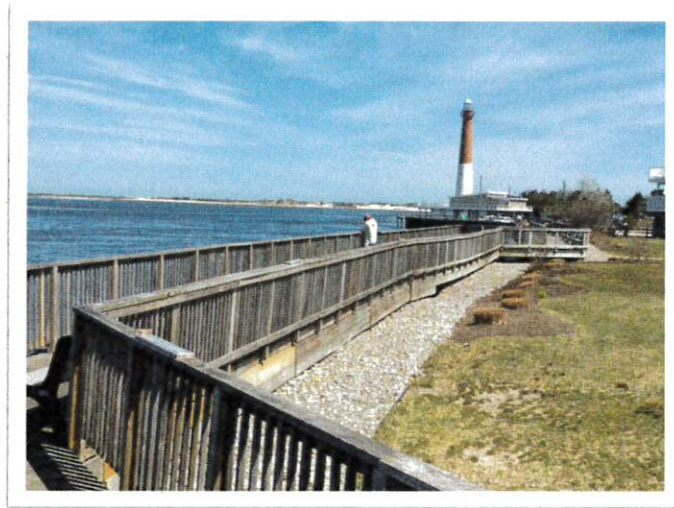


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# **Borough of Barnegat Light** **Municipal Public Access Plan**



**Submitted by: The Borough of Barnegat Light**

**Date of Current Submittal: 8/26/2016**

**Approved by the New Jersey Department of Environmental Protection:  
To be determined**

**Adoption by the Borough:  
Date will be added upon adoption**

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*Financial Assistance provided by: The Coastal Zone Management Act of 1972, as amended, administered by the Office of Coastal Management, National Oceanic and Atmospheric Administration (NOAA) through the New Jersey Department of Environmental Protection, Coastal Management Program.*

Approval of this plan does not eliminate the need for any Federal, State, County or municipal permits, certifications, authorizations or other approvals that may be required by the Applicant, nor shall the approval of this plan obligate the Department to issue any permits, certifications, authorizations or other approvals required for any project described in this plan.

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## **Introduction**

The intent of this document is to provide a comprehensive public access plan for the Borough of Barnegat Light which lays out their vision for providing access to tidal waters and shorelines within the municipal boundary. This Municipal Public Access Plan (MPAP) was developed in accordance with the Coastal Zone Management Rules at N.J.A.C. 7:7E-8.11. This MPAP was developed in collaboration with the New Jersey Department of Environmental Protection (NJDEP), and approved by the NJDEP on <date>. The development and implementation of this MPAP supports the policy of local determination of public access locations and facilities, while safeguarding regulatory flexibility and potential funding opportunities for Barnegat Light Borough.

Public rights of access to, and use of, the tidal shorelines and waters, including the ocean, bays, and tidal rivers, in New Jersey are founded in the Public Trust Doctrine. First set by the Roman Emperor Justinian around A.D. 500 as part of Roman civil law, the Public Trust Doctrine establishes the public's right to full use of the seashore.

Through various judicial decisions, the right of use upheld by the Public Trust Doctrine has been incorporated into many state constitutions and statutes, allowing the public the right to all lands, water and resources held in the public trust by the state, including those in New Jersey. The NJDEP adopted new rules governing public access on November 5, 2012 that enable municipalities to develop and adopt MPAPs to govern public access within their municipality. This MPAP consists of an inventory of public access locations, and plans to preserve and enhance access based on community needs and State standards.

In 2015, representatives from Barnegat Light Borough met with NJDEP staff to begin the public access planning process. This plan was then developed in collaboration with the NJDEP, various departments within Barnegat Light Borough and their planning consultant, Owen, Little & Associates, Inc. and was distributed for courtesy review by Planning Board and was submitted to the NJDEP on August 26, 2016. Upon receiving approval from the NJDEP on <date>, the MPAP was incorporated into the Recreation/Open Space Element of the Master Plan by resolution on <date>, see Appendix 2. All public access decisions made within Barnegat Light Borough after this date will be consistent with this plan.

## **Authority for Municipal Public Access Plans**

The premise of the authorization of MPAPs is that public access to tidal waters is fundamentally linked to local conditions. Municipalities have a better awareness and are more responsive to these conditions than a broader State "one size fits all" mandated public access plan.

The voluntary development of a MPAP by Barnegat Light Borough enables the municipality to better plan, implement, maintain, and improve the provision of public access for its residents and visitors. Also, it informs and/or identifies public access requirements associated with any proposed development or redevelopment project. The MPAP was incorporated into the Recreation/Open Space Element of the municipality's Master Plan, in accordance with the Municipal Land Use Law (N.J.S.A 40:55D).



Upon approval of the MPAP by the NJDEP and incorporation into the Master Plan, Barnegat Light Borough will be responsible for ensuring that public access to tidal waterways along the municipality's shorelines is provided in accordance with this plan. For each new public access project, Barnegat Light Borough will provide NJDEP with a letter confirming its consistency with this MPAP. Any permit issued by the NJDEP will reflect, and ensure that public access requirements are satisfied in accordance with, this plan. Per N.J.A.C. 7:7E -8.11(j)4, Barnegat Light Borough is required to submit a progress report on plan implementation to NJDEP within five (5) years from date of plan adoption.

The sections of this plan as indicated below are prescribed by the Coastal Zone Management Rules, N.J.A.C. 7:7E-8.11. See Appendix 1.

