clean and sanitary manner and be subject to the inspection of the Cape May County Health Department or its authorized agents. Any violation found and not immediately corrected shall be grounds for revocation of the peddler's registration.

3-15.6 Insurance.
It shall be unlawful for any person to engage in the business of a peddler within the corporate limits of the Borough without first obtaining comprehensive general liability insurance, with combined single coverage for bodily injury and property damage which may arise from operations under and in connection with the peddling, hawking or vending in an amount not less than \$500,000, or such policies and amounts of coverage as recommended by the Joint Insurance Fund or current Borough insurance carrier. The Borough shall be named as an additional insured on all such policies. All such insurance policies shall also include a provision to the effect that the same will be noncancelable except upon not less than 30 days' prior written notice to the Borough. Copies of all policies or certificates of insurance shall be provided to the Borough.

3-15.7 Prohibitions; Exceptions for Participants at Borough Sponsored Events.
Peddling, hawking or vending is prohibited at Borough-sponsored events and in any location within 200 feet of the perimeter of those events, while those events are being held, unless the vendor is a participant in the event who has registered with the Borough and paid the appropriate fee to have a stall or location at the event. Vendors registering for Borough-sponsored events are not required to meet the conditions of licensing contained in Section 3-15.2.

3-15.8 Violations.
Any person violating any of the provisions of this ordinance shall, upon conviction in a court of proper jurisdiction, be punished by a fine not exceeding \$1,250 or by imprisonment not exceeding 90 days, or both. If a violation is immediately correctable by moving the vending unit, failure to do so upon the request of a police officer or Zoning Officer shall constitute a separate offense and may subject the vendor to arrest and the towing of his vending unit. Every day that a violation of this article exists shall constitute a separate offense.

Section 3. Repealer. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of that conflict.

Section 4. Severability. Should any portion of this ordinance be declared unconstitutional or invalid, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are declared to be severable.

Section 5. Effective Date. This ordinance shall take effect 20 days after final passage according to law.

NOTICE OF PENDING ORDINANCE
The foregoing Ordinance was introduced at a Regular Meeting of the Board of Commissioners of the Borough of West Cape May held on January 2, 2019, when it was read for the first time and then ordered to be published according to law. Amendments to this Ordinance were made during the second reading on January 23, 2019. This Ordinance will be further considered for final passage by the Board of Commissioners of the Borough of West Cape May at a meeting to be held at Borough Hall, 732 Broadway, West Cape May, New Jersey on February 13, 2019 at 7:00pm or as soon thereafter as possible, at which time and place, all persons interested will be given an opportunity to be heard concerning such ordinance.

Suzanne M. Schumann, RMC
Municipal Clerk

2/6, pf \$119.66

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LEGALS

SHERIFF'S SALE

BY VIRTUE of a Writ of Execution issued out of the Superior Court of New Jersey, Chancery Division, Cape May County, and Docket No. F 016912 18 therein, pending wherein, HSBC BANK USA, NATIONAL ASSOCIATION AS TRUSTEE FOR NOMURA HOME EQUITY LOAN, INC., ASSETBACKED CERTIFICATES, SERIES 2006AF1. is the Plaintiff and SCOTT ALEXANDER ROTH, ET AL is the Defendant, I shall expose to sale at public venue on:

WEDNESDAY, 03/06/2019

at one o'clock in the afternoon of the said day, at the Old Historical Court House Building, Route 9, Cape May Court House, New Jersey. Property to be sold is located in the TOWNSHIP OF LOWER, County of Cape May in State of New Jersey.

Commonly known as:
108 WILDWOOD AVENUE, VILLAS (LOWER TOWNSHIP), NEW JERSEY 08251

BEING KNOWN as **BLOCK 358.02, TAX LOT 20 & 21**, on the official Tax Map of the Township of Lower, County of Cape May, New Jersey.

Dimensions of Lot: (APPROX.)90X67X90X67
Nearest Cross Street: SITUATED ON SOUTHWESTERLY SIDE OF WILDWOOD AVENUE, 150 FEET FROM THE NORTHWESTERLY SIDE OF POLARWOOD AVENUE.

