



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 16-220

RESOLUTION PERMITTING TWO (2) HOUR EXTENSION OF NOISE ORDINANCE RESTRICTIONS ON NEW YEARS EVE, DECEMBER 31, 2016, FOR THE HAVANA TROPICAL CAFE

WHEREAS, the Borough of Highlands has adopted ordinances pursuant to its general police powers to control noise within the Borough; and

WHEREAS, Borough Code, Chapter 3-2 et seq., regulates noise and sets forth the enforcement mechanism pertaining to the same; and

WHEREAS, Borough Code, Chapter 3-2.2 et seq., sets forth prohibited noise which shall be unlawful during nighttime hours; and

WHEREAS, Borough Code, Chapter 3-2.1(f) sets forth, in part, that nighttime hours shall mean 10:00p.m. through 7:00a.m., Friday, Saturday and legal holidays; and

WHEREAS, Havana Tropical Cafe has requested that the noise ordinance be extended for a period of two (2) hours on New Year's Eve, Saturday, December 31, 2016, until midnight or 12:00a.m., in order to allow the Havana Tropical Cafe to host proper entertainment for their patrons accompanied with the traditional countdown to the midnight hour; and

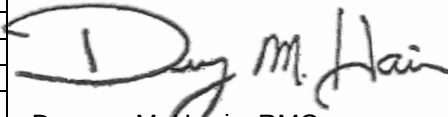
WHEREAS, the governing body has determined that it would be appropriate, proper and in the best interests of the Borough to allow for this limited exemption to the Havana Tropical Cafe on New Year's Eve, Saturday, December 31, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Highlands that the request made by the Havana Tropical Cafe, located at 300 Shore Drive, in the Borough of the Highlands, to extend the nighttime hours established by the Noise Ordinance in Chapter 3, Section 2.1(f) of the Borough Code, is hereby granted, wherein the nighttime hours established by the aforesaid Borough Code are hereby extended for a period of two (2) hours, until midnight or 12:00a.m. on New Year's Eve, Saturday, December 31, 2016, for the said business on the said date; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to transmit a certified copy of this Resolution to the Chief of Police and the Code Enforcement Officer for the Borough of Highlands.

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON	X		X			
CARD			X			
D'ARRIGO			X			
WELLS		X	X			
NOLAN						X
ON CONSENT AGENDA	Yes					

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 Regular Meeting, held November 02, 2016. WITNESS my hand this 3rd day of November 2016.



Dwayne M. Harris, RMC
Municipal Clerk