# **I. Municipal Public Access Vision**

## **A. Overview of Municipality**

The Borough of Barnegat Light is located on Long Beach Island in Southern Ocean County and is the northernmost community on the barrier island. The Borough has a year round population of 574 (2010 Census), however, the population increases dramatically in the summer months and can reach 10,000 people. With a total area of 0.852 square miles, of which 0.121 square miles is water, the Borough is situated geographically to enjoy the benefits of the associated oceanfront and bayfront shorelines. Barnegat Light Borough is void of any major industry or farmland and is considered fully developed with the exception of small infill lots or new lots created by subdivision. Given the dense population during the summer months, maintenance of existing public access locations along the Barnegat Bay, Barnegat Inlet and the Atlantic Ocean is paramount.

### **1. Public Access Description**

Public Access in Barnegat Light Borough is provided by the municipality and consists of a variety of access points and facilities including beach walkways, bathroom facilities, lifeguarded beaches, surfing and fishing beaches as well as parks, playgrounds and piers. Barnegat Light Borough protects and ensures public access through conservation easements, ordinances and beach fees. For example, many of the open spaces or areas that provide access to tidal water are regulated by the New Jersey Department of Environmental Protection's Green Acres Program and additional ordinances are in effect to guide the use of these parcels. Also, the ordinances assist in guiding development of particular parcels unregulated by the Green Acres Program and provide regulation for same. Beach fees are collected for beach users at a daily, weekly or seasonal rate and the type of tag purchased is the decision of the purchaser, not the Borough.



The overall goal of this MPAP is to establish the Borough of Barnegat Light's commitment to maintain and enhance all existing public access locations to and along tidal waterways and their shores.

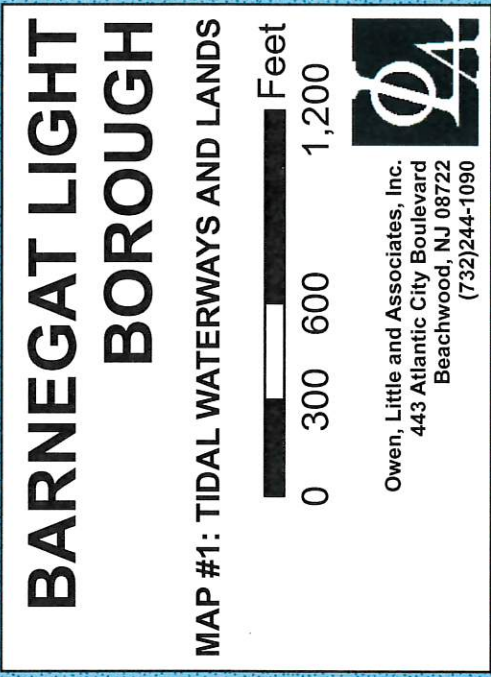
### **2. Barnegat Light Borough Tidal Waterways and Lands**



access was hindered.

Map 1 shows all the tidal waterways within the municipality and all lands held by the municipality. More specifically, Barnegat Light's tidal waterways consist of the Atlantic Ocean to its east and the Barnegat Bay to its west and the Barnegat Inlet to its north. All of the community's maritime industry relies on the navigability and access to the ocean through this inlet. The local economy would be dramatically impacted if







## B. Municipal Public Access Goals and Objectives

### 1. Goals & Objectives

- a. Participate in programs, both Federal and State, that preserve environmentally critical, sensitive or beneficial parcels of land
- b. Promote the continued balance of land uses while ensuring adequate open space and unrestricted access remains.
- c. Maintain and continue to promote a visually pleasing aesthetic along the waterfront areas
- d. Continue to upgrade existing municipal park facilities
- e. Remain motivated to increase and improve public access locations
- f. Utilize native plantings when restoring areas adjacent to tidal water
- g. Remain cognizant of stormwater runoff and its effect on the estuary
- h. Establish an Ordinance that promotes the installation of Public Access signage where appropriate
- i. Prioritize the reconstruction of vulnerable bulkheads and ensure shoreline stabilization for public safety and access


In addition to those goals outlined within the Master Plan below, Barnegat Light Borough establishes the following State required goals specifically for public access:

- j. All existing public access shall be maintained to the maximum extent practicable.
- k. Maintain safe and adequate access locations for fishing in those areas where fishing is safe and appropriate.
- l. Provide clear informative signage for access locations.

Barnegat Light's Municipal Public Access Plan embraces and reflects these goals and will help preserve, protect, and enhance the public's ability to access the Public Trust Lands which surround the community. The previous goals are compliant with the New Jersey Coastal Zone Management Rules (see N.J.A.C 7:7E-1.1 (c)).

### 2. Municipal Master Plan Consistency

The goals and objectives provided in this Municipal Public Access Plan have been reviewed and are consistent with the Barnegat Light Borough Master Plan.



*BARNEGAT LIGHT  
BOROUGH  
REPRESENTS A  
BARRIER ISLAND  
COMMUNITY THAT  
RELIES HEAVILY ON  
THE SURROUNDING  
WATERWAYS FOR  
TOURISM AND  
COMMERCE AND  
PRIDES ITSELF ON  
OFFERING MORE THAN  
30 WAYS OF ACCESS  
TO THESE DESIRABLE  
SHORES*



Specifically, the main objectives of the Municipal Master Plan state the following:

