

September 11, 2024

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

RESOLUTION 2024-172

RESOLUTION GRANTING PERMISSION FOR HATCH 44 CAFÉ LOCATED AT 401 MAIN STREET TO PLACE AND MAINTAIN A SANDWICH-BOARD-TYPE SIGN WITHIN THE BOROUGH RIGHT-OF-WAY IN FRONT OF SAID LOCATION.

offered the following Resolution and moved its adoption:

WHEREAS, the Borough of Bradley Beach, County of Monmouth, State of New Jersey (the “Borough”) permits businesses to place certain signage for sidewalk, freestanding and/or sandwich-board-type signs to promote their business to the community of Bradley Beach; and

WHEREAS, pursuant to Borough Code Section 450-49(H)(3), upon written request, the placement of signage upon public thoroughfares is permitted, provided that said signage meets certain requirements, and is permitted by Resolution approved by a 2/3 majority of the Borough’s Governing Body; and

WHEREAS, the landlord of 401 Main Street, Thomas J. Coan, on behalf of his tenant, Hatch 44 Café, has submitted a letter of request to place and maintain a sandwich-board-type sign upon the Borough sidewalk in front of 401 Main Street, as depicted in Exhibit A attached hereto; and

WHEREAS, the Borough Zoning Officer advises that the proposed sandwich-board-type sign complies with all required conditions contained in Borough Code Section 450-49.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Bradley Beach, County of Monmouth, State of New Jersey hereby grants the letter request of the landlord of 401 Main Street, Thomas J. Coan, on behalf of his tenant, Hatch 44 Café, to place and maintain a sandwich-board-type sign upon the Borough sidewalk in front of 401 Main Street, as depicted in Exhibit A attached hereto, upon the following terms and conditions:

- (1) The permission is granted to the property located at 401 Main Street and does not “move with the business” should the business change its location.
- (2) At all times, Hatch 44 Café and/or the landlord of 401 Main Street shall be responsible for proper placement and maintenance of the sandwich-board-type sign in the permitted location, according to the depiction attached hereto as Exhibit A.
- (3) Hatch 44 Café and the landlord of 401 Main Street agree to hold harmless the Borough of Bradley Beach for any damage to the permitted sign related to weather, accident, vandalism, or any other cause of damage.

- (4) Hatch 44 Café and the landlord of 401 Main Street agree to promptly maintain this permitted sign at all times to keep it aesthetically appealing to the public, which includes repairs, fresh paint, and consistent placement in accordance with the depiction attached hereto as Exhibit A.

Councilman Weber made a motion to withdraw this resolution, seconded by Councilwoman Mahoney

| | AYES | NAYS | ABSTAIN | ABSENT |
|--------------|-------------|-------------|----------------|---------------|
| Ms. DeNoble | X | | | |
| Mr. Gubitosi | X | | | |
| Ms. Mahoney | X | | | |
| Mr. Weber | X | | | |
| Mayor Fox | X | | | |

*****WITHDRAWN*****