



AGENDA

HOWELL TOWNSHIP COUNCIL REGULAR MEETING

Howell Township Municipal Building, Main Meeting Room
4567 Route 9 North, Howell, NJ

March 21, 2023

~~Executive Session 6:00 PM~~

Regular Session 7:00 PM

This agenda is complete to the extent known at time of posting and is subject to change pursuant to N.J.S.A. 10:4-8(d). Any inquiries concerning the agenda should be directed to the Township Clerk at 732-938-4500, extension 2125.

Click on the item number to review the linked document.

CALL TO ORDER BY MAYOR BERGER

OPENING STATEMENT

This meeting is being held in accordance with Public Law 1975, Chapter 231 (Open Public Meetings Act). Adequate notice has been provided by transmitting the notice of this meeting to the Asbury Park Press and the Star Ledger, by posting it on the bulletin board reserved for such announcements in the Township Municipal Building, and by filing it with the Municipal Clerk on January 6, 2023. This agenda is complete to the extent known, and formal action will be taken.

ROLL CALL

PLEDGE OF ALLEGIANCE TO THE FLAG

ACCEPTANCE OF MINUTES OF PREVIOUS MEETINGS

- March 7, 2023 – Regular + Executive + Public Release

REPORTS OF TOWNSHIP DEPARTMENT OFFICIALS

HEARING OF CITIZENS AND PUBLIC COMMENTS ON CONSENT AGENDA ITEMS AND GENERAL MATTERS

Each person shall first give their name and address to the Clerk. The Council should be addressed as a collective body, and not as individual members. Each person shall have one turn to address the Council, and comments shall not exceed a total five minutes. Speakers shall be notified when their time has run, and no time extensions shall be permitted.

RESPONSE TO PUBLIC COMMENTS

CONSENT AGENDA ITEMS

All matters listed under the consent agenda are considered routine by the Township Council and enacted by one motion. Therefore, there will be no separate discussion of these items. However, if a discussion is desired on an item, that item must be removed from the consent agenda and be considered separately.

RESOLUTIONS

- [R-23-140](#) AUTHORIZING RENEWAL OF SECOND HAND DEALER LICENSE
- [R-23-141](#) AUTHORIZING RENEWAL OF MASSAGE BUSINESS/ESTABLISHMENT LICENSE
- [R-23-142](#) AUTHORIZING THE RETURN OF A PORTION OF THE PLANNING BOARD AND INSPECTION ESCROW FUNDS, CASE NO. SP-1018
- [R-23-143](#) AUTHORIZING THE ACCEPTANCE OF THE PERFORMANCE GUARANTEE, CASE NO. SD-2928F
- [R-23-144](#) AUTHORIZING THE RETURN OF UNUSED INSPECTION ESCROW FUNDS CASE NO. SD-2945
- [R-23-145](#) AUTHORIZING THE ACCEPTANCE OF A REPLACEMENT PERFORMANCE GUARANTEE AND RELEASE OF THE EXISTING PERFORMANCE GUARANTEE AND AUTHORIZING THE RE-EXECUTION OF A DEVELOPER'S AGREEMENT WITH HOWELL DEV AMS, LLC, CASE NO. SP-805 A2F
- [R-23-146](#) AUTHORITY FOR APPROVAL OF CERTAIN PURCHASES IN EXCESS OF THE BID THRESHOLD THROUGH NEW JERSEY STATE CONTRACTS AND/OR PURCHASING COOPERATIVES FOR 2023
- [R-23-147](#) AUTHORIZING A SETTLEMENT AS TO PROPERTY DAMAGES AT BLOCK NO. 144, LOT 93 AND 94, TWIN PONDS FARM, LLC
- [R-23-148](#) OVERPAYMENT REFUNDS
- [R-23-149](#) VETERAN EXEMPTION REFUNDS

RESOLUTIONS [to be voted separately]

- [R-23-150](#) AMENDING THE 2023 TEMPORARY APPROPRIATIONS, PURSUANT TO N.J.S.A 40A:4-20, PRIOR TO THE ADOPTION OF THE 2023 MUNICIPAL BUDGET
- [R-23-151](#) PROVIDING FOR TRANSFERS BETWEEN BUDGET APPROPRIATIONS CONTAINED IN THE 2022 APPROPRIATION RESERVES MUNICIPAL BUDGET

UNFINISHED BUSINESS: PUBLIC HEARING / ADOPTION OF ORDINANCES

- [O-23-06](#) **AN ORDINANCE OF THE TOWNSHIP OF HOWELL SUPPLEMENTING CHAPTER 188, ARTICLE X ZONES SUPPLEMENTING SECTION 188-77 ENTITLED HIGHWAY DEVELOPMENT 1 (HD-1) TO INCLUDE SELF-STORAGE FACILITIES AS A PERMITTED USE**
(Introduction – March 7, 2023)
(Public Hearing and Adoption – March 21, 2023)
Explanatory Statement: This ordinance modifies the Highway Development 1 (HD-1) zone by adding self-storage facilities as a principal permitted use.

O-23-07 AN ORDINANCE AMENDING CHAPTER 188 LAND USE, ARTICLE I TITLE; PURPOSE; DEFINITIONS, SECTION 4, ENTITLED DEFINITIONS AND RULES OF GENERAL APPLICABILITY OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOWELL

(Introduction – March 7, 2023)

(Public Hearing and Adoption – March 21, 2023)

Explanatory Statement: An Ordinance by the Township Council of the Township of Howell Amending Chapter 188 Land Use, Article I Title; Purpose; Definitions, Section 4, entitled Definitions and rules of general applicability of the Revised General Ordinances of the Township of Howell to add a definition for self-storage facilities.

INTRODUCTION OF ORDINANCES

O-23-08 CHAPTER 302 - SMOKING IN PUBLIC PLACES; ELECTRONIC SMOKING DEVICE USE AND SALES; TOBACCO SALES

(Introduction – March 21, 2023)

(Public Hearing and Adoption – April 4, 2023)

Explanatory Statement: An Ordinance by the Township Council of the Township of Howell Amending Chapter 302, Article II, Smoking on Public Property. Addition of Article III Retail Electronic Smoking Device Establishments & Licensing Fees, applications, display and transferability. Update on Article IV – Cigarette Vending Machines.

O-23-09 AN ORDINANCE AUTHORIZING THE PURCHASE OF 139 ASBURY AVENUE (BLOCK 174, LOT 1) IN THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

(Introduction – March 21, 2023)

(Public Hearing and Adoption – April 4, 2023)

Explanatory Statement: An Ordinance by the Township Council of the Township of Howell wishing to acquire approximately a one-half acre of land that is designated as Block 174, Lot 1 on the Township's Tax Map, more commonly known as 139 Asbury Avenue

INFORMATION AND COMMENTS BY ELECTED OFFICIALS

MEETING DATES

The next regularly scheduled Council meeting will take place on Tuesday, April 4, 2023. Executive Session at 6:00 PM and Regular Session at 7:00 PM.

ADJOURNMENT