- a. **The beach is the major focus of both conservation and recreation activities in the Borough of Barnegat Light. Protection of the beach and dunes should be a primary concern of the Borough, with efforts towards beach and dune stabilization, access, visibility and maintenance.**
- b. **While the Borough may not be able to feasibly provide for new low income housing, the Borough serves the regional welfare, including the welfare of lower income families, by maintaining the quality and accessibility of the beach as a regional recreation and conservation resource and this resource should be protected.**
- c. **Conservation of existing natural resources should be an integral part of the planning process, with special attention to the constraints of environmentally critical and sensitive areas.**
- d. **The preservation of the existing open space within the Borough should be safeguarded and maintained in order to provide for a balance between development and open space areas planned and used for a variety of passive and active purposes.**
- e. **The Development Plan should emphasize the importance of conservation, protection, maintenance and enhancement of the dunes, beaches, bulkheading and other coastal water resources.**
- f. **The Development Plan should encourage the retention of municipally-owned properties for the protection of oceanfront lands, for open space and recreational purposes and for future expansion of municipal facilities.**
- g. **The existing recreational and open spaces areas should be enhanced and improved in order to promote and maximize the use and enjoyment of these areas, consistent with the 'family resort' identity of the Borough. Adequate ancillary facilities and services should be provided to serve the needs of those using the facilities.**

## II. Public Access

### A. Public Access Locations

Map 2, Barnegat Light Public Access Locations, identifies an inventory of all public access locations within the Borough, and further describes the type of access provided as well as the shoreline condition. For the purpose of this plan, the access points have been defined as follows:

Physical Access:	A location point in which a user can access and physically enter the tidal water for the purposes of swimming, fishing, kayaking or the like.
Visual Access:	A location point in which a user can not physically access the tidal water but still utilize the water way for fishing, birdwatching, photography or sightseeing. In many cases, these locations may be hindered by bulkheads or permanent barriers to alert vehicles of the street ends and intersecting waterways.
Water Access:	A location point which is reserved for islands within the municipal boundary that is accessible only by watercraft.

### B. Enhanced Public Access Locations

Map 3, Barnegat Light Borough's Enhanced Public Access Locations, provides an inventory of the existing public access locations that currently provide access to Public Trust Lands and Waters. See Appendix 3, for detailed information.

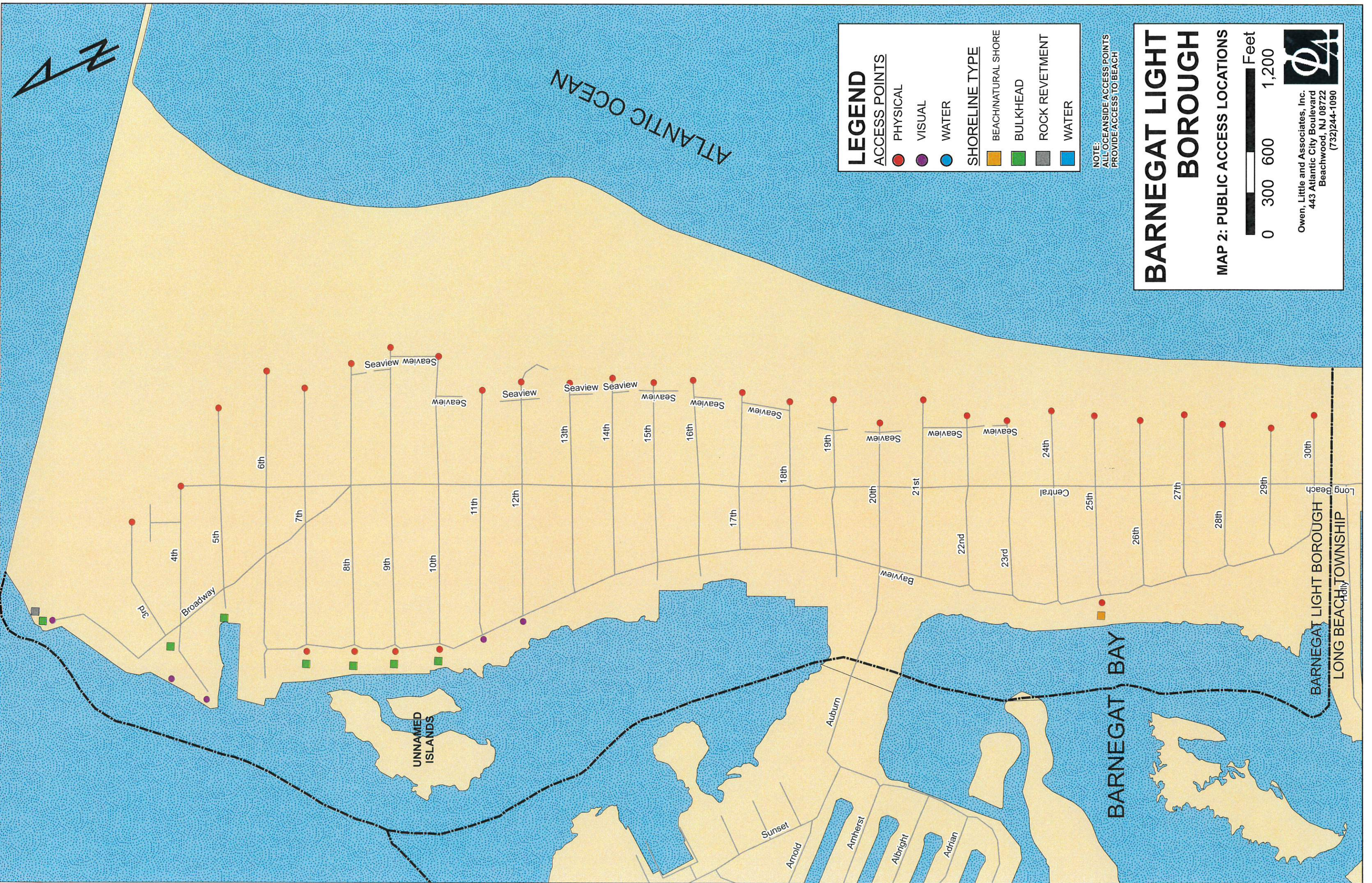


to encourage safe boating for children and non-swimmers. Bathrooms are also provided at the boat ramp.

