



# Township of Brick Municipal Public Access Plan

Approved by the NJDEP:

February 22, 2021

Adopted by the Township of Brick Planning Board:

May 26, 2021

Adopted by the Township of Brick Council:

June 22, 2021

Prepared By:

Tara B. Paxton, MPA, AICP, PP – Township Planner

Ed Peters, GIS Technician

Keith Rella, Administration & Environmental Commission

Vincent Palmieri, Planning Aide & Environmental Commission



## Township of Brick Municipal Public Access Plan

This plan was prepared with the assistance of the NJDEP NJ Coastal Management Program Office of Coastal and Land Use Planning, NJDEP and the Township of Brick Environmental Commission.

Township of Brick

**John G. Ducey, Mayor**

Township Council

Lisa Crate, President  
Andrea Zapcic, Vice President

Arthur Halloran  
Heather deJong  
Paul Mummolo  
Marianna Pontoriero

Township of Brick Environmental Commission

Tony Kono, Chairperson  
Sharon Ercoliani, Vice-Chairperson  
Rick Opiekun  
James Dulong  
Jill Kovalski  
Raymond LeChien  
Emily Robertson  
Jo Anne Lambusta (past member)  
Henry Gajda

Township of Brick Planning Board

Bernard Cooke, Chairman  
Kevin Aiello, Vice Chairman  
Brad Clayton  
Jo Anne Lambusta (past member)  
Paul Mummolo, Councilman  
Richard Gross (past member)  
Cosmo Ochiogrosso  
Eileen Della Volle (past member)  
Kevin Nugent  
William Phillipson  
George Osiopovitch

Contributing Authors

Joanne Bergin, Business Administrator  
Tara B. Paxton, MPA, PP, AICP,  
Township Planner  
Elissa Commins, PE, CME, Township  
Engineer  
Ed Peters, GIS Technician  
Keith Rella, Administration &  
Environmental Commission Secretary  
Christopher Chase, Administration  
Vincent Palmieri, Land Use Aide



This document is intended to provide a comprehensive public access plan for the Township of Brick which lays out a 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. The development and implementation of this MPAP supports the policy of local determination of public access locations and facilities, while safeguarding regulatory flexibility.



The Public Trust Doctrine, first set by the Roman Emperor Justinian around A.D. 500 as part of Roman civil law, establishes the public's right to full use of the seashore. The Public Trust Doctrine states that natural resources, including, but not limited to, tidal waterways and their shores, air and wildlife in the State of New Jersey are held by the State in trust for the benefit of all of the people. Further, the Public Trust Doctrine establishes the right of the public to fully utilize these natural resources for a variety of public uses.

The original purpose of the doctrine was to assure public access to waters for navigation, commerce and fishing. In the past two centuries, State and Federal courts in New Jersey have recognized that public uses guaranteed by the Public Trust Doctrine also include public recreational uses such as swimming, sunbathing, fishing, surfing, sport diving, bird watching, walking and boating along the various tidal shores.

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 New Jersey Department of Environmental Protection (NJDEP) encourages municipalities to develop and adopt MPAPs to govern public access within their Township of Brick. This MPAP consists of an inventory of public access locations and plans to preserve and enhance access based on community needs and State standards.

This plan has been developed in collaboration with the NJDEP, Township Planning Staff, GIS technician, Environmental Commission and presented to the Planning Board on date and approved for submission to the NJDEP on date. Upon receiving approval from the NJDEP on date, the MPAP was incorporated into the Recreation Element of the Master Plan by resolution on date, (see Appendix 1). All public access decisions made within Township of Brick after this date will be consistent with this plan.



### Importance of Municipal Public Access Plans

The premise of the authorization of MPAPs is that public access to tidal waters is fundamentally linked to local conditions. The development of a MPAP enables the Township of Brick to better plan, implement, maintain, and improve the provision of public access for its residents and visitors. It also informs and/or identifies public access requirements associated with any proposed development or redevelopment project.

Township of Brick is responsible for ensuring that public access to the tidal waters within the Township of Brick is in accordance with this plan as approved by NJDEP and adopted as part of the municipal Master Plan. For each new project that is required to provide public access through a permit issued by NJDEP under the Coastal Zone Management Rules, N.J.A.C. 7:7-1.1, the Township of Brick will provide NJDEP with a letter confirming its consistency with this MPAP. Upon adoption of this MPAP into the municipal Master Plan, the NJDEP public access requirement shall be satisfied in accordance with this plan.



