

**“GOD BLESS AMERICA”**

**REGULAR MEETING**

**JANUARY 30, 2013**

A Regular Meeting of the Mayor and Council of the Borough of Belmar held on the above date at 7:00 PM at the Belmar Municipal Building, 601 Main Street.

**PRESENT:** Mayor Doherty, Councilman Bean, Councilwoman Deicke, Councilman Magovern, Councilwoman Nicolay, Business Administrator Colleen Connolly, and Borough Clerk April Claudio

The Borough Clerk stated “Adequate notice of this meeting has been provided to The Coast Star, the official newspaper of the Borough of Belmar, and the Star Ledger, and the Asbury Park Press on January 28, 2013 notice of this meeting was prominently posted on the bulletin board of the Municipal Building and filed with the Clerk of the Borough of Belmar.

**PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE:** Being there was no American Flag present, Mayor Doherty made a motion to waive the requirement to perform the Pledge of Allegiance, which was seconded by Council member Nicolay and approved unanimously.

**ORDINANCES:**

First Reading & Introduction

**ORDINANCE 2013-02**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XL, DEVELOPMENT REGULATIONS OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BELMAR TO ALLOW LICENSED LIQUOR ESTABLISHMENTS IN THE BC ZONE**

Mayor Doherty explained Governor Christie will be releasing an Executive Order to permit seasonal liquor licenses to open on March 1, 2013 instead of May 1, 2013, which was the purpose for this ordinance.

Mayor Doherty explained that he originally thought the proposed ordinance would affect La Dolce Vita and D’Jais and the zoning ordinances state that bars/taverns/pubs are a non-conforming use and therefore if these establishments wanted to open early they would be expanding their non-conforming use. However, after further review of the Borough’s zoning ordinances it was determined that it would only affect D’Jais because La Dolce Vita is not a bar it is a restaurant with a liquor license. He further stated that rather than doing this ordinance D’Jais could go before the Zoning Board to ask for a variance to open on March 1 if they chose to do so.

Mayor Doherty made a motion to table the ordinance, which was seconded by Council member Deicke and approved by the following vote:

**AYES:** Magovern, Deicke, Bean, Nicolay and Doherty

**PUBLIC SESSION:** While Mayor Doherty explained the ordinance why it was being tabled, there was an open discussion and there were several comments and questions made by unidentifiable public members. Those comments and questions were mostly concerns about the operations of D’Jais, the possibility of being open year round and the rumor that there would be more bars on Ocean Avenue.

Mayor Doherty explained that there will be no additional bars on Ocean Avenue and the Council will not be proceeding with the ordinance.

Mayor Doherty made a motion to adjourn the meeting, which was seconded by Council member Deicke and approved unanimously.

Respectively submitted,

April Claudio  
Municipal Clerk