It is evident when surveying Barnegat Light that the community values and prioritizes public access to its waterfront and strives to provide ample opportunity for residents and visitors to have access to the water ways. For example, lifejacket rental kiosks are provided at the boat ramp







**LEGEND**

**ACCESS POINTS**

PHYSICAL

VISUAL

WATER

**SHORELINE TYPE**

BEACH/NATURAL SHORE

BULKHEAD

ROCK REVETMENT

WATER

NOTE:  
ALL OCEANSIDE ACCESS POINTS  
PROVIDE ACCESS TO BEACH

**BARNEGAT LIGHT  
BOROUGH**

MAP 2: PUBLIC ACCESS LOCATIONS

0

300

600

1,200

Feet



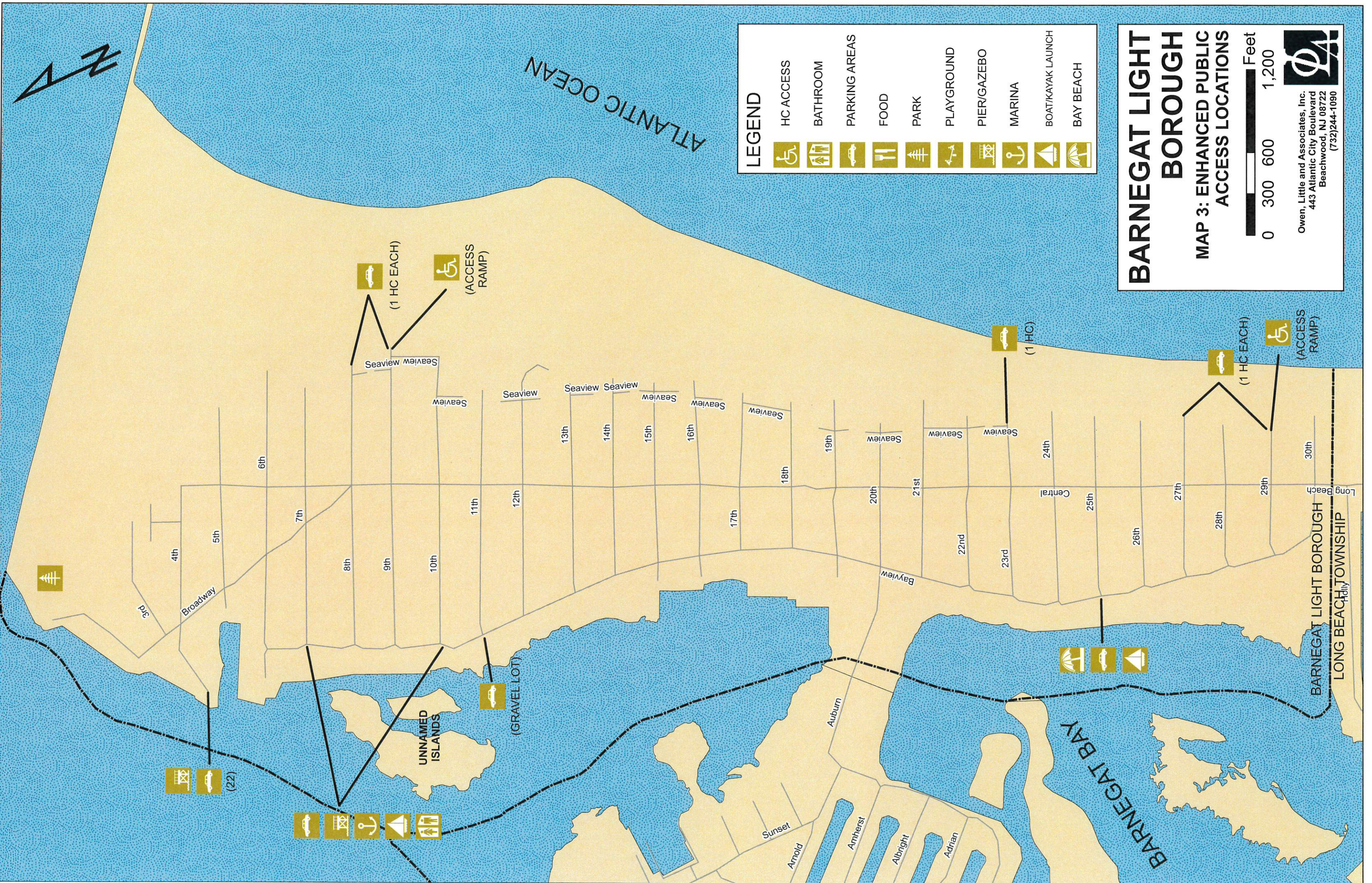
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Beachwood, NJ 08722  
(732)244-1090

UNNAMED  
ISLANDS

BARNEGAT BAY

BARNEGAT LIGHT BOROUGH  
LONG BEACH TOWNSHIP





**LEGEND**

	HC ACCESS
	BATHROOM
	PARKING AREAS
	FOOD
	PARK
	PLAYGROUND
	PIER/GAZEBO
	MARINA
	BOAT/KAYAK LAUNCH
	BAY BEACH

**BARNEGAT LIGHT BOROUGH**

**MAP 3: ENHANCED PUBLIC ACCESS LOCATIONS**

0 300 600 1,200 Feet

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Beachwood, NJ 08722  
(732)244-1090



The Barnegat Lighthouse State Park, at the north end of town, is a popular destination for climbing the lighthouse, picnicking and fishing. The Borough offers spacious beaches, surf fishing, bay fishing and crabbing. There are several options for those who like to go fishing or boating. Party boats go out daily for deep sea fishing, charter boats are available for small groups to hire, and for those who like to head out on their own in the bay there are privately held boat liveries that do daily rentals.