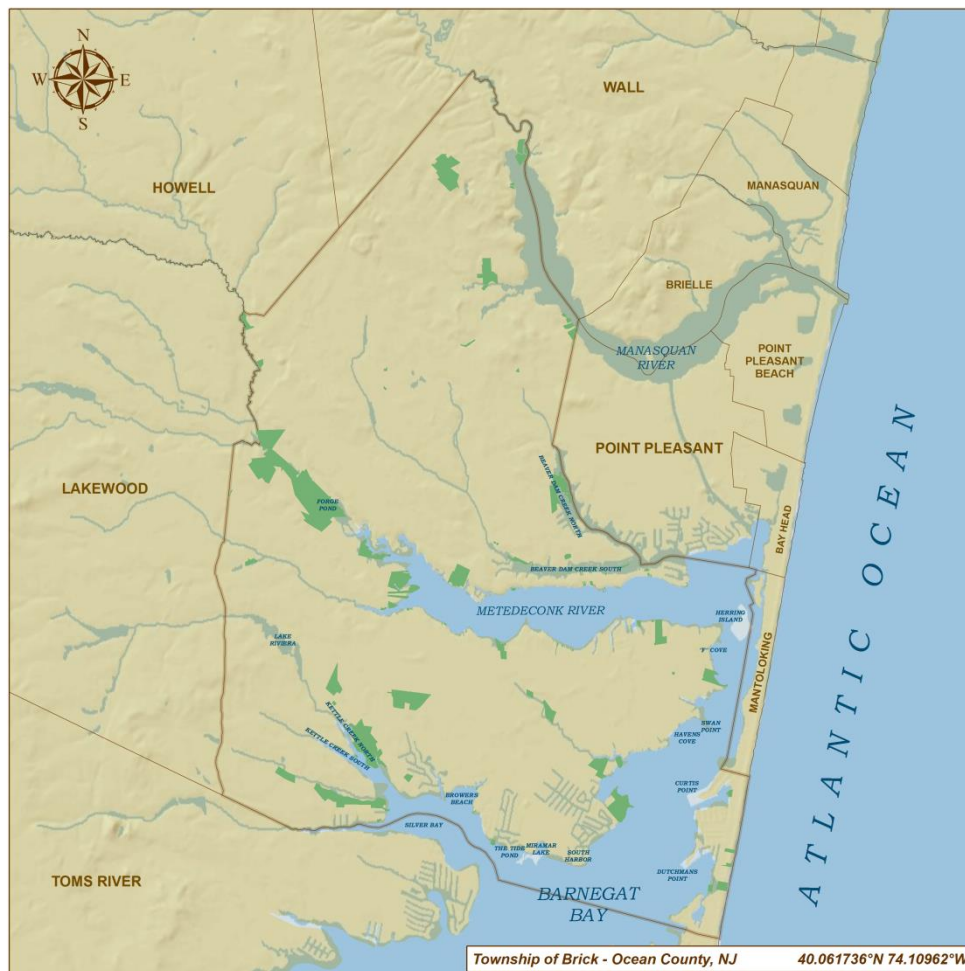


## I. Municipal Public Access Vision

### Overview of Township of Brick

The Township of Brick boasts some of the best and most beautiful recreational facilities in Ocean County. Of the more than 50 improved park facilities, more than half provide public access to rivers, streams, bays, creeks or ocean. According to the 2010 U.S. Census and 2013 American Community Survey (ACS), the Township of Brick had a total population of 75,072 people (U.S. Census) residing in 28,568 households and an average household size of 2.63 (2013 ACS). These numbers represent a modest 1.4% decrease in population since the 2000 U.S. Census estimate, which identified a Township population of 76,119 people. The median age of Township residents in 2010 was 43.6, which indicates a slightly aging population when compared to a median age of 39.4 in 2000. As of 2010, 20.7% of the population was under 18 and 17.9% were over the age of 65.

**Map 1. Township of Brick Tidal Waterways and Lands**



**Map 1** shows all the tidal waterways within the Township of Brick and all lands held by the Township of Brick.



**The Goals and Objectives of the Municipal Public Access Plan are as follows:**

- Provide sufficient active and passive recreational facilities for the existing and future populations, and update the implementation strategy in the Recreation and Open Space Facilities Plan. The Township of Brick Municipal Public Access Plan outlines active and passive recreational opportunities for various locations throughout the Township.
- Increase the amount and quality of waterfront open space
- Improve public facilities on the water to be more ADA compliant.
- Create connections with open space amenities elsewhere in the Township and across municipal boundaries
- Provide enhanced opportunities for active recreation and exercise, including canoeing, kayaking, row boating, walking, running, biking, etc.
- Promote passive use of the waterfront, through additional seating and strolling areas
- Introduce active recreation uses along the Manasquan and Metedeconk Rivers, such as kayak/canoe/rowboat concession and boat launch/takeout.
- To identify all municipally owned public waterfront access locations, amenities and type of access and potential improvements to these locations
- To identify future public access sites and improvements
- To make the Township of Brick Municipal Public Access Plan accessible on the Township of Brick website

**In addition to those goals outlined within the Master Plan, Township of Brick affirms the following State required goals specifically for public access:**

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

The Township of Brick 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 Township of Brick. The previous goals are compliant with the New Jersey Coastal Zone Management Rules broad set of coastal protection goals (see N.J.A.C. 7:7-1.1 (c)).



### Municipal Master Plan Consistency

The goals and objectives provided in this Municipal Public Access Plan have been reviewed and are consistent with Township of Brick Master Plan.

