

**BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY**

**RESOLUTION 2023-250**

**RESOLUTION GRANTING PERMISSION FOR 401 MAIN STREET TO PLACE AND MAINTAIN TWO BENCHES WITHIN THE BOROUGH’S RIGHT-OF-WAY OUTSIDE THE MAIN ENTRANCE OF SAID PROPERTY ALONG MAIN STREET.**

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**Mayor Fox** offered the following Resolution and moved its adoption:

**WHEREAS**, the Borough of Bradley Beach, County of Monmouth, State of New Jersey (the “Borough”) permits property owners to place certain improvements within the municipal right-of-way to promote their businesses or improve their properties or otherwise for the benefit of the community; and

**WHEREAS**, the owner of 401 Main Street has requested to place and maintain two benches – one on each side of the main entrance to 401 Main Street – within the municipal right-of-way as an improvement to the aesthetics and for the betterment of the community; and

**WHEREAS**, the Mayor & Council find it to be in the best interests of the residents and visitors of Bradley Beach to permit the aforementioned placement of two benches along Main Street in front of the property known as 401 Main Street;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Bradley Beach, County of Monmouth, State of New Jersey authorizes the owner of 401 Main Street to place and maintain two benches – one on each side of the main entrance to 401 Main Street – within the municipal right-of-way; and

**BE IT FURTHER RESOLVED** that, prior to the installation of the benches, the owner of 401 Main Street shall execute a waiver and hold harmless in a form prescribed by the Borough; and

**BE IT FURTHER RESOLVED** that, following installation of the benches, the owner of 401 Main Street shall maintain same in good working order, and shall remove said benches upon request, at any time, in the sole discretion of the Borough.

Seconded by Councilperson Gubitosi and adopted upon the following vote:

	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Ms. DeNoble			X	
Mr. Gubitosi	X			
Ms. Mahoney	X			
Mr. Weber	X			
Mayor Fox	X			

**CERTIFICATION**

I, Erica Kostyz, Municipal Clerk, Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the October 11, 2023 Council Business Meeting.

*Erica Kostyz*

Erica Kostyz, RMC, CMR  
Municipal Clerk