## C. Limitations to Public Access

Per the Physical Characteristics Analysis of the September 1991 Master Plan, *"The beach and dune areas represent a very important natural resource to the Borough, and must be protected and maintained. Public accessways across the dunes to the beaches at the ends of each street must be maintained and should be appropriately improved, but additional accessways across the dunes should be discouraged"*.

In addition, the following limitations to public access currently exist:

### 1. Temporary Restrictions

Barnegat Light provides more than 30 access points to its tidal waters and the vast majority of access points are located on bayfront street ends or ocean blocks while other access points are provided via public parks or access easements. Beach and bay areas of the Borough area are designated as protected bathing areas and defined and declared to be as follows:

- ❖ All of those areas of land along the oceanfront and bayfront owned by the Borough.
- ❖ All of those areas of land along the oceanfront and bayfront in which the Borough controls the use by easement deed or deeds.
- ❖ All other areas set apart by consent of owners where protected bathing areas have been and are established.
- ❖ Public street ends on the bay front or oceanfront.

#### a. Hours

Places of resort shall be kept open during the usual bathing season in the Borough which is generally from the last Saturday in June and including the Sunday after Labor Day. The hours when beaches shall be open are from 10:00am to 5:00 pm., prevailing time, except during inclement weather. Between the hours of 5:00 pm and 10:00 am, the beaches are open to the public but unguarded. Swimming is at your own risk and not advised.

b. Beach Badges

Barnegat Light Borough does utilize beach badges, commonly referred to as 'beach tags', to monitor beach access and establish regulation to ensure continued effectiveness of the beach and dune system as a line of defense from coastal storms. Children under the age of 12 do not require a badge.

No beach badge fee will be collected from any person in active military service in any of the Armed Forces of the United States and any persons who are active members of the New Jersey National Guard who have completed Initial Active Duty training, as well as their spouses and children over the age of 12.

Fees are also not collected from any individual attired in street clothing and not using beaches, bathing or recreational areas for swimming, sunbathing or other recreational purposes.

c. Beach Badge Fees are as follows:

Thirty dollars \$30.00 per person, per season, provided that application is made to the proper authorities prior to June 10<sup>th</sup>.

Forty dollars \$40.00 per person, per season, in the event that applications are made to the proper authorities on or after June 10<sup>th</sup>.

Twenty dollars \$22.00 per person, per week for any week or fractional part thereof of the bathing season.

All senior citizens sixty-five (65) years or older may obtain a seasonal badge for twelve dollars \$12.00 with proof of age.

Five dollars \$5.00 per person, per day, for any day or part thereof, Monday through Sunday, during the bathing season.

Gift boxed beach badges are available November through December, perfect for holiday gift giving.

All badges can be purchased on the beach from the Beach Badge Checkers, all badges are \$1.00 additional if purchased on the beach.

d. Beach Wheels:

Barnegat Light is pleased to offer a Beach Wheel Chair to any beach patron who has a mobility limiting disability. The chair has wide balloon wheels, allowing it to be pushed easily on the sand. The chairs are offered on a first come first served basis and reservations are required. There is no charge for the use of the chairs as this program is funded by donations.

e. Beach Tram:

Due to the size of the beaches, for beach patrons between 4<sup>th</sup> and 9<sup>th</sup> Streets, the Borough offers tram service. The tram picks up beachgoers on each street end, on the beach and takes them to the lifeguarded area between 9<sup>th</sup> & 10<sup>th</sup> Street. It operates the same hours as the lifeguards, 10:00am to 5:00pm. It does not operate between 1:00pm to 2:00pm with the last pickup around 4:00pm. The tram is free, however all passengers (over 11 years old) must have a current beach badge.



f. Swimming/Bathing

Bathing in the surf is prohibited during periods of storm, high wind or dangerous conditions. Swim distance is determined by the Beach Patrol Supervisor according to daily ocean and wind conditions. No person is permitted to enter or remain in the surf beyond the northerly or southerly boundaries of bathing districts as designated by red/yellow flag markers posted by lifeguards.

g. Surfing

No person shall ride or operate a surfboard in any area of the beaches not designed for that purpose. The Borough Council, by and through its Beach Committee, shall designate areas of the beaches for the use of those persons desiring to engage in surfing. In these areas, no bathing or rising shall be permitted while the areas are being used for surfing. The use of the designated surfing areas shall be subject to the control and supervision of the Beach Committee. The committee may, from time to time, change the location of the surfing areas, designate the hours of use of these areas and adopt such other regulations for the management of such areas as the public welfare may require. Any area designated for surfing purposes shall be so posted.

As of Summer 2016, surfing may commence at any area outside of a swimming area designed by flags.

h. Beach Buggies

No person shall operate a beach buggy or other motor vehicle, with the exception of authorized Borough vehicles, on any beach during the time and hours when beaches are open for bathers.

i. Boat Launching

2. Non-commercial Kayak Launching Area – All street ends are designated as non-commercial kayak launching areas. On the ocean side, kayaks may be launched only in areas designated by the lifeguards when beaches are guarded or at owners risk after guarded hours.
3. Boat Ramp – A boat ramp exists at the premises situated on the Barnegat Bay between 10<sup>th</sup> Street and Bayview Avenue. No person shall use the boat ramp area unless and until they have paid the required fee to the harbor master for a daily, a one way, or seasonal boat pass. All passes may be purchased from the harbormaster. The fees are as follows:
  - a) Daily - \$20.00
  - b) Seasonal - \$120.00
  - c) Commercial - \$200

A vessel includes jet skis or personal watercraft. Seasonal decals shall be displayed on the portside of the vessel beneath the State registration number.