The following goals and policies are contained in the Township of Brick’s Master Plan Land Use, Recreation and Open Space & Conservation elements:

### Goals

- To serve multiple recreation and conservation purposes, such as active and passive recreation, cultural and ecological interpretation and information
- To meet the recreational needs of a wide variety of citizens
- To provide recreational needs such as outdoor games and sports facilities, bicycle trails, picnic areas, hiking and walking trails, and boating facilities
- To maintain recreational and conservation areas to be useable and enjoyed by all citizens
- To provide open space and recreation opportunities on an equal and accessible basis for all citizens

### Policies

- To provide accurate, current information on the supply, demand and need for outdoor recreation facilities and open space in Brick Township
- To foster partnerships with other government agencies and non-profit groups towards the development and acquisition of recreational areas
- To create a consistent funding source for the preservation, acquisition and maintenance of recreational and conserved areas through an Open Space Tax
- To provide consistency between the Master Plan and all other planning documents for recreation purposes
- To develop recreational properties in an orderly, planned and contiguous fashion
- To provide adequate walking and bicycling trails
- To provide public access to the water at various Township facilities for swimming, boating, fishing crabbing and passive waterfront activities





## II. Public Access

Public Access in the Township of Brick is provided by the municipality, Ocean County, State of New Jersey, U.S. Department of the Interior and some private entities and consists of a variety of access points and facilities including guarded beaches, parks, boat ramps, boat slips and docks, boardwalk, and locations to fishing and crabbing. Township of Brick protects and ensures public access through beach fees, fee simple acquisition, conservation easements and ordinances.

The Township has a number of categories of public access to the water including:

1. Existing public parks and township owned properties that lie on the tidal water;
2. Township owned Streets that terminate on tidal water;
3. Township parcels for drainage and fire lots abutting tidal water;
4. Ocean County owned properties located on tidal water in Township of Brick;
5. New Jersey owned properties located on tidal water in Township of Brick;
6. U.S. Department of Interior properties located on tidal water in the Township of Brick;
7. Marinas and privately owned beaches that provide public access to the general public.
8. Proposed Public Access described in the 2006 Township of Brick Master Plan; and
9. Privately owned properties that have public access easements located on tidal water

### Oceanfront Facilities

The Township owns and operates two ocean swimming beaches and one fishing beach located on the Barrier Island on Route 35 North. Concession facilities are available at the swimming beaches. In the summer of 2009, the Township reconstructed the Ocean Beach I concession building and now offers additional amenities for the beach-going public, including lockers, showers and new bathroom facilities. The 2018 Beach badge and parking rates are as follows:

Season Badges (on or before June 15) - \$25,  
Season Badges (after June 15)- \$30;  
Daily Wristband Badge - \$5;  
Season Parking - \$30; Daily Parking- \$5;  
Senior Citizen Parking (Season) - \$15.



In addition, surf chairs that are specially designed wheelchairs for individuals with disabilities are available for reservation on a first come, first served basis.





### **Bayfront & Riverfront Facilities**

The Township also has a number of waterfront park facilities including Bayside Park on the Barnegat Bay located on Rt. 35 South, Windward Beach Park, the host site of SummerFest events, a sandy beach on the Metedeconk River with a playground and picnic areas and a large fishing dock. The Township purchased Traders Cove Marina and Park in 2005 and has been redeveloped to make this facility a state-of-the-art park and marina with a boardwalk, gazebo, playground, fishing and crabbing facilities and a restroom/boater facility.

In addition, the Township has a large number of access points located at the end of residential roadways. These sites are largely unimproved and provide limited amenities. This plan will emphasize the improvement and installation of amenities such as signage at these locations.



### **Neighborhood Pocket Parks**

Located throughout the community are numerous neighborhood parks such as Colorado (Herbertsville) Avenue Park, Frede Park, Bay Harbor Beach Park, Lake Riviera Park, Arrowhead (Norman J. Sherman) Park, Angela Hibbard Park, Bernard J. Cooke Park, and “Hank” Waltonowski Park. The Township also has small waterfront neighborhood parks including Mallard Point Park, Bay Harbor Beach, and Cedar Bridge Manor Park.

### **Open Spaces & Bicycle Trails**

In addition to these active parks, many passive recreational activities are available at the various Open Space preservation areas located around town. Many of these facilities have walking or bicycling trails or areas just for exploring. These facilities include Saw Mill Creek and the Airport Tract. The Saw Mill Tract provides access to the Saw Mill Creek and Manasquan River and the Airport Tract provides public access to the Barnegat Bay. These conservation areas boast more than five hundred preserved acres collectively.



**Public Access Easements**

The Township of Brick has three dedicated public access easements over private lands that were required as part of NJEP Coastal Area Facility Review Act (CAFRA) permit. These sites include:

**Serenity Point** – Block 864, Lot 1.04 & 1.05 – a 12’ public access easement that is improved with a concrete sidewalk, signage, stairs, bulkhead and dock located along the Metedeconk River accessed from Fairview Drive. The lot provides access to the dock for crabbing, fishing, docking a boat from the waterside or passive recreation.



**Mantoloking Road** – Block 101, Lot 95.03 – a 8’ wide public access easement that is improved with 4’ wide asphalt pathway with a bulkhead at the waterfront at the Metedeconk River. The lot provides access for crabbing, fishing or passive recreation. Signage needs to be installed at this site.

**Beaver Dam Creek Estates** – Block 990.10, Lot 13 – an 11,000 square foot lot located at the terminus of Arjo Drive on Northeast Drive that contains 2 benches, a bicycle rack and garbage receptacles on a paver patio overlooking the Beaver Dam Creek. The lot is bulkheaded but provides access for crabbing, fishing and passive recreation. Signage needs to be installed at this site.

