Cape May StarzWave THE NATIONS OLDEST SEASHORE RESORT SINCE 1854

(11.16)

Cape May Stars Wave

LASSIFIEDS Cape May StarzWave

THE NATIONS OLDEST SEASHORE RESORT SINCE 1854

LEGALS

HELP WANTED

The Cape May Day Spa is looking for Massage Therapists to join our growing yearround operation. NJ State Massage Therapy License required. Contact: katarina@capemaydayspa.com, 609.898.1003.

HOME **IMPROVMENT**

HOME IMPROVEMENT Replace your roof with the best looking and longest lasting material - steel from Erie Metal Roofs! Three styles and multiple colors available. Guarnateed to last a lifetime! Limited Time offer -\$500 Discount + Additional 10% off for install (FOR MILI-TARY, HEALTH WORKERS & 1ST RESPONDERS.) Call Erie Metal Roofs: 1-844-299-1901. (11.16)

Safe Step. North America's #1 Walk-In Tub Comprehensive lifetime warranty. Top-ofthe-line installation and service. Now featuring our FREE shower package and \$1600 off for a limited time! Call to-

LEGALS

NOTICE TO BIDDERS

PUBLIC NOTICE IS HEREBY GIVEN that sealed bids will be received by the Borough of West Cape May for the McCollough Alley Drainage Improvements At South Bay Shore Road in the Borough of

West Cape May, Cape May County, New Jersey. Bid forms, contracts and specifications are on file at the office of Rem-ington and Vernick Engineers, 4907 New Jersey Avenue, Wildwood, New Jersey 08260. Said Bids will be received, opened, and read aloud in public at the

Borough of West Cape May Municipal Building, 732 Broadway, West Cape May, Cape May County, New Jersey 08204 on November 22, 2022 at 10:00 am. prevailing time.

Copies of the bid forms, contracts and specifications may be obtained from said Remington and Vernick Engineers, by prospective bidders upon request, upon payment of the sum of \$50.00 for each set.

PAYMENT MUST BE RECEIVED PRIOR TO OBTAINING SAID SPECIFICATIONS, EITHER BY MAIL OR IN PERSON. NO BIDS ARE TO BE DROPPED OFF AT THE ENGINEER'S OF-FICE.

The Borough of West Cape May reserves the right to consider the bids for sixty (60) days after the receipt thereof, and further reserves the right to reject any or all bids, either in whole or in part and also to waive any informality in any and make such awards or take action as may be in the best interest of the Borough of West Cape May, in accordance with applicable law.

Bids must be on the bid form prepared by Remington and Vernick Engineers, in the manner designated therein and required by the specifications, must be enclosed in sealed envelopes bearing the name and address of the bidder on the outside and also bearing on the outside reference to the particular work bid upon. Said bids shall be addressed to Theresa Enteado, Municipal Clerk, Borough of West Cape May, 732 Broadway, West Cape May, New Jersey 08204.

Each bid shall be accompanied by a certified check, cashier's check or bid bond duly executed by the bidder as principal and having as surety thereon a surety company approved by the Borough of West Cape May in an amount not less than ten percent (10%) but in no case in excess of \$20,000.00 of the amount bid. Any such bid bond shall be without endorsement or conditions. Bid shall also be accom-panied by a certificate letter from a surety company stating that it will provide the bidder with the completion bond.

The award of the contract shall be made subject to the necess moneys to do the work being provided by the Borough of West Cape May in a lawful manner. The contract to be executed by the suc-cessful bidder will provide that it shall not become effective until the necessary moneys to do the work have been provided by the Bor-ough of West Cape May in a lawful manner. The award shall further be subjected to the securing of necessary State, Federal or Local

be subjected to the securing of necessary State, rederal of Local permits governing the work. Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 et seq., N.J.A.C. 17:27 (Affirmative Action), N.J.S.A. 34:11-56.25 et seq. (New Jersey Prevailing Wage Act), and Americans with Disabilities Act of 1990 (42 U.S.C. S12101, et seq.).

The contractor is further notified that he must comply with N.J.S.A. 52:25-24.2 and submit a Disclosure Statement listing stockholders with his bid.

The contractor is further notified that he must comply with N.J.S.A. 34:11-56.48 et seq. Public Works Contractor Registration Act and he and any subcontractors must be registered in accordance with the

HOME IMPROVMENT

Call 1-855-458-7577 (11/16)

MISCELLANEOUS

Eliminate gutter cleaning

forever! LeafFilter, the most

advanced debris-blocking

gutter protection. Schedule a

FREE LeafFilter estimate to-

day. 20% off Entire Purchase.

