



# Borough of Seaside Park

CODE ENFORCEMENT OFFICE

732-793-5100  
Fax 732-375-3058

The Family Resort

313 SW Central Ave. • Seaside Park, New Jersey 08752

## RENTAL APPLICATION

BLOCK \_\_\_\_\_ LOT \_\_\_\_\_

### PROPERTY OWNER'S INFORMATION (REQUIRED)

Name: \_\_\_\_\_

& Mailing: \_\_\_\_\_

Address \_\_\_\_\_

CONTACT W/ 24 HR EMERGENCY TELEPHONE #: \_\_\_\_\_

\_\_\_\_\_

E-mail (if applicable): \_\_\_\_\_

**SCHEDULING OF INSPECTION:** Inspections are completed Monday through Friday between the hours of 9:00 AM & 12:00 noon & as well as between 1:00 PM & 3:00 PM. It is the responsibility of the **PROPERTY OWNER** to schedule the required inspection and, if necessary, to arrange with the tenant or rental agent for access.

Requested Date for Inspection: \_\_\_\_\_ AM / PM (circle one)

### PROPERTY INFORMATION:

Rental Property Address: \_\_\_\_\_

ANNUAL (year round) \_\_\_\_\_ SEASONAL(April through October) \_\_\_\_\_ Number of units: \_\_\_\_\_

### TENANTS NAMES REQUIRED FOR ANNUAL RENTALS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*ALL utilities must be turned-on and operating at the time of inspection.*

**APPLICANT CERTIFICATION:** I certify that the above statements and information on this application are true and that all Borough property tax and utility payments are current at this time.

\_\_\_\_\_ Yes, I certify that I have received and read the ordinances as required in Chapter 364-6.  
(119-15 through 119-20, 119-25 through 119-28, and Ch. 314)

\_\_\_\_\_ Applicant is the Property Owner

\_\_\_\_\_ Applicant is Authorized Agent

Signature \_\_\_\_\_ Date \_\_\_\_\_

### FOR OFFICE USE ONLY:

Date Received \_\_\_\_\_ Fee Paid \$ \_\_\_\_\_ Cash [ ] Check # \_\_\_\_\_

Current/Up to date - Taxes \_\_\_\_\_ Water/Sewer \_\_\_\_\_

Number of rental units: \_\_\_\_\_

**Location Rental status of unit**

Unit 1  
 \_\_\_ Front      \_\_\_ Not Rented  
 \_\_\_ Rear      \_\_\_ Summer Only  
 \_\_\_ Upper     \_\_\_ Rented Annually  
 \_\_\_ Lower

Unit 2  
 \_\_\_ Front      \_\_\_ Not Rented  
 \_\_\_ Rear      \_\_\_ Summer Only  
 \_\_\_ Upper     \_\_\_ Rented Annually  
 \_\_\_ Lower

Unit 3  
 \_\_\_ Front      \_\_\_ Not Rented  
 \_\_\_ Rear      \_\_\_ Summer Only  
 \_\_\_ Upper     \_\_\_ Rented Annually  
 \_\_\_ Lower

Unit 4  
 \_\_\_ Front      \_\_\_ Not Rented  
 \_\_\_ Rear      \_\_\_ Summer Only  
 \_\_\_ Upper     \_\_\_ Rented Annually  
 \_\_\_ Lower

Unit 5  
 \_\_\_ Front      \_\_\_ Not Rented  
 \_\_\_ Rear      \_\_\_ Summer Only  
 \_\_\_ Upper     \_\_\_ Rented Annually  
 \_\_\_ Lower

Unit 6  
 \_\_\_ Front      \_\_\_ Not Rented  
 \_\_\_ Rear      \_\_\_ Summer Only  
 \_\_\_ Upper     \_\_\_ Rented Annually  
 \_\_\_ Lower

BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
					HEAT TYPE
BR 4	BR 5	LR			
					DATE
BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
					HEAT TYPE
BR 4	BR 5	LR			
					DATE
BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
					HEAT TYPE
BR 4	BR 5	LR			
					DATE
BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
					HEAT TYPE
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					DATE
BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
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BR 4	BR 5	LR			
					DATE
BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
					HEAT TYPE
BR 4	BR 5	LR			
					DATE
BR 1	BR 2	BR 3	TOTAL	INSPECTOR	STICKER POSTED [ ]
					HEAT TYPE
BR 4	BR 5	LR			
					DATE

**In accordance with Chapter 364-6 please read the following and sign the acknowledgement on the first page of the Rental Application.**

Chapter 119. ALCOHOLIC BEVERAGES

Article II. Use by Minors

§ 119-15. Purchase or consumption.