**Private Beach Associations**

A number of private beach associations own property on the barrier island and along the Barnegat Bay. These associations primarily provide amenities and waterfront access to their members; however, some provide daily badges. Mantoloking Dunes Club is planned to have a public access walkover structure completed as part of the US Army Corps of Engineer’s dune and beach replenishment project. In addition, access points are provided over ten other sites on the barrier island that have access to the entire 1.79 miles of beach along the Atlantic Ocean.

<u>Name of Organization</u>	
Bayview Shores Homeowners Association	Mantoloking Shores Property Owner's Association
Bel-Aire Village Property Owners Assoc.	Normandy Beach Association
Curtis Point Property Owners Assoc.	Ocean Club @ Mantoloking
Deauville Beach & Bay	Ocean Heights Association
Easy Street Condominium Association(Sand Castle)	Osprey Dunes Homeowners Association
Federation of Beach Associations	Seneca Dunes
Fisherman Dunes	Shore Acres Club, Inc.
Mantoloking Dunes Club, Inc.* Public Access Easement	South Mantoloking Beach



**Waterfront Access**

The Township has a history and commitment to provide access to the waterfront in the community. Since the first park purchase in the 1970’s of the Beach front along the barrier island to the preservation of Windward Beach, the Township has focused its preservation and improvement efforts on increasing opportunities for access to the water. Most recently, in 2006, the Township of Brick purchased Trader’s Cove Marina located at the foot of the Mantoloking Bridge. This marina was purchased through partnerships with Ocean County and NJDEP Green Acres program to provide waterfront access to the public. The property, along with Windward Beach continues to be a premier waterfront facility providing a marina, park and playground, waterfront access for passive recreation, fishing, crabbing, a public boat launch, canoe/kayak racks and facilities for rental for events such as the gazebo and lawn area.

In addition to Trader’s Cove Park & Marina, many private areas of waterfront access are available for active and passive recreation. The majority of the access points are private marinas, boat ramps and boat slips. The Township has approximately 25 private marinas that provide recreational boating and fishing access. The Township does provide for other water-related recreational activities including canoeing, swimming, fishing and crabbing at various parks and beaches throughout the municipality. The Township of Brick boasts 1.79 miles of oceanfront, 39.5 miles of river (excluding lagoons), creek and 11.93 miles of bay front, making recreational opportunities for water-related activities attainable for most residents.

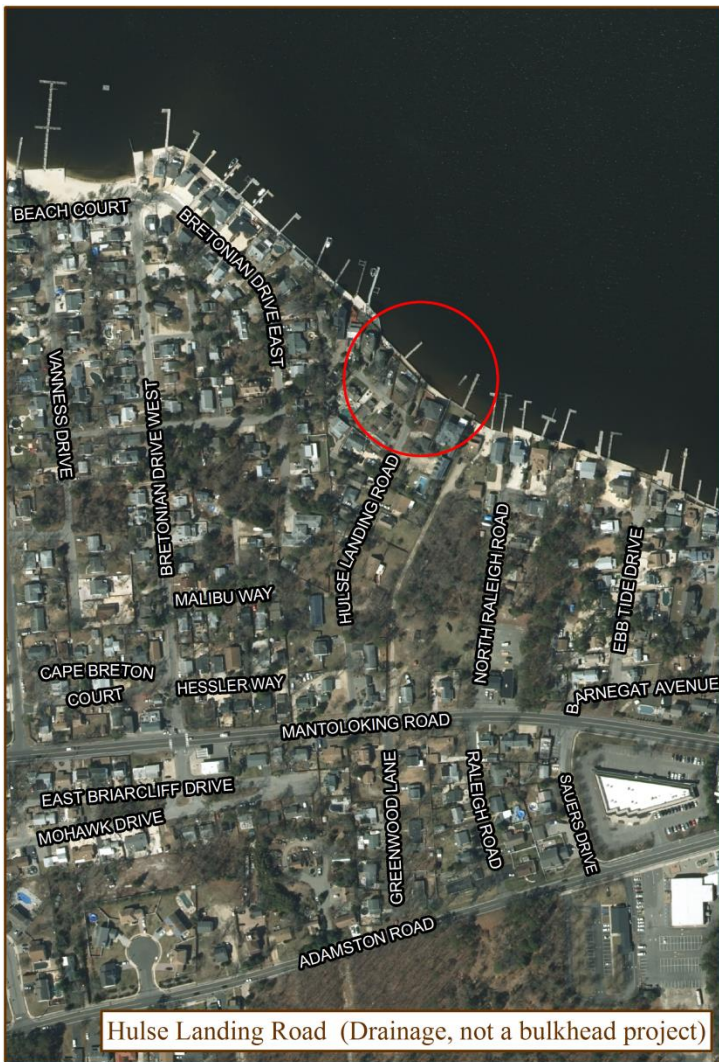
Private Marinas and Boat Basins in Brick Township 2019	
Marina	Number of Slips
Barnegat Bay Marina	125
Baywood Marina	200
Beacon 70 Marina	200
Blue Lagoon Marina	30
Brennen Boat Inc.	80
Cassidy's Marina	150
Comstock Yacht Sales & Marina	108
Cove Haven Marina	185
Cranberry Cove Marina	30
David Beaton & Sons	75
Drum Point Marina	35
Green Cove	247
Jersey shore Marina	172
Lightning Jack's Marina	76
Manasquan River Club	200
Marine Max	145
Pier 281 Marina	65
River Rock Marina	30
Safe Harbor Manasquan River	177
Sailors Quay Marina	70
Sherman's Boat Basin	35
Traders Cove Marina & Park	125
Weherlen Brothers Marina LLC	195
Wolf Creek Landing Marine	42