The sale is subject to any unpaid taxes and assessments, tax, water, and sewer liens and other municipal assessments. The amount due can be obtained from the local taxing authority. Pursuant to NJSA 46:8B-21 the sale may also be subject to the limited lien priority of any Condominium / Homeowner Association liens which may exist.

Surplus Money: If after the sale and satisfaction of the mortgage debt, including costs and expenses, there remains any surplus money, the money will be deposited into the Superior Court Trust Fund and any person claiming the surplus, or any part thereof, may file a motion pursuant to Court Rules 4:64-3 and 4:57-2 stating the nature and extent of that person's claim and asking for an order directing payment of the surplus money. The Sheriff or other person conducting the sale will have information regarding the surplus, if any.

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

Amount due under judgment is **\$131,222.02** costs and Sheriff's fees to be added. At the time of the Sale cash, certified check, cashier's check or treasurer's check in the amount of 20 percent of the bid price is required. The Sheriff reserves the right to adjourn any sale without further notice of Publication.

All publication costs are paid for by the Plaintiff.

ATTORNEY:
SHAPIRO & DENARDO, LLC
14000 COMMERCE PARKWAY
SUITE B
MT. LAUREL, NJ 08054

BOB NOLAN,
SHERIFF
CH756440

2/06, 2/13, 2/20, 2/27, pf \$183.52

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LEGALS

SHERIFF'S SALE

BY VIRTUE of a Writ of Execution issued out of the Superior Court of New Jersey, Chancery Division, Cape May County, and Docket No. F 009803 18 therein, pending wherein, WELLS FARGO BANK, NA is the Plaintiff and SHEILA MCGRAW, ET AL is the Defendant, I shall expose to sale at public venue on:

WEDNESDAY, 03/06/2019

at one o'clock in the afternoon of the said day, at the Old Historical Court House Building, Route 9, Cape May Court House, New Jersey. Property to be sold is located in the TOWNSHIP OF LOWER, County of Cape May in State of New Jersey.

Commonly known as:
106 CAROLINA AVENUE, VILLAS, NJ 08251-1703

BEING KNOWN as **BLOCK 327, TAX LOT 3, 4 & 5**, on the official Tax Map of the Township of Lower, County of Cape May, New Jersey.

Dimensions of Lot: 90.0FT X 100.0 FT X 90.0 FT X 100.0FT
Nearest Cross Street: STATES AVENUE

Subject to any unpaid taxes, municipal or other charges, and any such taxes, charges, liens, insurance premiums or other advances made by plaintiff prior to this sale. All interested parties are to conduct and rely upon their own independent investigation to ascertain whether or not any outstanding interest remain of record and/or have priority over the lien being foreclosed and, if so, the current amount due thereon.

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

Surplus Money: If after the sale and satisfaction of the mortgage debt, including costs and expenses, there remains any surplus money, the money will be deposited into the Superior Court Trust Fund and any person claiming the surplus, or any part thereof, may file a motion pursuant to Court Rules 4:64-3 and 4:57-2 stating the nature and extent of that person's claim and asking for an order directing payment of the surplus money. The Sheriff or other person conducting the sale will have information regarding the surplus, if any.

FOR SALE INFORMATION , PLEASE VISIT AUCTION.COM AT WWW.AUCTION.COM OR CALL (800) 280-2832. WEBSITE IS NOT AFFILIATED WITH THE SHERIFF'S OFFICE.

Amount due under judgment is **\$177,849.49** costs and Sheriff's fees to be added. At the time of the Sale cash, certified check, cashier's check or treasurer's check in the amount of 20 percent of the bid price is required. The Sheriff reserves the right to adjourn any sale without further notice of Publication.

All publication costs are paid for by the Plaintiff.