j. Fishing from Beaches

No person shall surf fish, fish or crab in any area of the beaches not designated for that purpose. The borough council by and through its beach committee shall designate areas of the beaches for the use of those persons desiring to engage in surf fishing or crabbing. In these areas, no bathing shall be permitted when the areas are being used for surf fishing or crabbing. The use of the designated surf fishing and crabbing areas shall be subject to the control and supervision of the Beach Committee. The Beach Committee may from time to time change the location of surf fishing and crabbing areas, designate the hours and use of the areas and adopt such other regulations for the management of the areas as the public welfare may require. Any area designated for surf fishing and crabbing purposes shall be so posted.

k. Horseback Riding

Horses, ponies, donkeys, mules and any animals in the horse family shall not be walked or ridden on any public beach at any place within the Borough of Barnegat Light at any time.

l. Ball Playing and Like Activities

No person shall throw, bat, or catch a baseball, football, basketball or softball or engage in the playing of any game endangering the health or safety of others in protecting beach and supervised bathing areas in the borough. This subsection shall not apply to the playing of beach tennis or reasonable playing “at catch” with a soft rubber or beach ball.



m. Use of Docks

No person shall anchor, tie up or permit any boat to remain alongside any dock or public landing place on land belonging to the Borough or on any street for a longer time than two hours within any twenty four hour period.

**2. Permanent Restrictions**

There are no known restrictions to established public access points in Barnegat Light Borough.

## II. Community Needs Assessment

Barnegat Light has performed a Community Needs Assessment. The methods and results are described in the following section:

Analysis of the collected data including interviews with residents and stakeholders, site inspections and deed research indicates that adequate public access is provided to the tidal waters adjacent to Barnegat Light Borough. In addition, in the past five (5) years, Barnegat Light has initiated and completed numerous bulkhead projects at street ends to ensure shoreline stability and a safe point of access to the waterfront as well as rehabilitated or reconstructed bayside and oceanfront facilities to provide additional services to those utilizing them. In particular, a project was recently completed at 19th Street which included the construction of a new handicap walkway to the oceanfront.

The Borough has embraced a vision of providing increased passive recreational opportunities as well as waterfront access for different age groups at its Borough-owned park facilities. Improvements such as adding playground equipment, park benches and expanding beach areas where appropriate would help improve the local recreational facility offerings. The increase in seasonal population has warranted an expansion of current facilities throughout the community. Unlike other municipalities in the state, Barnegat Light is unique in that all recreational facilities can be accessed via different types of pedestrian oriented modes such as cycling or walking. In turn, this maximizes the potential use of the facilities by the local population. Municipal stakeholders feel it is important to continue park and access point rehabilitation projects to avoid a deterioration in the existing infrastructure.



Field interviews with local residents resulted in a consensus that the access to public waters was satisfactory.

### **III. Implementation Plan**

Barnegat Light Borough has created an Implementation Plan composed of Priorities, Preservation of Public Access Locations, Signage, Proposed Access Improvements and Facilities, and Municipal Tools for Implementation as described in the following section:

#### **A. Priorities**

Barnegat Light Borough has developed the following priorities:

##### **1. Maintain Existing Public Access**

The Borough Department of Public Works routinely checks access points to ensure that they are free from barriers and remain safe for users however, a Municipal Access Maintenance Plan should be developed. Additional signage may be installed at particular access points to advise the general public of their availability such as street ends on the ocean and baysides.

##### **a. Tools**

A schedule of events promoting activities with the Barnegat Bay and the Atlantic Ocean is available throughout Barnegat Light Borough and is also available online. Some of these events include bi-weekly sand sculpting contests held at the 25th Street Ocean Beach.

##### **b. Cost and Funding**

Funding is appropriated at time of budget each year. In addition, in 2008, the Borough passed a referendum to permit a one cent Open Space Tax on property owners with the goal of sustaining a fund that would permit the acquisition of land in the Borough for public use should parcels become available. The tax generates approximately \$100,000 per year in revenue. In 2015, the last piece of open space became available and the Borough spent more than \$3,000,000.00 of tax payer funds to purchase the land which was the two (2) acre site of the former U.S. Coast Guard Barracks located at the Bayview Avenue and Sixth Street. If not preserved, the land would have supported the construction of 12 homes and been a negative detriment to the community. The Borough plans to use the site as a recreational area. Although not directly on tidal water, this parcel lies directly across the road and provides ample views of the waterfront.



## **2. Preserving Public Access**

In an effort to preserve public access, Barnegat Light Borough is continuously seeking funding opportunities to assist with offsetting the cost of access point and recreational park projects.

### **a. Tools**

The community continues to budget for park and public access improvements on a yearly basis. The following projects have been completed to promote and preserve public access:

#### **1) Completed Projects**

- ❖ Acquisition of 2-acre Coast Guard Barracks to be used as Open Space. As noted previously, this parcel was purchased through a one cent open space tax and prevented the possibility of construction of 12 homes on the land. This property will be preserved and will allow additional recreational opportunities for Borough residents and visitors.
- ❖ Construction of ADA compliant ramp at 19<sup>th</sup> Street and the oceanfront

#### **2) Proposed and Ongoing Projects**

### **b. Cost and Funding**

Funding is appropriated at time of budget each year.

## **3. Proposed Locations and Facilities**

No proposed access points are presently proposed.



## B. Signage

The Borough provides signage throughout the community at each of its public access points to clearly direct users to the appropriate entrance locations. Examples of the signage is provided below:



As stated previously, it is recommended that additional signs be added at popular Bayfront street ends to advise of possible kayak or paddleboard launching.

### **C. Municipal Public Access Fund**

At this time, Barnegat Light Borough does not have a Municipal Public Access Fund in place.