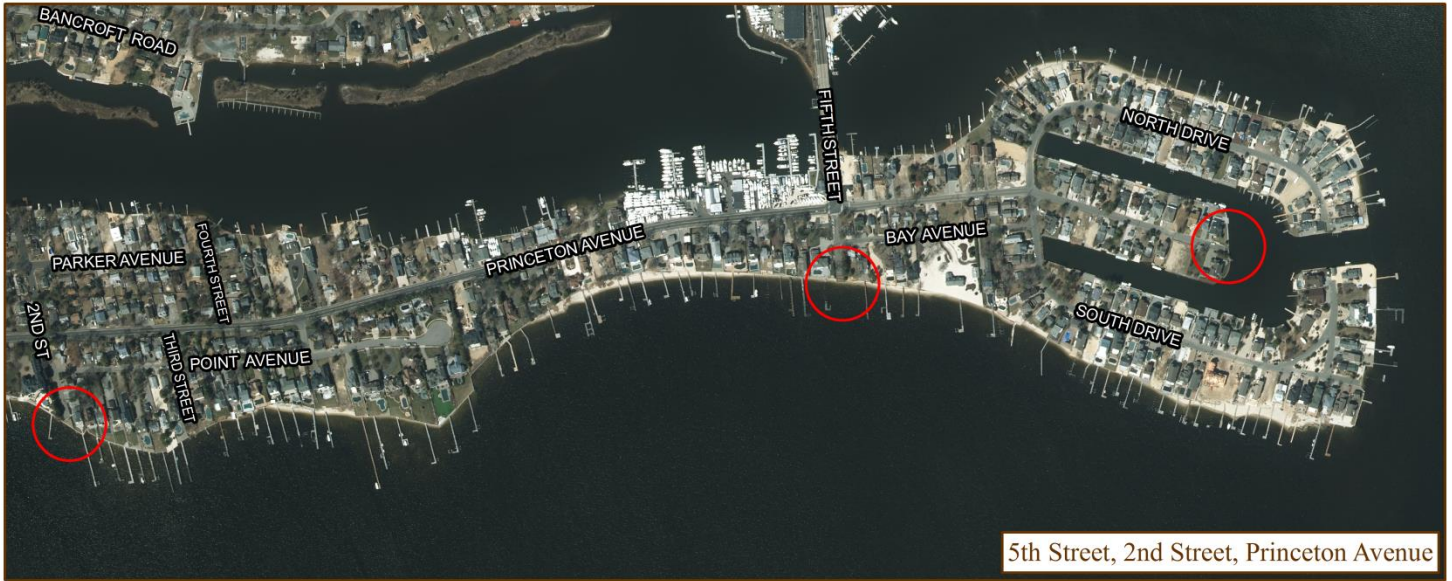


Public Access in Township of Brick is provided by the Township of Brick and consists of a variety of access points and facilities discussed below including; boat ramps, life guarded beaches, bathrooms, fishing and crabbing areas, kayak and canoe launch areas, street ends, fire stations, walkways, and more.