ATTORNEY:
PHELAN, HALLINAN,
DIAMOND & JONES, PC
1617 JFK BOULEVARD
SUITE 1400
PHILADELPHIA, PA 19103

BOB NOLAN,
SHERIFF
CH756437

2/06, 2/13, 2/20, 2/27, pf \$183.52

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LEGALS

CAPE MAY POINT BOARD OF EDUCATION

PUBLIC NOTICE

The Cape May Point Board of Education, at its annual reorganization meeting, determined the regular meetings of the Board will be held on the fourth Monday (unless otherwise noted) of each month at 4:45 pm at the Borough Municipal Hall Conference Rooms, Lighthouse Avenue. Action will be taken. The meeting dates for 2019 are as follows:

February 27, 2019
May 1, 2019
June 26, 2019
September 25, 2019
November 20, 2019
January 8, 2020

Rose Millar
Business Administrator/Board Secretary

2/6, pf \$14.26

LEGALS

SHERIFF'S SALE

BY VIRTUE of a Writ of Execution issued out of the Superior Court of New Jersey, Chancery Division, Cape May County, and Docket No. F 007931 18 therein, pending wherein, BRANCH BANKING & TRUST COMPANY. is the Plaintiff and SUSAN M. TOLLEY, ET AL is the Defendant, I shall expose to sale at public venue on:

WEDNESDAY, 02/20/2019

at one o'clock in the afternoon of the said day, at the Old Historical Court House Building, Route 9, Cape May Court House, New Jersey.

Property to be sold is located in the Borough of West Cape May, County of Cape May in State of New Jersey.

Commonly known as:
221 PARK BOULEVARD UNIT E, WEST CAPE MAY, NJ 08204

BEING KNOWN as **BLOCK 5, TAX LOT 11.02 QUAL: C0E**, on the official Tax Map of the West Cape May, County of Cape May, New Jersey.

Dimensions of Lot: (APPROX.) 227'X122' [CONDO]
Nearest Cross Street: PEARL AVENUE

SUBJECT TO: TSC #18-00002 APPROX. IAO \$1,816.16 SINCE SALE DATE OF 12/11/2018. PLEASE CONTACT TAX OFFICE OFR ADDITIONAL INFORMATION

1ST QUARTER 2019 TAXES DUE 02/01/2019 IAO \$946.86

CONDO LIEN: 6 MONTH PRIORITY IAO \$2,450.00 RECORDED 11/08/2017 -- GOOD WINDS II CONDO ASSOCIATION

PRIOR MORTGAGES: MERS, INC. AS NOMINEE FOR M&T BANK IAO \$175,000.00 RECORDED 06/08/2011 BOOK: 5156 PAGE:823

FOR INTERESTED PARTIES REGARDING SHERIFF SALE PLEASE CONTACT AUCTION.COM AT (800) 793-6107 OR AT WWW.AUCTION.COM

Surplus Money: If after the sale and satisfaction of the mortgage debt, including costs and expenses, there remains any surplus money, the money will be deposited into the Superior Court Trust Fund and any person claiming the surplus, or any part thereof, may file a motion pursuant to Court Rules 4:64-3 and 4:57-2 stating the nature and extent of that person's claim and asking for an order directing payment of the surplus money. The Sheriff or other person conducting the sale will have information regarding the surplus, if any.

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

Amount due under judgment is **\$53,056.05** costs and Sheriff's fees to be added. At the time of the Sale cash, certified check, cashier's check or treasurer's check in the amount of 20 percent of the bid price is required. The Sheriff reserves the right to adjourn any sale without further notice of Publication.

All publication costs are paid for by the Plaintiff.

ATTORNEY:
MCCABE, WEISBERG & CONWAY, LLC
216 HADDON AVENUE,
SUITE 201
WESTMONT, NJ 08108-2811

BOB NOLAN,
SHERIFF
CH756428

1/23, 1/30, 2/06, 2/13, pf \$213.28

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LEGALS

SHERIFF'S SALE

BY VIRTUE of a Writ of Execution issued out of the Superior Court of New Jersey, Chancery Division, Cape May County, and Docket No. F 017491 18 therein, pending wherein, NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER. is the Plaintiff and GARY A. DI DILIPPO, ET AL is the Defendant, I shall expose to sale at public venue on:

WEDNESDAY, 03/06/2019

at one o'clock in the afternoon of the said day, at the Old Historical Court House Building, Route 9, Cape May Court House, New Jersey.