Plus 10% Senior & amp; Mili-

tary Discounts. Call 1-855-

Switch and save up to \$250/

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data. No contract and no hid-

den fees. Unlimited talk and

text with flexible data plans.

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LEGALS

516-1257 (11/16)

age. 100% U.S. based customer service. Limited time day! Financing available, Call offer - get \$50 off on any new Safe Step 1-855-227-0879. account. Use code GIFT50. For more information. call 1-866-388-2170 (11/16) American Standard Walk-In-

Tubs. Buy from a brand you GENERAC Standby Gentrust. Patented Quick-Drain® erators. The weather is intechnology. 44 hydrotherapy creasingly unpredictable. Be jets. Lifetime warranty on prepared for power outages. tub and installation! FREE in-home consultation at your FREE 7-7ear extended warranty (\$695 value!) Schedule convenience. Limited time-ofyour FREE in-home assessfer-\$1500 in savings includes ment today. Call 1-844-228a FREE right-height toilet. 1850 special financing for qualified customers. (11/16)

MISCELLANEOUS

Deliver your message to nearly a million readers. 609-406-0600 ext. 14 for more information. (11/16)

Since 1979, Kitchen Magic, a family-owned business offering cabinet refacing, new cabinetry, and luxury countertop throughout the Northeast. We transform kitchens in less time, with less stress, at an amazing value. Call today for a free estimate. 1-833-343-0767. (11/16)

LEGALS

BUSINESS OPPORTUNITIES

ATTENTION BUSINESS OWNERS: Do you want to reach nearly a million readers? Place your 25-word classified ad in over 90 newspapers throughout NJ for \$560. Contact Peggy Arbitell 609-359-7381 or visit www.njpa. org. (11/16)

PUBLIC NOTICE

Keeping an eye on your governments? Manually search the site or register to receive email notifications and/or save your searches. It's a free public service provided by NJ Press Association at www. njpublicnotices.com (11/16)

LEGALS

LEGALS

BOROUGH OF WEST CAPE MAY

CAPE MAY COUNTY, NJ NOTICE OF TAX TITLE LIEN SALE

LEGALS

PUBLIC NOTICE IS HEREBY GIVEN that I, Todd N. Burkey, Tax Collector of the Borough of West Cape May, will sell at public auction in the West Cape May Borough Hall Auditorium in the municipal building, in the said taxing district, on Tuesday December 13, 2022, at 1:00 (PM) in the afternoon of that day the following lots, tracks, and parcels of land hereinafter specified to make the amount of municipal liens chargeable

against the same, on the 31st day of December, 2020, with interest thereon to the date of sale, and costs of sale. The undersigned will sell a lien to the person who bids the amount due subject to redemption at the lowest rate of interest, but in no case exceeding the rate of eighteen percent per annum. Any parcel for which there shall be no bidder will be struck off and sold to the Borough of West Cape May at eighteen percent per annum. CASH, MONEY ORDER, CERTIFIED CHECK, or WIRE TRANSFER for the exact amount due will be accepted as payment on the day of the sale. NO PERSONAL CHECKS will be accepted unless a Line of Credit Statement is issued by the maker's bank. This sale is made under the provisions of the "Tax Sale Law," Title 54, Chapter 5, revised statutes of New Jersey. The sale is held subject to

taxes and utility charges levied or to be levied for the current year (2021, or any prior year as an Added or Omitted Assessment and not yet certified by the Cape May County Board of Taxation. IN THE EVENT THE OWNER IS ON ACTIVE DUTY WITH THE MILITARY, THE TAX COLLECTOR SHOULD BE NOTIFIED IMMEDIATELY.

Payment of the amount due as advertised on any parcel plus accruing late interest on the current year (2021) delinquencies may be made at any time before the sale, in CASH, MONEY ORDER, or CERTIFIED CHECK, whereupon the impending sale will be cancelled. The following is a description of the land and the owner's name as obtained from the Tax Duplicate of 2022, in my office, with the total amount due thereon as computed to December 13, 2022.