No minor shall purchase, accept or consume any alcoholic beverage on or upon any premises licensed to sell alcoholic beverages in the Borough of Seaside Park.

§ 119-16. Violations and penalties.

[Amended 12-20-2001 by Ord No. 1291[1]]

Any person convicted of a violation of this article shall, upon conviction, be subject to the general penalty in Chapter 1, Article II, General Penalty, of the Borough Code.

[1]:Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Article III. Consumption in Public; Open Containers

§ 119-17. Purpose.

The purpose of this article is to maintain the public health, safety and welfare of this family resort by prohibiting anyone from consuming alcoholic beverages upon any public recreation area, beach, thoroughfare or right-of-way and to prohibit establishments selling alcohol for on-premises consumption from allowing anyone to carry said beverages out of that establishment in an open container.

§ 119-18. Consumption of alcohol in public and open containers restricted; exception.

- A. It shall be unlawful for anyone to consume an alcoholic beverage upon any public recreation area, beach, thoroughfare or right-of-way.
- B. Carrying alcoholic beverages in an open container shall also be considered unlawful within this municipality.
- C. This section shall not apply to any properly licensed public function or activity sanctioned in accordance with the rules and regulations of the Division of Alcoholic Beverages of the State of New Jersey.

§ 119-19. Carrying alcohol out of licensed establishments.

It shall be unlawful and violative of this article for any person, corporation, partnership or other entity holding a plenary retail alcohol consumption license to allow any individual to leave the licensed premises and go upon a public property, place, thoroughfare or right-of-way with any alcoholic beverage, unless said alcoholic beverage is in a sealed, original container. It shall further be unlawful for any licensed establishment to serve alcoholic beverages outside of the enclosed licensed structure.

§ 119-20. Violations and penalties.

[Amended 12-20-2001 by Ord. No. 1291[1]]

Any person, corporation, partnership or other entity violating this article shall be subject to the general penalty in Chapter 1, Article II, General Penalty, of the Borough Code. Said fine or imprisonment shall be in the discretion of the judge before whom said person shall be tried and convicted. In addition, any licensed establishment shall be subject to any and all penalties invoked in connection with the rules and regulations of the Alcoholic Beverage Control Division.

[1]: Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

Article V. Consumption or Possession by Underaged Persons on Private Property

§ 119-25. Definitions.

As used in this article, the following terms shall have the meanings indicated:

**GUARDIAN**

A person who has qualified as a guardian of the underage person pursuant to a testamentary or court appointment.

**RELATIVE**

The underage person's grandparent, aunt or uncle, sibling or any other person related by blood or affinity.

§ 119-26. Consumption of alcoholic beverages by underage person on private property prohibited.

It is unlawful for any person under the legal age to, without legal authority, knowingly possess or knowingly consume an alcoholic beverage on private property.

§ 119-27. Violations and penalties.

A. Any person found guilty of violating the terms of this article shall be subject to a fine of not less than \$250 nor more than \$2,000. In addition, the court may, upon a finding of guilt, in addition to the fine authorized for this offense, suspend or postpone for six months the driving privileges of the defendant. Upon the conviction of any person and the suspension or postponement of that person's drivers license, the court shall forward a report to the Division of Motor Vehicles stating the first and last day of the suspension or postponement period imposed by the court pursuant to this section. If a person at the time of the imposition of a sentence is less than 17 years of age, the period of license postponement, including a suspension or postponement of the privilege of operating a motorized bicycle, shall commence on the day the sentence is imposed and shall run for a period of six months after the person reaches the age of 17 years. If the defendant at the time of the imposition of the sentence has a valid drivers license issued by this state, the court shall immediately collect the license and forward it to the Division of Motor Vehicles along with the report. If for any reason the license cannot be collected, the court shall include in the report the complete name, address, date of birth, eye color, and sex of the person, as well as the first and last date of the license suspension period imposed by the court.[1]

[1]:Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

B. The court shall inform the person orally and in writing that if the person is convicted of operating a motor vehicle during the period of license suspension or postponement, the person shall be subject to the penalties set forth in N.J.S.A. 39:3-40. The defendant shall be required to acknowledge receipt of the written notice in writing. Failure to receive a written notice or failure to acknowledge in writing the receipt of the written notice shall not be a defense to a subsequent charge of a violation of N.J.S.A. 39:3-40.