### **D. Army Corps of Engineers Requirements for Shore Protection Projects**

Long Beach Island is an 18-mile barrier island in southern Ocean County, New Jersey. The area regularly suffers damages from coastal storms, hurricanes and nor'easters. The Barnegat Inlet to Little Egg Inlet Coastal Storm Risk Management project, also known as the Long Beach Island beachfill or beach nourishment program, is designed to reduce erosion and property damages associated with these events. It is a joint effort of the Army Corps and the New Jersey Department of Environmental Protection.

A Feasibility Report completed in September of 1999 recommended beachfill with periodic nourishment to reduce potential hurricane and storm damages for the island. The project involves the construction of a dune with a top elevation 22 feet above sea level with a 300-400 foot wide berm, depending on the location of the beach on the island, at an elevation of 8 feet above sea level.

The Long Beach Island Coastal Storm Damage Reduction project was only partially completed when Hurricane Sandy hit the New Jersey shore. The Army Corps completed the initial construction of the project at Surf City in 2006; Harvey Cedars in 2010; and Brant Beach between 31st and 57th Streets in Long Beach Township in 2012. The Army Corps repaired beaches in Surf City and Harvey Cedars in 2012 after Hurricane Irene, and fully restored the beaches within all three communities after Hurricane Sandy in 2013. The restoration and repair work was funded 100 percent through the Army Corps' Flood Control and Coastal Emergencies program. On December 5, 2014 the U.S. Army Corps of Engineers awarded a contract to the Great Lakes Dredge and Dock Company, for \$128 million to complete initial construction of the Long Beach Island project. This project is a joint effort of the Army Corps and the New Jersey Department of Environmental Protection.

The project includes 22 foot-high dunes and 200 foot-long beaches in Ship Bottom, Beach Haven and parts of Long Beach Township and Surf City, will encompass a total of 12.7 miles of beaches that will measure between 325 and 415 feet long, including dune berms and reconstructing beach entrances to run diagonally from the dune berm to the sand in order to prevent ocean water from funneling into local streets during future storms.

Under the project, the beach berm itself was built up to approximately eight feet above sea level. The dune system behind the beach has a top elevation of approximately 22 feet above sea level.

This project was completed in Barnegat Light in June 2015.

## **V. Relationship to the Other Regional and State Plans**

Barnegat Light's MPAP has been reviewed for consistency and has the following relationship to the New Jersey State Development and Redevelopment Plan, prepared by the New Jersey State Planning Commission and Adopted March 1, 2001:

- Coastal Resource Planning Policy #5 promotes *"well-planned and revitalized coastal communities that sustain economies, are compatible with the natural environment, minimize the risks from natural hazards and provide access to coastal resources for the public use and enjoyment."*

Barnegat Light Borough supports this policy and has initiated a Coastal Vulnerability Assessment Study of its public access points and various critical facilities to ensure community leaders and decision makers have a clear understanding of potential future hazard risk to its access locations and to provide a resource which can be utilized to develop future resiliency projects.

- Coastal Resource Planning Policy #11 seeks to *"promote recreational opportunities and public access, and encourage tourism along the oceanfront, bay front and rivers of the coastal area by protecting public access rights."*

*It is estimated that as many as 10,000 people are within the boundaries of Barnegat Light Borough on a given day in the summer months. These people are comprised of year round residents, seasonal residents, day trippers and vacationers and most all seek to enjoy the amenities associated with coastal living. Barnegat Light has established a reputation for hosting various programs focusing on its tidal waters and attracts thousands of visitors to its lighthouse and working Maritime Village.*

## **VI. Resolution of Incorporation**

Upon approval of this plan by the New Jersey Department of Environmental Protection, Barnegat Light Borough will approve a final resolution to incorporate this Municipal Public Access Plan into the Recreation/Open Space Element of the Barnegat Light Borough Master Plan. The Final Resolution will mimic the draft Resolution provided in Appendix 2 of this plan.

**APPENDIX 1**  
**Municipal Public Access Plans**  
**Required Sections per NJAC 8.11 (e)**

1. (e) 1 Statement describing overall **goal of the MPAP** and the **administrative mechanisms** (for example, conservation restrictions, easements, ordinances) that either are already in place, or that shall be put in place to ensure that the municipality will meet public access goals
2. (e) 2 Statement of **Consistency with...Master Plan**
3. (e) 3 Public access **needs assessment** that evaluates:
  - existing access locations and capacities
  - practical limitations (esp. parking and bathrooms)
  - alternatives to address any limitations determined to exist
  - need for additional locations
4. (e) 4 **Digital Map and Inventory** identifying...:
  - tidal waterways within municipality and adjacent lands held by municipality
  - existing and proposed public access ways
  - proposed public access facilities
  - identified facilities compliant with ADA
5. (e) 5 **Implementation strategy**
  - forms of proposed public access responsive to needs assessment (i)
  - comprehensive list of specific public access projects and initiatives with implementation schedule (ii)
  - proposed tools to implement the plan, including (iii)
    - i. adoption or amendment of municipal ordinances
    - ii. uses of monetary compensation (Public Access Fund), if any
  - proposed modifications to existing plans, ordinances & programs to implement MPAP (iv)
  - proposed compliance with ACOE requirements for shore protection projects [see 8.11(r)] (v)
  - cost of implementing, constructing and maintaining the access facilities proposed in the plan and specifies how this cost will be funded (vi)
  - implementation schedule (vii)
  - ordinances in place/to be adopted re signage requirements (viii)
  - measures to permanently protect public access per MPAP (ix)
  - examples/models of easements/restrictions for permanent protections (x)
  - draft resolution incorporating DEP-approved MPAP into a MP element (xi)



**APPENDIX 2**  
**Model Resolution for Incorporating MPAP into Master Plan**  
(upon adoption the final resolution will replace this model)

Resolution #\_\_\_\_\_

Title: A RESOLUTION APPROVING THE MUNICIPAL PUBLIC ACCESS PLAN

WHEREAS, the Barnegat Light Borough Municipal Public Access Plan (MPAP) was submitted to the Municipal Council and reviewed at the regular meeting of {date}, and

WHEREAS, the governing body has approved the plan as submitted, and

WHEREAS, the governing body recognizes the need to make the MPAP an authorized component of municipal decision-making by incorporating it into the municipal master plan,

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Borough of Barnegat Light, the "Barnegat Light Borough Municipal Public Access Plan," a copy of which is attached, is hereby approved.