Block	Lot	Qualifier	Owner Name	Amount	Туре	Property Location
5	14		ERNE, JAMIE LEE	1,098.55	TWS	128 PEARL STREET
8	10		BEST, FELICIDAD & SALDIRAN, CARMEN	6,344.86	TWS	11 E. MECHANIC ST.
21.01	15		NEVILLE, PAUL C III	467.76	WS	705 GRAND AVE
34	16		JAFFE, MICHAEL & KATHLEEN	392.38	WS	120 BROADWAY
37	7		GORDON, ISABELLA B	86.13	WS	409 PACIFIC AVE
39	15.01		THOMAS, BRANDON	407.22	WS	110 PACIFIC AVE
43	6.01		HAMPTON, WARDELL	3,339.90	Т	205 COLUMBIA AVE
52	1		JOYNER, ALFRED C JR TRUSTEE	320.11	W	502 STATE ST
52	23		BROWN,ALLEN	270.17	Т	258 SIXTH AVENUE
52	40		BROWN, FLOYD	573.09	S	249 1/2 5TH AVE
56	20		BROWN, ALLEN R	1,440.04	W	117-119 STIMPSON LA.
		Totals		14 740 21		

T - Property Taxes W - Water S - Sewer

Industrial properties may be subject to the Spill Compensation and Control Act (NJSA 58:10-23.11 et seq), the Water Pollution Control Act (NJSA 58:10-41 et seq), and the Industrial Site Recovery Act (NJSA 13:1K-6 et seq). In addition, the municipality is precluded from issuing a tax sale certificate to any prospective purchaser who is or may be in any way connected to the prior owner or operator of the site. 11/16, pf \$53.00 11

NOTICE

PLEASE TAKE NOTICE that upon the Application of Gail Slimm (the "Applicant"), the Lower Township Zoning Board of Adjustment (the "Zoning Board"), will conduct a public hearing, on Thursday, De-cember 1, 2022, commencing at 6:00 P.M., at the Lower Township Municipal Building meeting room, 2600 Bayshore Road, Villas, New Jersey 08251, to consider an Application for Bulk Variance Approvals, all related to the Applicant's proposed 624 square foot addition to the residential dwelling located at 200A Millman Lane, and more particularly identified as Block 112. Lot 6 on the Official Tax Maps of Lower Township (the "Property"). The Property is located in R-3 Zon-ing District and is owned by the Applicant.

The requested Approvals are intended to allow for necessary renova-tions in order to make the home more accessible for the Applicant, who suffers from limited mobility due to age and health conditions. More specifically, the Applicant is requesting Bulk Variance Approvals from the Ordinance requirements provided in Section 400-15, in order to allow the following: (1) a Maximum Building Coverage of 32.5%, where the Ordinance requires a Maximum Building Coverage of 30%, and (2) a Side Yard Setback of 3+/- feet and 7+/- feet, where the Ordinance requires a minimum Side Yard Setback of 6 and 10 feet. In addition, and to the extent necessary, the Applicant is requesting Bulk Variance Approvals to continue to allow the existing non-conforming conditions on the Property, including: (1) a Lot Size of 4,048+/- s.f., where the Ordinance requires a minimum Lot Size of 7 500+/- s f · (2) a minimum Lot Width of 30.25+/- feet, where the Ordinance requires a minimum Lot Width of 75 feet; and (3) a Rear Yard Setback of 14 feet, 10 inches, where the Ordinance requires a minimum Rear Yard Setback of 20 feet.

At the public hearing, the Applicant will request any and all other ap-provals, variances, waivers, de minimis exceptions, interpretations and/or other such relief determined necessary by the Zoning Board to allow the development of the Property as proposed by the Applicant. This Notice is given pursuant to NJSA 40:55D-11, et seq. The Application and related documents will be available for public inspec-tion in the office of the Zoning Board of Adjustment, at the Lower Township Municipal Building, located at 2600 Bayshore Road, Villas, New Jersey 08251, 10 days prior to the hearing date, during normal business hours

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BOROUGH OF WEST CAPE MAY

NOTICE OF PENDING ORDINANCE ORDINANCE NO. 616 - 22 AN ORDINANCE AMENDING CHAPTER 17 OF THE WEST CAPE

MAY BOROUGH CODE REGARDING MAINTENANCE OF TREES WITHIN THE RIGHT OF WAY

WHEREAS, Section 17-2 of the Borough of West Cape May Code

establishes that abutting property owners must bear any costs asso-ciated with repair and maintenance of the area between the curb and

WHEREAS, that responsibility includes the maintenance of trees that are located within the right-of-way area; and

WHEREAS, Section 2-27.6(c) of the Borough Code authorizes the

Shade Tree Commission to "remove or require the removal" or any tree, or part thereof, dangerous to public safety; and

