

ORDINANCE NO. 345

AN ORDINANCE TO AMEND ORDINANCES NO. 207, 220, 243 AND 309 OF THE VILLAGE OF LOCH ARBOUR ENTITLED "AN ORDINANCE TO CREATE A MUNICIPAL BEACH IN THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH, AND TO REGULATE AND PROVIDE FUNDS TO IMPROVE, MAINTAIN AND POLICE THE SAME, AND PROVIDING FOR THE CHARGING AND COLLECTING OF REASONABLE FEES FOR THE REGISTRATION OF PERSONS USING SAID LANDS AND BATHING AND RECREATIONAL GROUNDS SO PROVIDED, AND FOR THE USE OF BATHING AND RECREATIONAL FACILITIES, AND ALSO PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND REPEALING ORDINANCES NO. 113, 186, 249, 301 AND 335 OF THE VILLAGE OF LOCH ARBOUR FOR THE PURPOSES OF AMENDING AND ESTABLISHING FEES AND CHARGES FOR THE USE OF THE MUNICIPAL BEACH AND FACILITIES IN THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH" FOR THE PURPOSES OF AMENDING THE MAXIMUM NUMBER OF SEASON BADGES PERMITTED TO BE SOLD, SEASONAL PARKING FEES AND REGULATING DAILY PARKING

BE IT ORDAINED BY THE BOARD OF THE TRUSTEES OF THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH, as follows:

**Section 1. ARTICLE II REGISTRATION AND ADMISSION TO BEACH, Sections 3.g., 3.h. and 3.j.** are amended and supplemented to read as follows:

**Section 3.g.** Seasonal parking permit, when available - \$135.00 per vehicle.

**Section 3.h.** The fees and charges for said bathing, beach and facilities service shall be as follows:

1. Daily parking (Monday through Friday, only, excluding holidays) - \$6.00 per vehicle per day;
2. The Beach Manager, at his discretion, may limit the number of vehicles permitted to park under subsection 3.h.1.

**Section 3.j.** The total number of persons permitted on the beach shall be determined at the discretion of the Beach Manager based on the availability of dry sand and ocean conditions. Seasonal badge holders shall have preference over daily persons in fixing the number of persons to be admitted to the beach. The maximum number of season badges to be sold under subsection (a) and (b) shall be 1,250.

**Section 2. ARTICLE VII - REPEAL, SEVERABILITY** is amended as follows:

**Section 1.** Ordinances No. 113, 186, 249, 301 and 335 of the Village of Loch Arbour are hereby repealed.

**Section 2.** All ordinances or parts of ordinances inconsistent herewith are repealed, but only to the extent of such inconsistency.

**Section 3.** If any section, paragraph, subparagraph, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subparagraph, clause or provision so adjudged and remainder of this ordinance shall be deemed valid and effective.

**Section 3. EFFECTIVE DATE**

This Ordinance shall take effect immediately upon its final passage and publication as required by law.

**CERTIFICATION**

I, LORRAINE CARAFA, CLERK OF THE VILLAGE OF LOCH ARBOUR do hereby certify the above to be a true copy of the Ordinance adopted by the Trustees of the Village of Loch Arbour after a public hearing thereon held the 5<sup>th</sup> day of March, 2008.

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Lorraine Carafa, R.M.C.  
Village Clerk

Introduction: February 13, 2008  
1<sup>st</sup> Publication: February 21, 2008  
Public Hearing: March 5, 2008  
Adoption: March 5, 2008  
Final Publication: March 13, 2008

Village Attorney: Kenneth B. Fitzsimmons, Esq.