FURTHER RESOLVED, the Municipal Public Access Plan shall be incorporated into the municipal master plan within the Recreation/Open Space Element.

FURTHER RESOLVED a copy of the plan shall be sent to the New Jersey Department of Environmental Protection for review and approval in accordance with N.J.A.C.7.7 and 7.7E.

I hereby certify the foregoing to be a resolution adopted by the *Municipal Council of the Borough of Barnegat Light* at a meeting held on {date}.

\_\_\_\_\_  
Municipal Clerk



**Appendix 3**  
**Public Access Tables**

**Part A : Barnegat Light Borough Ocean Access**

**Part B: Barnegat Light Bay Access**

PART A: Borough Of Barnegat Light Ocean Access

ID	Signs	Parking	# of Parking Spaces	Street	Badge Req'd	Swim	Fish	Surf	Playg'd	Park	Pier / Gazebo	Boat Launch	Yacht Club	Marina	Food & Drink Super Market	Rest room	Seats	H/C	Shoreline Type (Ocean, Bay, Beach, Bulkhead)	Access Type (Physical, Visual, Water)
1				3rd Street	x	x											x		Beach	Physical
2				4th Street	x	x													Beach	Physical
3				5th Street	x	x											x		Beach	Physical
4				6th Street	x	x											x		Beach	Physical
5				7th Street	x	x											x		Beach	Physical
6		x	1 HC	8th Street	x	x											x		Beach	Physical
7		x	1 HC	9th Street (Walkover)	x	x											x	x	Beach	Physical
8				10th Street	x	x											x		Beach	Physical
9				11th Street	x	x											x		Beach	Physical
10				12th Street	x	x											x		Beach	Physical
11				13th Street	x	x											x		Beach	Physical
12				14th Street	x	x											x		Beach	Physical
13				15th Street	x	x											x		Beach	Physical
14				16th Street	x	x											x		Beach	Physical
15				17th Street	x	x											x		Beach	Physical
16				18th Street	x	x											x		Beach	Physical
17				19th Street	x	x											x		Beach	Physical
18				20th Street	x	x											x		Beach	Physical
19		x	1 HC	21st Street	x	x											x		Beach	Physical
20				22nd Street	x	x											x		Beach	Physical
21		x	1 HC	23rd Street	x	x											x		Beach	Physical
22				24th Street	x	x											x		Beach	Physical
23				25th Street	x	x											x		Beach	Physical
24				26th Street	x	x											x		Beach	Physical
25		x	1 HC	27th Street	x	x											x		Beach	Physical
26				28th Street	x	x											x		Beach	Physical
27		x	2 HC	29th Street (Walkover)	x	x											x	x	Beach	Physical
28				30th Street	x	x											x		Beach	Physical



## APPENDIX 4

### Recreation and Open Space Inventory

County: OCEAN

Municipality: BARNEGAT LIGHT BORO

Block	Lot	Facility Name	Interest	Type
10	1	BARNEGAT LIGHT MUSEUM	FEE	M
10	2	BARNEGAT LIGHT MUSEUM	FEE	M
10	3	BARNEGAT LIGHT MUSEUM	FEE	M
16.01	1	DOCKING FACILITIES	FEE	M
18	21	N/A	FEE	M
18	23	NA	FEE	M
18	24	BOROUGH BALLFIELD	FEE	M
18	25	BORO BALLFIELD	FEE	M
18	26	BORO BALLFIELD	FEE	M
18	27	BORO BALLFIELD	FEE	M
18	28	BORO BALLFIELD	FEE	M
18	29	BORO BALLFIELD	FEE	M
18	30	BORO BALLFIELD	FEE	M
18	31	BORO BALLFIELD	FEE	M
18	32	BORO BALLFIELD	FEE	M
18	33	BORO BALLFIELD	FEE	M
18	34	BORO BALLFIELD	FEE	M
18	35	BORO BALLFIELD	FEE	M
18	36	N/A	FEE	M
18	37	NA	FEE	M
18	38	NA	FEE	M
18	39	NA	FEE	M
20.02	6	TENNIS AND BASKETBALL COU	FEE	M
20.03	1	PUBLIC BOAT RAMP	FEE	M
20	10	PLAYGROUND	FEE	M
20	11	PLAYGROUND	FEE	M
20	7	PLAYGROUND	FEE	M
20	8	PLAYGROUND	FEE	M
20	9	PLAYGROUND	FEE	M
22.01	1	N/A	FEE	M
24.01	1	N/A	FEE	M
29.01	1	ATLANTIC OCEAN BEACHFRONT	FEE	M
50.01	2	PUBLIC PARK	FEE	M

**APPENDIX 5**  
**Sign Ordinance**

The Borough of Barnegat Light does not have an Ordinance that regulates signage on property adjacent to tidal waters, however, as evident in the examples of signage provided within this document, the Borough effectively advertises public access at designated locations.