WHEREAS, the Board of Commissioners of the Borough of West

Cape May has determined it is in the best interests of the public health, safety and general welfare to amend Section 17-2 to clarify

the responsibility for street trees located into the right-of-way;

sidewalk located in the right of way of Borough streets; and

11/16, pf \$34.00

VICTORIA L. SIEGEL ARCHER & GREINER A Professional Corporation Attorneys for Applicant and Owner 1025 Laurel Oak Road Voorhees, New Jersey 08043 (856) 354-3053

11/16, pf \$14.00 8

nent Fund for Security Cameras

the owner or occupant to complete the specified work within a period of not less than thirty (30) days from the date of service of the no-tice. If the work is not complete within thirty (30) days, the Board of Commissioners shall cause the required work to be done and assess costs and expenses upon the lands affected in the manner set forth in subsection 17-2.5 of this section.

NOTICE TO BIDDER

Bid# 2022-10

Animal Control Services for the Township of Lower 2023-2024

with an option 2025

Notice is hereby given that sealed proposals will be received by the Lower Township Purchasing Agent on Tuesday December 6, 2022 at 11:00 a.m. prevailing time at which time the said sealed bids will be

Animal Control Services for the Township of Lower 2023-2024 with

All bids shall be submitted on the Proposal Form approved for this proposal, or on an exact replica as to wording and punctuation. Cop-

ies of such Proposal Form, this advertisement, and the Terms and Specifications may be obtained from the Township Purchasing Office

at 2600 Bayshore Road, Villas, NJ or by faxing requests 609-886-9488 or email request to mvitelli@townshipoflower.org The bidder

must absolutely comply with all of the terms of the said documents.

The Township Council reserves the right to reject any or all bids if it deems it is in the best public interest to do so. Bidders are required to

comply with the requirements of Public Laws of 1975. Chapter 127. and Affirmative Action Requirements. Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17-27 et seq.

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BOROUGH OF CAPE MAY POINT

NOTICE OF PENDING ORDINANCE

06-2022Ordinance Appropriating \$37,500 from the Capital Improve-

In summary, this ordinance appropriates \$37,500 for the purchase

of a new security camera system, which is a bondable capital im

. This ordinance was introduced at the Board of Commissioners meet

ing on November 10, 2022 and will be taken up for second reading, public hearing and consideration for final passage at a meeting of

the Cape May Point Board of Commissioners to be held via Zoom on December 8, 2022 at 6:00 p.m. This Notice is posted in the Municipal Building and full copies of the

ordinances may be obtained by the general public from the office of the Municipal Clerk or from the Borough's website https://capemay-

point.org/government/document-center/ordinances.html

Margaret A. Vitelli, QPA

Elaine L. Wallace, RMC

Municipal Clerk

Purchasing Agent

publicly opened and read for the following:

an option 2025

11/16, pf \$18.00

The notice shall contain a description of the property affected sufficient to identify it, a description of the improvement to be completed and a statement that the work shall be done at the cost and expense of the owner.

 The description of the work to be done shall be sufficient to apprise the owner of the nature and quality of the work expected but need not contain detailed plans.

 Notice may be served upon an owner residing in the Borough, personally or by leaving the same at his usual place of residence with a member of his family above the age of fourteen (14) years. If the a member of the starting above the age of lotter (14) years. If the owner is not a resident of the Borough, notice may be served person-ally, upon his agent in charge of the property or upon the occupant of the property. If the lands are unoccupied and the owner is a nonresident who cannot be located in the Borough, service of notice shall be mailed to the last known post-office address. If the owner is unknown or service cannot be made as described herein, then the notice shall be published for four (4) weeks, once a week in a newspaper circulated within the Borough. The first publication date shall be not less than thirty (30) days before the improvement is undertaken by the Borough. Notice to the owner or owners of several distinct parcels of real estate may be inserted in the same publication.

LEGALS

NOTICE TO BIDDERS

PUBLIC NOTICE IS HEREBY GIVEN that sealed bids will be received by the Borough of West Cape May for the Reconstruction of Second Avenue – FY2022 Municipal Aid Program (From Broadway to Pacific Ave.), in the Borough of West Cape May, Cape May County, New Jersey.

Bid forms, contracts and specifications are on file at the office of Remington and Vernick Engineers, 4907 New Jersey Avenue, Wildwood, New Jersey 08260.