C. If the person convicted under this article is not a New Jersey resident, the court shall suspend or postpone, as appropriate, the nonresident driving privilege of the person based on the age of the person and submit to the Division the required report. The court shall not collect the license of a nonresident convicted under this article. Upon receipt of a report by the court, the Division shall notify the appropriate officials in the licensing jurisdiction of the suspension or postponement.

§ 119-28. Exceptions.

A. This article shall not prohibit an underage person from consuming or possessing an alcoholic beverage in connection with a religious observance, ceremony or rite or consuming or possessing an alcoholic beverage in the presence of and with the permission of a parent, guardian or relative who has attained the legal age to purchase and consume alcoholic beverages.

B. This article shall not prohibit the possession of alcoholic beverages by any underage person while actually engaged in the performance of employment by a person who was licensed under Title 33 of the revised statutes or while actively engaged in the preparation of food while enrolled in a culinary arts or hotel management program at a county vocational school or post-secondary educational institution; however, this article shall not be construed to preclude the imposition of a penalty under this section, N.J.S.A. 33:1-81, or any other section of law against a person who is convicted of unlawful alcoholic beverage activity on or at premises licensed for the sale of alcoholic beverages.

Chapter 314. NOISE

§ 314-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

COMMERCIAL AREA

A group of commercial facilities and the abutting public rights-of-way and public spaces.

COMMERCIAL FACILITY

Any premises, property or facility involving traffic in goods or the furnishing of services for sale or profit, including but not limited to:

A. Banking and other financial institutions.

B. Dining establishments.

C. Establishments for providing retail services.

D. Establishments for providing wholesale services.

E. Establishments for recreation and entertainment.

F. Office buildings.

G. Transportation.

H. Warehouses.

CONSTRUCTION

Any site preparation, assembly, erection, repair, alteration or similar action, but excluding demolition of buildings or structures.

DECIBEL (dB)

The practical unit of measurement for sound pressure level. The number of decibels of a measured sound is equal to 20 times the logarithm to the base 10 of the ratio of the sound pressure of the measured sound to the sound pressure of a standard sound (20 micropascals), abbreviated dB.

DEMOLITION

Any dismantling, intentional destruction or removal of buildings or structures.

EMERGENCY WORK

Any work or action necessary to deliver essential services, including but not limited to repairing water, gas, electricity, telephone, sewer facilities or public transportation facilities; removing fallen trees on public rights-of-way; or abating life-threatening conditions.

INDUSTRIAL FACILITY

Any activity and its related premises, property, facilities or equipment involving the fabrication, manufacture or production of durable or nondurable goods.

MOTOR VEHICLE

Any vehicle that is propelled or drawn on land by an engine or motor.

MUFFLER

A sound-dissipative device or system for abating the sound of escaping gasses of an internal-combustion engine.

MULTIDWELLING UNIT BUILDING

Any building wherein there are two or more dwelling units.

NOISE

Any sounds of such level and duration as to be, or tend to be, injurious to human health or welfare or which would unreasonably interfere with the enjoyment of life or property throughout the Borough or in any portions thereof, but excludes all aspects of the employer/employee relationship concerning health and safety hazards within the confines of a place of employment.

§ 314-2. Enforcement.

The provisions of this chapter shall be enforced by the Seaside Park Police Department or a Code Enforcement Official.

[1]:Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

§ 314-3. Maximum permissible sound levels; exemptions.

A. No person shall cause, suffer, allow or permit the operation of any source of sound on a particular category of property or any public space or right-of-way in such a manner as to create a sound level that exceeds the particular sound level limits set forth in Table 1,[1] when measured at or within the real property line of the receiving property, except as provided in Subsection B.

[1]:Editor's Note: See Table 1 below.

B. When measuring noise within a dwelling unit of a multidwelling unit building, all exterior doors and windows shall be closed, and the measurements shall be taken in the center of the room.