Property to be sold is located in the TOWNSHIP OF LOWER, County of Cape May in State of New Jersey.

Commonly known as:
208 FULLING MILL ROAD, VILLAS (LOWER TWP), NJ 08251

BEING KNOWN as **BLOCK 255, TAX LOT 81.05**, on the official Tax Map of the Township of Lower, County of Cape May, New Jersey.

Dimensions of Lot: 100 FEET WIDE BY 125 FEET LONG
Nearest Cross Street: MORRIS AVE.

NOTICE THROUGH PUBLICATION.

Subject to any unpaid taxes, municipal or other charges, and any such taxes, charges, liens, insurance premiums or other advances made by plaintiff prior to this sale. All interested parties are to conduct and rely upon their own independent investigation to ascertain whether or not any outstanding interest remain of record and/or have priority over the lien being foreclosed and, if so, the current amount due thereon.

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

Amount due under judgment is **\$156,971.90** costs and Sheriff's fees to be added. At the time of the Sale cash, certified check, cashier's check or treasurer's check in the amount of 20 percent of the bid price is required. The Sheriff reserves the right to adjourn any sale without further notice of Publication.

All publication costs are paid for by the Plaintiff.

ATTORNEY:
RAS CITRON LAW OFFICES
130 CLINTON ROAD
SUITE 202
FAIRFIELD, NJ 07004

BOB NOLAN,
SHERIFF
CH756443

2/06, 2/13, 2/20, 2/27, pf \$217.00

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LEGALS

NOTICE TO BIDDERS

2018 ROAD PROGRAM FOR MIRAMAR AVE, IDELL ROAD, WOOLSON ROAD AND CRESCENT DRIVE

Notice is hereby given that sealed proposals will be received by Margaret Vitelli, Township of Lower Purchasing Agent, Cape May County, New Jersey for the 2018 Road Program opened and read in public at the Township of Lower Municipal Building, 2600 Bayshore Road, Villas, Cape May County, New Jersey on February 27, 2019 at 10:00 a.m. prevailing time for:

2018 ROAD PROGRAM FOR MIRAMAR AVE, FOSTER AVE, IDELL ROAD, WOOLSON ROAD AND CRESCENT DRIVE

Bid Documents and Drawings for the proposed work, which have been prepared by DeBlasio & Associates, P.C., are available at the office of said Engineer at 4701 New Jersey Avenue, Wildwood, New Jersey 08260, and may be inspected by prospective bidders during business hours.

Bidders will be furnished with a copy of the Bid Documents by request upon proper notice and payment of a non-refundable charge of \$50.00 payable to DeBlasio & Associates, P.C., for reproduction and processing.

Proposals must be made on the standard Proposal Forms in the manner designated in the Bid Documents, must be enclosed in sealed envelopes bearing the name and address of the Bidder, and the name of the work on the outside addressed to Purchasing Agent, Township of Lower; and must be accompanied by a statement of Consent of Surety from a surety company authorized to do business in the State of New Jersey and acceptable to the Township and either a Bid Bond, Certified or Cashier's Check drawn to the order of the Township of Lower for not less than ten percent (10%) of the amount bid, except that the check need not exceed \$200,000.00. The successful bidder is hereby notified that a performance bond for the full amount of the project is required.

The successful bidder will be required to execute a contract for the performance of the said work or the furnishing of said material or both, as the case may be, and a surety bond to be executed by a reliable surety company in a sum equal to the amount of the contract price for said work and/or material, guaranteeing the performance of the contract, which surety bond and contract shall be approved as to form and execution by the Township Solicitor.