Said Bids will be received, opened and read aloud in public at the Borough of West Cape May Municipal Building, 732 Broadway, West Cape May New Jersey 08204 on November 22, 2022 at 10:30 am

Engineers, in the manner designated therein and required by the specifications, must be enclosed in sealed envelopes bearing the name and address of the bidder on the outside and also bearing or the outside reference to the particular work bid upon. Said bids shall be addressed to Theresa Enteado, Municipal Clerk, Borough of West

provide the bidder with the completion bond.

The award of the contract shall be made subject to the necessary moneys to do the work being provided by the Borough of West Cape May in a lawful manner. The contract to be executed by the successful bidder will provide that it shall not become effective until the necessary moneys to do the work have been provided by the Bor-ough of West Cape May in a lawful manner. The award shall further

Bidders are required to comply with the requirements of N.J.S.A. 10:5-31 et seq., N.J.A.C. 17:27 (Affirmative Action), N.J.S.A. 34:11-56.25 et seq.(New Jersey Prevailing Wage Act), and Americans with

prevailing time. Copies of the bid forms, contracts and specifications may be obtained

SPECIFICATIONS, EITHER BY MAIL OR IN PERSON. NO BIDS ARE TO BE DROPPED OFF AT THE ENGINEER'S OF-

The Borough of West Cape May reserves the right to consider the bids for sixty (60) days after the receipt thereof, and further reserves the right to reject any or all bids, either in whole or in part and also to waive any informality in any and make such awards or take action as may be in the best interest of the Borough of West Cape May, in accordance with applicable law.

Cape May, 732 Broadway, West Cape May, New Jersey 08204. Each bid shall be accompanied by a certified check, cashier's check or bid bond duly executed by the bidder as principal and having as surety thereon a surety company approved by the Borough of West Cape May in an amount not less than ten percent (10%), but in no case in excess of \$20,000 of the amount bid. Any such bid bond shall be without endorsement or conditions. Bid shall also be accompanied by a certificate letter from a surety company stating that it will

be subjected to the securing of necessary State, Federal or Local permits governing the work.

Disabilities Act of 1990 (42 U.S.C. S12101, et seq.). The contractor is further notified that he must comply with N.J.S.A 52:25-24.2, and submit a Disclosure Statement listing stockholders

The contractor is further notified that he must comply with N.J.S.A. 34:11-56.48 et seq. Public Works Contractor Registration Act and he

from Remington and Vernick Engineers, by prospective bidders upon request, upon payment of the sum of \$50.00 for each set. PAYMENT MUST BE RECEIVED PRIOR TO OBTAINING SAID

FICE.

Bids must be on the bid form prepared by Remington and Vernick

The contractor is also further notified that he must comply with N.J.S.A. 52:32-44 and submit proof of business registration and submit proof of business registration for any named subcontractors in accordance with the act.

By Order of Theresa Enteado, Municipal Clerk Borough of West Cape May November 18, 2022 Cape May Star and Wave 6

11/16, pf \$47.50

BOROUGH OF WEST CAPE MAY NOTICE OF PENDING ORDINANCE ORDINANCE NO. 617-22

AN ORDINANCE OF THE BOROUGH OF WEST CAPE MAY AMENDING AND SUPPLEMENTING CHAPTER 7 PROHIBIT EXHIBITION DRIVING WITHIN THE BOROUGH OF WEST CAPE MAY

WHEREAS, for the past several years the Borough of West Cape May has seen an increase in sanctioned and unsanctioned events in neighboring municipalities, including the City of Wildwood, centering around the display and operation of motor vehicles of various ages, nakes and models; and

WHEREAS, along with these events, participants have engaged in "exhibition driving," which is the operation of a motor vehicle in a man-ner that results in excessive, abrupt acceleration or deceleration of the motor vehicle, as well as skidding, squealing, burning, or smoking of tires of the motor vehicle; and WHEREAS, the operation of vehicles in such a manner creates a

where the substantial risk to public safety; and WHEREAS, this type of activity also serves no benefit to the pub-

lic. and Board of Commissioners seeks to prohibit exhibition driving NOW, THEREFORE, BE IT ORDAINED by the Board of Commission-

ers of the Borough of West Cape May as follows

Section 1. Section 7 of the Borough of West Cape May Code regarding "Traffic" shall be amended to include the following NEW SEC-TION:

ARTICLE V – Exhibition Driving Prohibited

§ 7-30Exhibition Driving Prohibited.

No person shall engage in exhibition driving within the Borough of West Cape May.