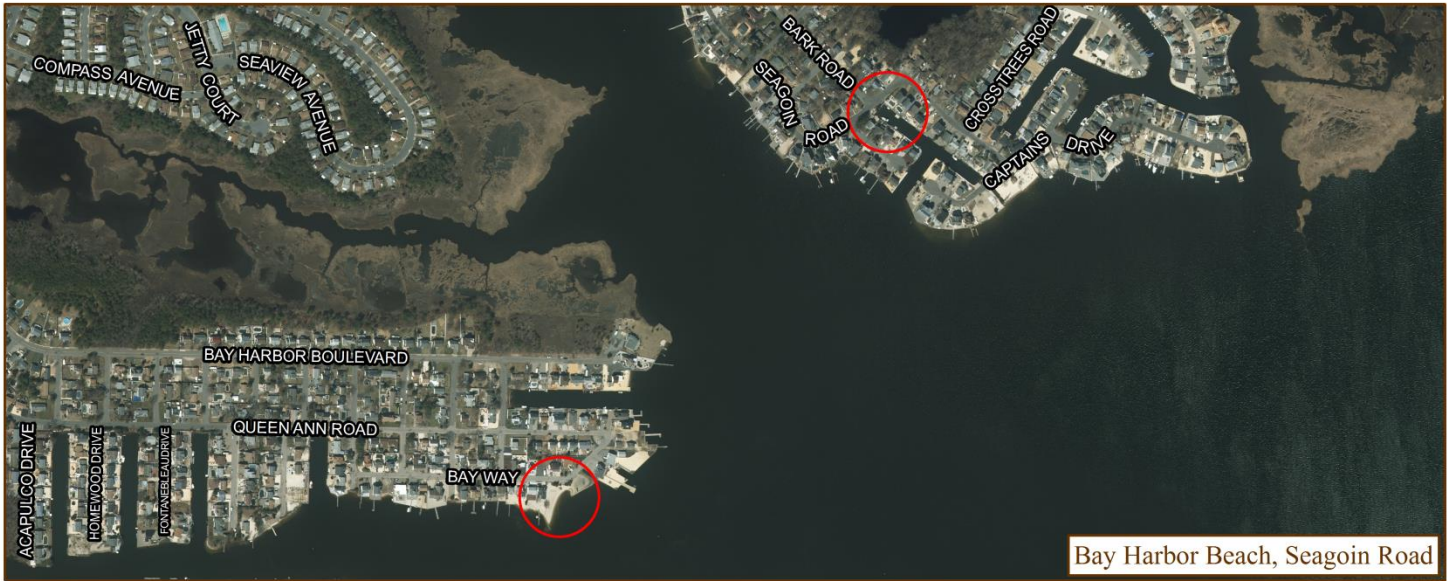
### Shore Protection Projects

The Township has completed a number of shore protection improvement projects at public park and right of way facilities over the past 5-10 years that have improved public access for fishing, crabbing or passive recreation including bulkhead and rip rap projects at the following locations: 5th Street, 2nd Street, Princeton Avenue, Bayside Park, Bay Harbor Beach, Seagoin Road, Valencia Drive, Alameda Drive – b/w East Lagoon and East Pompano, Hulse Landing Road – (Drainage, not a bulkhead project)





5th Street, 2nd Street, Princeton Avenue



Bay Harbor Beach, Seagoin Road



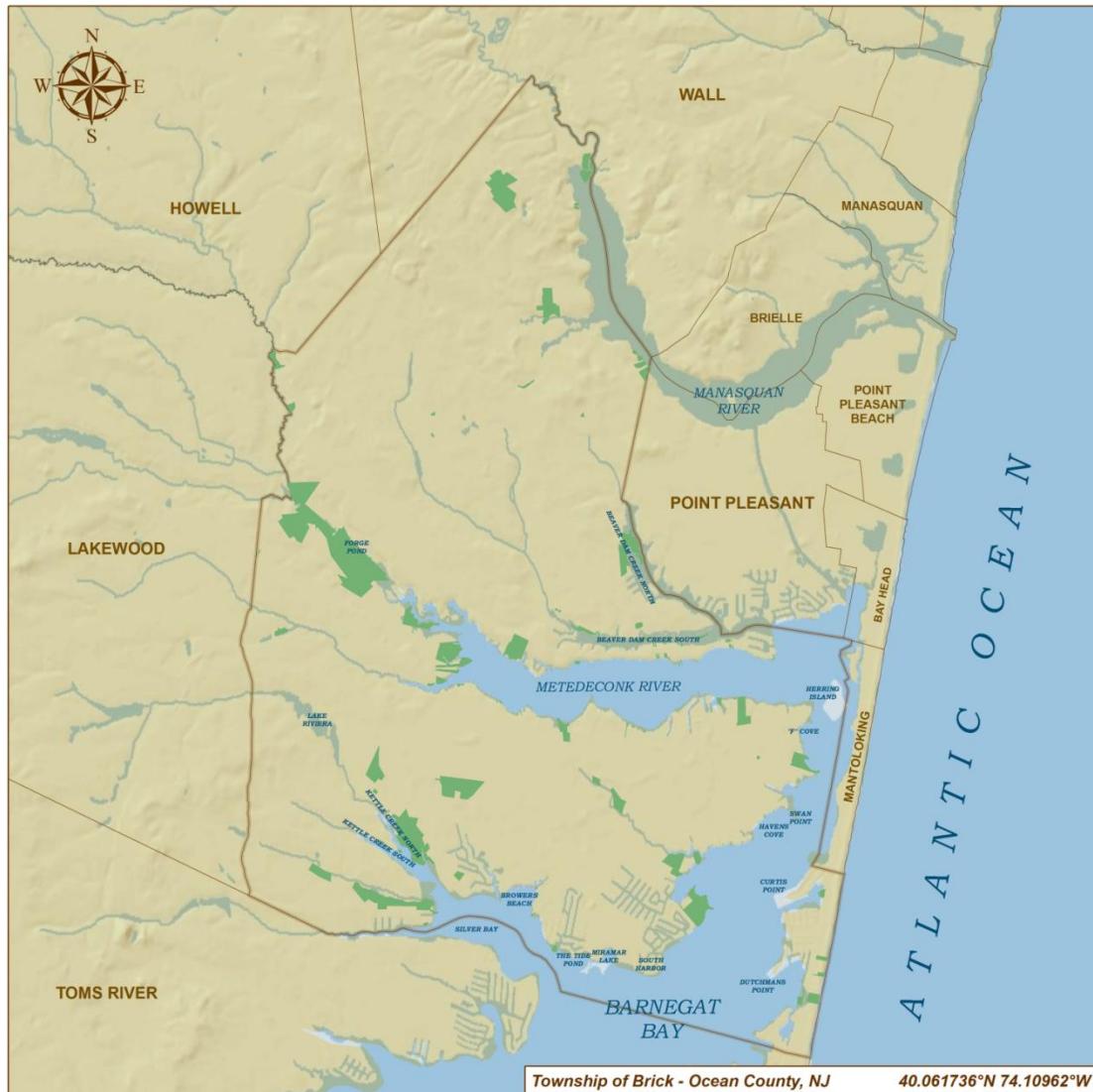
Bayside Park



In addition, the Township has a number of award winning municipal parks that have boat ramp facilities as well as swimming, canoe and kayak access, bathing beaches and passive water-related amenities. A comprehensive list of Improved Public Access Locations is described in section A & B and the associated mapping.

