



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 17-087

RESOLUTION REGARDING APPEAL OF DENIAL OF MERCANTILE LICENSE FOR THE YEAR 2017 FOR CAPTAINS COVE MARINA

WHEREAS, Captains Cove Marina submitted a Mercantile License Application for the year 2017 wherein the applicant identified the type of business as a marina with a description consisting of boat storage; and

WHEREAS, by way of correspondence dated February 21, 2017, the Borough Administrator denied the aforesaid application; and

WHEREAS, in accordance with the aforesaid denial of the Mercantile License Application, the applicant was advised that based on the condition of the property at issue that the applicant had failed to comply with Borough Code, Chapter 4-9.5(c) and N.J.S.A. 40:52-16(a)(3); and

WHEREAS, in accordance with Borough Code, Chapter 4-9.4(b), the applicant submitted correspondence dated March 6, 2017, wherein an appeal of the notice of disapproval was submitted to the Borough Council; and

WHEREAS, in accordance with the said appeal, a hearing was conducted before the governing body on March 15, 2017 wherein testimony was taken and exhibits were marked; and

WHEREAS, after due consideration of the applicant's appeal of the denial of a Mercantile License Application for the year 2017 and in accordance with Borough Code, Chapter 4-9.4(b), the Governing Body of the Borough of Highlands has made the following determination:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Highlands, in accordance with Chapter 4-9.4(b) of the Borough Code, that the following determination has been made as to the appeal of the denial of the Mercantile License Application for Captains Cove Marina for the year 2017:

BE IT FURTHER RESOLVED, that a Certified Copy of this Resolution shall be filed in the Municipal Clerk's Office and a copy transmitted to the Applicant, the Code Enforcement Officer for the Borough of Highlands as well as any other necessary parties.

Motion: Adopt Resolution 17-087, moved by Councilmember Broullon; Seconded by Mayor O'Neil.

Vote: Motion carried by roll call vote (summary: Yes = 5; No = 0).

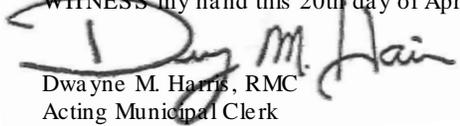
Yes : Councilmembers Broullon, Card, D'Arrigo, Wells and Mayor O'Neil

No: None

Absent: None

I, Dwayne M. Harris, Acting Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Meeting, held April 06, 2017.

WITNESS my hand this 20th day of April 2017.

A handwritten signature in black ink that reads "Dwayne M. Harris". The signature is written in a cursive style with a large initial "D".

Dwayne M. Harris, RMC
Acting Municipal Clerk