"Exhibition driving" shall mean:

A.The operation of a motor vehicle in a manner that results in:

1. The excessive, abrupt acceleration or deceleration of the motor vehicle;

2. The skidding, squealing, burning, or smoking of the tires of the motor vehicle

3. The swerving or swaying of the motor vehicle from side to side while skidding;

4. The engine of the motor vehicle producing an unreasonably loud, raucous, or disturbing noise;

5. The grinding of the gears of the motor vehicle or the backfiring of the engine of the motor vehicle; or

6.Any of the wheels of the motor vehicle losing contact with the ground; 7.Participating in a race or speed contest; or

B.The transportation of a passenger on or in an area of a motor ve-hicle that is not designed or intended for passenger transport such as the hood or roof.

§ 7-30.1 Penalties

11/16, pf \$58.00

Unless another penalty is expressly provided by Title 39 of the Laws of the State of New Jersey (Motor Vehicle and Traffic Regulations) or other express provisions of New Jersey Statutes, any person violating or failing to comply with any provision of § 7-30 shall, upon conviction thereof, be liable for a penalty of not more than \$2,000, and/or provide such community service not to exceed 90 days as is deemed appropriate, and/or by imprisonment for a term not to exceed 90 days, or by such fine and/or community service and/or imprisonment, at the discretion of the Court. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be

punished as provided above for each separate offense. Section 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency. Should any portion of this Ordinance be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this Ordinance. Section 3. This ordinance shall take effect 20 days after passage

Section 3. and publication, according to law. The foregoing Ordinance was introduced at a Regular Meeting of

the Board of Commissioners of the Borough of West Cape May held on November 9, 2022, when it was read for the first time and then ordered to be published according to law. 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 November 23 2022, 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.

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and any subcontractors must be registered in accordance with the act.

contractor is also further notified that he must comply with N.J.S.A. 52:32-44 and submit proof of business registration and submit proof of business registration for any named subcontractors in accordance with the act.

The following waivers apply to this Contract:

By Order of the Borough of West Cape May Theresa Enteado, Municipal Clerk November 18, 2022 Cape May Star and Wave 11/16. pf \$49.00

TOWNSHIP OF LOWER NOTICE OF PENDING ORDINANCE

Ordinance #2022-12 An Ordinance Amending Chapter 5432, Mercantile Licenses, to Modify the License Term Associated with Bental Unit Mercantile Licenses This Ordinance changes the license term to March 15 of the current year to March 14 of the following year

Ordinance #2022-13

Salary and Benefit Ordinance for the Township of Lower This Ordinance sets forth the salary range for Township of Lower po-

sitions

Notice is hereby given that Ordinances #2022-12 and 2022-13 were introduced and passed on first reading at the Township Council meet ing held November 7, 2022 and ordered published in accordance with Said Ordinances will be considered for final reading and adoption at a meeting to be held Monday. December 5, 2022 at 7:00 pm at the Municipal Building, 2600 Bayshore Road, Villas, at which time all persons interested may appear for or against the passage of said Ordinance Copies of the Ordinance may be picked up at the nship Clerk's Office Monday thru Friday, 8:30am – 4:30pm up to and including December 5, 2022.

Julie A Picard Township Clerk 5

11/16, pf \$18.00

NOTICE OF AWARD OF CONTRACT FOR PROFESSIONAL SERVICE TOWNSHIP OF LOWER County of Cape May

The Township of Lower has awarded the following contracts at a meeting held November 7, 2022 without competitive bidding, as a designated professional service pursuant to N.J.S.A. 40A:11-5(1)(a) The contracts and Resolution authorizing the same are ava for public inspection in the office of the Municipal Clerk

Awarded to: Blauer Associates Services: Grant Application, Submission and Administrative Work Amount: Not to exceed \$17,500.

Resolution# :	2022-352	
		Julie A Picard, RMC
		Township of Lower
11/16, pf \$12.00	9	

R DEVELOPMENT

APPLICANT/OWNER ADDRESS:

1 South State Highway #47, Lower Township, NJ 08260 PROPERTY ADDRESS:

1 South State Highway #47, Lower Township

PROPERTY DESCRIPTION:

Block: 796; Lot: 60, Bldg.