### Public Access Locations

**Map 2 Township of Brick Public Access Locations**, identifies an inventory of all public access locations within Township of Brick, whether they are currently Utilized, Un-utilized, or Restricted to the public, along with their attributes of improvements and activities. See Table 1, located in the Appendix, for detailed information for each location.

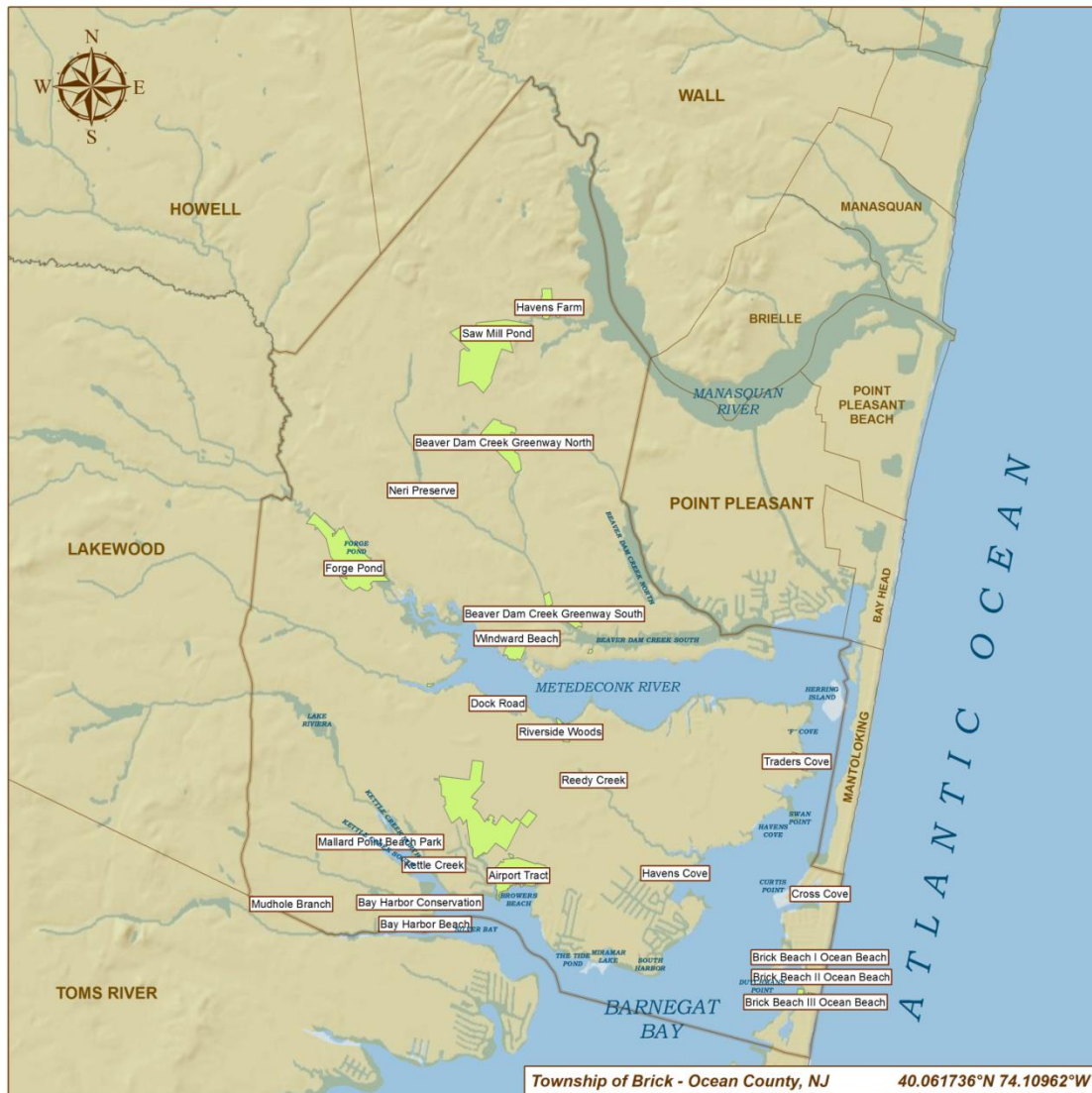


Map 2: Brick's Public Access Locations



### Improved Public Access Locations

Map 3 Township of Brick Improved Public Access Locations, provides an inventory of the existing public access locations that currently provide access to public trust lands and waters. See Table 1, located in the Appendix, for detailed information this location.



Map 3 Brick's Improved Public Access Locations

### Limitations to Public Access

The following limitations to public access currently exist:



A large number of access points to tidal waterbodies exist at municipal roadways that end at the waterfront. Many of these areas are in residential neighborhoods where parking is limited, roadways are too narrow to encourage public parking, emergency access is difficult, steep slopes make access difficult and no public restroom facilities are available. However, a goal of this plan is to identify areas where these sites can be potentially improved to the point where access can be made available through simple improvements including signage, garbage receptacles, seating and other measures.

### Temporary Restrictions

All public park and public access areas are open in the Township from dawn until dusk. In cases where construction is occurring in public areas, temporary restrictions may apply to protect the public from hazards due to that construction activity.