The bidders shall also be required to comply with the following:
*Affirmative Action requirements (N.J.S.A. 10:5-31 et. seq. and N.J.A.C. 17:27).
*Certification Pursuant to P.L. 2012, C.25 (no investment activities in Iranian financial or energy sectors)
*The provisions of the New Jersey Prevailing Wage Act (N.J.S.A. 34:11-56.25 et. seq).
*D.Americans with Disability Act of 1990, Title II (42 U.S.C. §12101).
*E.Worker and Community Right-to-Know Act (N.J.S.A. 34:5A-1).
*Stockholder Disclosure Certification (P.L. 1977, C.33, N.J.S.A. 52:25-24.2).

*Business Registration Certification (N.J.S.A. 52:32-44).
*Public Works Contractors Registration (N.J.S.A. 34:11-56.48).
*Consent of Surety (N.J.S.A. 40A:11-22).
*Addendum Acknowledgement (N.J.S.A. 40A:11-23c. 1, 2) &3)).
*Subcontractors List (N.J.S.A. 40A:11-16).

The award of the contract for this project will not be made until the necessary funds have been provided by the Township of Lower in a lawful manner. The Township of Lower reserves the right to consider the bids for sixty (60) days after the receipt of said bids. The Township of Lower also reserves the right to reject any or all bids or to waive any informalities in the best interest of the Township of Lower. Each proposal and bid must be submitted in accordance with the terms of the aforesaid specifications, must be made on standard proposal forms contained in the bid documents and shall be delivered to the place and hour mentioned above.

BY ORDER OF the Township of Lower, Cape May County, New Jersey,
Julie Picard, Municipal Clerk
February 6, 2019
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2/6, pf \$62.62

LEGALS

SHERIFF'S SALE

BY VIRTUE of a Writ of Execution issued out of the Superior Court of New Jersey, Chancery Division, Cape May County, and Docket No. F 018637 18 therein, pending wherein, WELLS FARGO BANK, NA. is the Plaintiff and LAWRENCE K. ANDERSON, ET AL is the Defendant, I shall expose to sale at public venue on:

WEDNESDAY, 03/06/2019

at one o'clock in the afternoon of the said day, at the Old Historical Court House Building, Route 9, Cape May Court House, New Jersey. Property to be sold is located in the TOWNSHIP OF LOWER, County of Cape May in State of New Jersey.

Commonly known as:
30 CANTERBURY WAY, COLD SPRING, NJ 08204-4268

BEING KNOWN as **BLOCK 753.27, TAX LOT 4**, on the official Tax Map of the Township of Lower, County of Cape May, New Jersey.

Dimensions of Lot: 100.00FT X 75.00FT X 75.00FT X 75.00FT
Nearest Cross Street: SANDMAN BOULEVARD

Subject to any unpaid taxes, municipal or other charges, and any such taxes, charges, liens, insurance premiums or other advances made by plaintiff prior to this sale. All interested parties are to conduct and rely upon their own independent investigation to ascertain whether or not any outstanding interest remain of record and/or have priority over the lien being foreclosed and, if so, the current amount due thereon.

Surplus Money: If after the sale and satisfaction of the mortgage debt, including costs and expenses, there remains any surplus money, the money will be deposited into the Superior Court Trust Fund and any person claiming the surplus, or any part thereof, may file a motion pursuant to Court Rules 4:64-3 and 4:57-2 stating the nature and extent of that person's claim and asking for an order directing payment of the surplus money. The Sheriff or other person conducting the sale will have information regarding the surplus, if any.

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Amount due under judgment is **\$282,852.70** costs and Sheriff's fees to be added. At the time of the Sale cash, certified check, cashier's check or treasurer's check in the amount of 20 percent of the bid price is required. The Sheriff reserves the right to adjourn any sale without further notice of Publication.

All publication costs are paid for by the Plaintiff.

ATTORNEY:
PHELAN, HALLINAN,
DIAMOND & JONES
1617 JFK BOULEVARD
SUITE 1400
PHILADELPHIA, PA 19103

BOB NOLAN,
SHERIFF
CH756445

2/06, 2/13, 2/20, 2/27, pf \$

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Beach Break

Relax, life takes time...

1	2	3	4	5	6	7	8	9	10	11