PLEASE TAKE NOTICE that a hearing will be held before the Zoning Board of Adjustment at the Lower Township Municipal Building meet ing room, 2600 Bayshore Road, Villas, NJ 08251, on the 1st day of December, 2022, at 6:00 PM, to consider an application for development, regarding the above mentioned property, wherein the Applicant is seeking permission to install a digital sign on the westerly face of the existing structure that will measure approximately 3.3 feet by 7.5 feet or approximately 25 square feet in area that will require variance relief for having more than one sign on the building and on the property, variance relief for a sign the top of which may exceed 25 feet from the ground contrary to the requirements of Section 400-21(H) (1) more than one sign; Section 400-37(A)(1) electronic sign; Section 400-37(A)(2) sign height; together with any and all other variances or waivers the Board shall deem necessary at the time of the hearing. Maps and documents relating to the said mater, if any, will be available for public inspection in the office of the Zoning Board of Adjust-ment, at the Lower Township Municipal Building, 10 days prior to the hearing date, during normal business hours This Notice is given pursuant to N.J.S.A. 40:55D-11, et seq.

Ronald J. Gelzunas, Esquire Attorney for the Applicant Greater Wildwood Hotel Motel Association

11/16, pf \$23 Theresa Enteado

NOW, THEREFORE, BE IT ORDAINED by the Board of Commission-ers of the Borough of West Cape May as follows: Section 1. Section 17-2 of the Borough Code shall be amended as follows (deletions are in brackets and additions are underlined): 17-2 MAINTENANCE OF SIDEWALKS & TREES IN THE RIGHT

OF WAY.

17-2.1 Responsibility of Owners to Repair or Maintain.

On or along any public street, avenue, alley and lane in the Borough, any curbs and sidewalks shall be constructed, repaired, altered, re-laid and/or maintained at the cost and expense of the abut-ting property owner, except as hereinafter set forth.

Sidewalk construction, alteration, maintenance or repair may be paid for from governmental funds rather than at the cost of the abutting property owner if the sidewalk is located in an area of the Borough that is designated and approved for a rehabilitation project funded by outside governmental agencies. The project must involve construction, alteration, maintenance, re-laying and/or repair of all surface improvements in one (1) or more contiguous Borough blocks. Such a construction, alteration, maintenance, re-laying and/or repair project shall be funded so that it does not involve any direct cost to municipal taxpavers as a general municipal improvement. The Borough Engineer must designate the project as required in connection with securing uniformity of appearance, ease of construction and related considerations involving the satisfactory completion of such a rehabilitation project. c. On, [or], along [or encroaching] or encroaching on any right of

way, public street, avenue, alley or lane in the Borough, the cost of all tree care services for trees located in the right of way shall be borne by [at the cost and expense of] the abutting property owner, except as hereinafter set forth. This obligation shall [be interpreted to] include the area extending from the abutting property [to the center line of the] into and including the right of way.

d.All tree care services including tree pruning, repairing, brush cutting or removal, tree removal, stump grinding or removal, tree establish-ment, fertilization, cabling and bracing, lightning protection, consulting, diagnosis, and treatment of tree problems or diseases, tree management during site planning and development, tree assessment and risk management, and application of pesticides or any other form of tree maintenance shall be conducted by a person or entity licensed pursuant to N.J.S.A. 45:15C-11, et seq., unless exempt pursuant to N.J.S.A. 45:15C-31 and Section 30-1.4 of the Borough Code.

e. The definition of a "tree" pursuant to Section 30-1.1 shall be applied to this section

f. The definition of "Municipal Right of Way" pursuant to Section 17-3.1 shall be applied to this section

g. To ensure safe passage for pedestrians and vehicles, all portions of trees must hang no lower than eight feet above sidewalks, and no lower than 14 feet above residential streets and state and county roads, in accordance with state Department of Transportation Stan dards.

h. Should any tree interfere with utility wires or sight triangles, the Director of Public Works, other government agencies, or utility company shall have the authority to trim or otherwise alleviate the interference 17-2.2 Applications for Permit.

 Whenever any curb or sidewalk in the Borough requires recon-struction, repairs, alterations or maintenance, the owner of the abutting land or his contractor shall apply for a construction permit. The application shall specify the grade, dimensions, mix, materials and the method of construction or repair to be used. The Zoning Official shall examine the specifications and determine whether the application is approved or disapproved. Upon approval a permit shall be is-sued. All work shall be done in strict compliance with such specifications, failing which; appropriate action shall be taken by the Borough

 b. Where the existing sidewalk is made of a material other than concrete, such material shall be maintained and utilized where possible. If replacement is necessary, the existing material shall be re-

placed with a like kind material. c. Whenever any tree located in the right of way requires removal, a permit shall be required pursuant to Section 30 of the Borough Code. No person shall remove or destroy any tree without first obtaining a tree removal permit from the Borough.

