

## NOTICE OF INTRODUCTION AND FIRST READING

BOROUGH OF AVALON  
CAPE MAY COUNTY  
NEW JERSEY

ORDINANCE NO. 872-2024

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 9 (PARKS, BEACHES, AND RECREATION FACILITIES) OF THE CODE OF THE BOROUGH OF AVALON REGARDING MUNICIPAL DOCKING FACILITIES

This Ordinance amends Chapter 9 of the Borough Code, Sections 9-15.10 (Bay Park Marina) and 9-15.11 (Sport Fishing Center) and adds a new section 9-15.12 as follows:

Avalon Bay Park Marina:

- a) Prohibits charter or commercial boat of any kind;
- b) Provides that all fees are set by Resolution of Borough Council;
- c) Provides the maximum length of vessels and reserves a slip for public safety vessels;
- d) Provides that the Business Administrator may make rules and regulations for the operation and management thereof.
- e) Provides for the creation of a waiting list for an available boat slip and provides for a maximum number of applicants.

Avalon Sport Fishing Center:

- a) Provides that annual fees are set by Resolution of Borough Council;
- b) Provides that all vessels shall be a minimum of 22 feet in length;
- c) Provides that the Business Administrator shall manage and operate the Sport Fishing Center;
- d) Provides for the creation of rules and regulations concerning the management and operation thereof;
- e) Provides for minimum limits of liability coverage for charter and non-charter boats and other insurance;
- f) Provides that the boating season may be extended beyond December 15 for various reasons;
- g) Provides for the priority in the assignment of boat slips;
- h) Provides that charter boats will have a preference in boat slip assignments subject to certain conditions;
- i) Provides a waiting list and establishes criteria for being placed on the waiting list.
- j) Provides that any application may be rejected by the Borough.

New Section:

- a) Provides for the appeal of any administrative decision, except as specifically provided, to the Borough Appeals Tribunal.

Section 2: Provisions of Sections 9-15.10 and 9-15.11 which are not amended shall remain in full force and effect.

Section 3 & 4: Repeals all ordinance in conflict with this ordinance and provides that all provisions are severable.

Section 5: The Ordinance will take effect immediately.

This Ordinance was introduced and passed on first reading on January 24, 2024 and will be further considered for second reading, public hearing and final adoption on February 28, 2024 at the Municipal Building, 3100 Dune Drive, Avalon, NJ 08202 at 4:00 p.m.

A copy of the Ordinance is available at no charge from the Borough Clerk's Office, Borough of Avalon, 3100 Dune Drive, Avalon, NJ 08202 between the hours of 8:15 a.m. and 4:15 p.m., Monday through Friday, excluding holidays.

C. DANIELLE NOLLETT  
Borough Clerk

Publication date: January 31, 2024