C. The following are exempt from the sound level limits of Table 1:

(1) Noise from domestic power tools, lawn mowers and agricultural equipment when operated, with a muffler, between the hours of 8:00 a.m. to 8:00 p.m. on weekdays and 9:00 a.m. to 8:00 p.m. on weekends and legal holidays, provided that they produce less than 85 dB at or within any real property line of a residential property.

(2) Sound from church bells and church chimes when a part of a religious observance or service.

(3) Noise from construction activity, provided that all motorized equipment used in such activity is equipped with functioning mufflers, except as provided in § 314-4B(5).

(4) Noise from snowblowers, snow throwers and snow plows, when operated with a muffler, for the purpose of snow removal.

(5) Noise from stationary emergency signaling devices that conforms to the provisions of N.J.A.C. 7:29.

(6) Noise from an exterior burglar alarm of any building or motor vehicle, provided that such burglar alarm shall terminate its operation within 15 minutes after it has been activated.

Table 1 Maximum Permissible Sound Levels by Receiving Property Category (dB)

Receiving Property Category

Another Dwelling Within a Multidwelling Unit Building	Residential	Commercial	Industrial			
Sound Source Property Category	8:00 a.m. to 8:00 p.m.	8:00 p.m. to 8:00 a.m.	8:00 a.m. to 8:00 p.m.	8:00 p.m. to 8:00 a.m.		
a.m. All Times	All Times					
Any location within a multidwelling unit building	45	40	55	50	65	75
Residential	55	50	65	75		
Commercial or public spaces or rights-of-way			65	50	65	75
Industrial	65	50	65	75		

§ 314-4. Prohibited acts.

A. No person shall cause, suffer, allow or permit to be made, verbally or mechanically, any noise disturbance. Noncommercial public speaking and public assembly activities conducted on any public space or public right-of-way shall be exempt from the operation of this section.

B. No person shall cause, suffer, allow or permit the following acts:

(1) Sound reproduction systems. Operating, playing or permitting the operation or playing of any radio, television, phonograph or similar device that reproduces or amplifies sound in such a manner as to create a noise disturbance for any person other than the operator of the device.

(2) Loudspeakers and public address systems. Using or operating any loudspeaker, public address system or similar device between the hours of 10:00 p.m. and 8:00 a.m. of the following day, such that the sound therefrom creates a noise disturbance across a residential real property line.

(3) Animals and birds. Owning, possessing or harboring any pet animal or pet bird that frequently or for continued duration makes sounds that create a noise disturbance across a residential real property line. For the purpose of this section, a "noise disturbance from a barking dog" shall be defined as that created by a dog barking continually for 10 minutes or intermittently for 30 minutes, unless provoked.

(4) Standing motor vehicles. Operating or permitting the operation of any motor vehicle, whose manufacturer's gross weight is in excess of 10,000 pounds, or any auxiliary equipment attached to such a vehicle for a period of longer than five minutes in any hour while the vehicle is stationary, for reasons other than traffic congestion or emergency work, on a public right-of-way or public space within 150 feet (46 meters) of a residential area between the hours of 8:00 p.m. and 8:00 a.m. of the following day.

(5) Construction and demolition. Operating or permitting the operation of any tools or equipment used in construction, drilling, earthmoving, excavating or demolition work between the hours of 6:00 p.m. and 8:00 a.m. of the following day on weekdays or at any time on weekends or legal holidays, provided that such equipment is equipped with a functioning muffler, except for emergency work or when the sound level does not exceed any applicable limit specified in Table 1.

§ 314-5. Exceptions.

A. The provisions of this chapter shall not apply to:

(1) The emission of sound for the purpose of alerting persons to the existence of any emergency, except as provided in § 314-3C(5) or (6);

(2) The emission of sound in the performance of emergency work; or

(3) The emission of sound in situations within the jurisdiction of the Federal Occupational Safety and Health Act.

B. Noise from municipally sponsored or approved celebrations or events shall be exempt from the provisions of this chapter.

§ 314-6. Violations and penalties. [Amended 12-20-2001 by Ord. No. 1291]

A. Violations of any provision of this chapter shall be cause for summons to be issued by the Seaside Park Police Department or a Code Enforcement Official.[1]

[1]:Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

B. Violations and penalties. Any person who violates any one or more sections of this chapter shall be subject to the general penalty in Chapter 1, Article II, General Penalty, of the Borough Code.[2]

[2]:Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

C. Other remedies. No provision of this chapter shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this chapter or from other law.