In the case of an emergency where, for example, trees are blown over, damaged beyond repair, or in such a condition that risks dam-age to person or property, a tree may be removed immediately at the ately at the determination of the Director of Public Works or the City Engineer or their designee

17-2.3 Prior Approval Required.

No person shall construct any sidewalk where one does not already exist in the Borough without first obtaining approval from the Board of Commissioners, or alternatively, from the Borough Planning/ Zoning Board as part of an approved site plan or subdivision

b. If such approval is granted, the resident shall seek all neces approvals and permits from the Borough Zoning Official. 17-2.4 Notice to Repair or Maintain.

 Whenever the Board of Commissioners of the Borough of West Cape May determines that it is necessary to construct, repair, alter, re-lay or maintain a sidewalk or curb or perform tree care services it shall introduce and pass a resolution designating the specific im-provements or services to be undertaken by the owner of the abutting property.

Once the resolution has been adopted by the Board of Commis-ners, the Borough Clerk shall cause written notice to be served upon the owners or occupants of the lands. This notice shall require g. If the condition of a sidewalk, or curb, or tree is hazardous to public safety, then, the Board of Commissioners, at its discretion, it may order the hazard to be abated immediately.

 h. Removal. If the owner fails to remove the tree or shrub or por-tion thereof within two weeks after service of written notice to do so, the work shall be performed by the City under the supervision of the Public Works Superintendent, who shall certify the cost thereof to the

Borough. i. Penalty. Any person violating the provisions of this Chap-transferred to a fine of not less than \$100 ter 17 shall, upon conviction, be subject to a fine of not less than \$100 nor more than the penalty set forth in 17-1.14 of the Borough Code. 17-2.5 Work Done by the Borough of West Cape May.

 If the owners or occupants of the lands affected do not comply with the requirements of a notice to repair or to perform tree care services, the Board of Commissioners shall cause the required work to be completed.

An accurate accounting of the costs of the [improvement] shall be maintained by the department undertaking the improvement

c. If the cost of the [improvement] work is to be assessed upon sev-eral properties abutting the area of improvement, the costs shall be allocated in proportion to the frontage of each property. The head of a report with the Borough Clerk indicating with specificity the amount of money expended.

d. The Board of Commissioners shall examine that report and if satisfied, confirm and file it with the Tax Collector, who shall record the amount as a [sidewalk]property assessment to be paid by the owners e. Before confirming the report, the Board of Commissioners shall

notify the property owners, in a manner consistent with this section, of the time and place fixed for examination of the report. Failure to prove adequate notice shall not invalidate the proceedings.

The Board of Commissioners shall file proof of service of notice with the Tax Collector within ten (10) days of service. Failure to file proof of service shall not invalidate the proceedings if proper service has been made

g. Upon the filing of a certificate with the Collector of Taxes, the costs shall become a lien upon the abutting lands to the extent that the assessments for local improvements are liens. It shall bear interest from the date certification is made to the Collector of Taxes at the same rate as assessments for local improvements in the Borough.

The cost of improvement, when it becomes a lien, shall be collected in the manner provided by law for the collection of other as sessments or liens. In addition, the Borough may, at its option, maintain an action against the owner of the lands to recover the amount in any court having competent jurisdiction. All money recovered or paid to the Borough under the provisions of this section shall be credited to the account from which the money was taken to pay for the work.

No assessment shall be invalid by reason of error in the notice or omission of the name of any owner or owners of real estate assessed or for any other information where the real estate has been actually improved

17-2.7 Appropriation in Annual Budget.

11/16, pf \$156.00

The Board of Commissioners may, in each year, include in its budget or annual tax ordinance an appropriation for curb or sidewalk repairs, in addition to any existing general public works maintenance fund, out of which appropriation the cost of construction or repair of curbs and sidewalks during the year may be charged when it becomes necessary for the Board of Commissioners to make repairs or construction. Section 2. Repealer. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of that conflict. Section 3.Severability. Should any portion of this ordinance be de-clared unconstitutional or invalid, the remaining portion of this ordi-nance 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 he severable

Section 4. Effective Date. This ordinance shall take effect 20 days after passage and publication, according to law.

The foregoing Ordinance was introduced at a Regular Meeting of the Board of Commissioners of the Borough of West Cape May held on November 9, 2022, when it was read for the first time and then ordered to be published according to law. 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 November 23, 2022, 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 oncerning such ordinance

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Theresa Enteado, RMC Municipal Clerk

Municipal Clerk

NOTICE OF APPLICATION FO
APPLICANT/OWNER NAME:
Greater Wildwood Hotel Motel Associatio