### Permanent Restrictions

There are several sites in the Township that are permanently restricted due to public health and safety and protection of the



environment. These sites are indicated on the mapping as Unutilized and/or Inaccessible. These sites include fire lots at the end of lagoons, areas where public parking is restricted and/or on narrow streets, and at drainage lots/basins. At each of these publically owned lands, access is limited to visual.

Active Fire Lots and Fire Lanes exist to provide access to emergency services to bodies of water in case of a fire emergency. Physical access to these areas is restricted to keep them clear of vehicles and the public to avoid obstructions for emergency access, when needed.

Drainage lots are to be kept clear at all times to ensure drainage improvements are properly maintained. Public access to these sites is also restricted permanently.





**Accessibility**

During the completion of the Community Needs Assessment, it was noted that many of the public access points have potential for improvement to be compliant with Americans with Disabilities Act (ADA). There are many sites that could have a designated parking space, signage and proper sidewalks or ADA compliant surfacing to provide amenities for those with disabilities.



**Community Needs Assessment**

Township of Brick performed a community needs assessment through a partnership with the NJ Coastal Management Program, Office of Coastal and Land Use Planning, the Township of Brick Land Use & Planning Office and Environmental Commission. The Environmental Commission began the community needs assessment by taking an inventory of all of the publically accessible water front areas in the Township. The Land Use & Planning office prepared Geographical Information System (GIS) mapping to assist the commissioners in their field investigations. The Environmental Commission created forms to record the location, type of access and comments and took photographs when they visited each site. The Commissioners visited over 130 sites and evaluated each site with regard to the type of waterfront access, the name of the waterbody, the name of the location, available parking and the type of parking, recreational amenities, restrooms, utilizing the form to the left.

**Brick Township Municipal Public Access Community Needs Assessment**

Block-Lot ID: \_\_\_\_\_ Street Address: \_\_\_\_\_

Nearest Cross Street: \_\_\_\_\_ Site ID: \_\_\_\_\_

**Description of Public Access Area**

Surface Type: Pavement \_\_\_ Sand \_\_\_ Soil/Fill \_\_\_ Stone \_\_\_ Crushed Shell \_\_\_ Other: \_\_\_\_\_

Parking: \_\_\_\_\_ Trails: \_\_\_\_\_

Access Type: \_\_\_\_\_ Handicap: \_\_\_\_\_

Watercraft Launch Access: \_\_\_\_\_ Picnic Area: \_\_\_\_\_

Fishing/Crabbing Area: \_\_\_\_\_ Concession Facilities: \_\_\_\_\_

Child Play Area: \_\_\_\_\_ Restroom or Portable Toilets: \_\_\_\_\_

Shoreline: \_\_\_\_\_

Additional Site-Specific Notes: \_\_\_\_\_

For detailed information see: Appendix 5 – Community Needs Assessment Surveys



## Implementation Plan

Township of Brick 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

Township of Brick developed the following priorities:

#### 1. Maintain Existing Public Access

The Township of Brick has a robust Parks maintenance staff of 18 trained full time employees including supervisors that is housed under the Department of Public Works. The budget for the Parks division includes \$1,165,000.00 for the operating budget and approximately \$425,000.00 in the 2019 capital budget, annually. The division maintains more than 50 park locations within the 26.2 miles of the Township of Brick. Trees, lawns, detention facilities, playgrounds, sports fields, beaches, a boat lift, boat ramp and marina are under the preview of the division.

##### a. Tools

The division of Parks Maintenance has the following maintenance vehicles and tools at its disposal to maintain all facilities including:

Riding mowers, leaf blowers, edging tools, front end loaders, chippers, tree removal and trimming tools,

##### b. Cost and Funding

As mentioned above, the Township maintains a budget of \$1,165,000.00 for the operating budget and approximately \$425,000.00 in the 2019 capital budget annually to fund staff, equipment and maintenance of the Township facilities that includes all sites that have public access to the waterfront.

#### 2. Preserving Public Access

The Township has preserved public access at all of their recreation facilities by listing them on our NJ Green Acres Recreation and Open Space Inventory that permanently deed restricts them as preserved lands that must be open to the public.

##### a. Tools

The Township maintains the preservation of these deed restricted facilities through periodic updates to the NJDEP Recreation and Open Space Inventory (ROSI).

##### b. Cost and Funding

The Township of Brick was authorized via public referendum in 2000 to levy an Open Space and Preservation tax. The tax is a 1% levy on all property owners that pay property tax in the Township. This funding source provides for the preservation and maintenance of all park facilities including those listed on the ROSI.



**3. Proposed Locations and Facilities**

The Township’s position is that we are not proposing to obtain any new public access points to the waterfront. At this time, we have numerous sites where we would like to improve access. Our goals are to promote public access to the waterfront for passive waterfront activities including kayak and canoe launching, fishing, crabbing and seating. In addition, during the survey and assessment process, it was discovered that handicapped facilities compliant with the Americans with Disabilities Act and amenities were in need. Where handicapped access exists, it can be improved or enhanced, and where it does not exist, we have identified new facilities.

**a. Tools**

The Township will utilize this plan to incorporate a section in our capital improvement planning to encourage decision makers to consider improvements to public access. In addition, to provide enhanced and new handicapped facilities, the Township has created a sub-section of this report to identify the locations where handicapped improvements are to be made and what types of facilities will be provided over a ten year period.

**b. Cost and Funding**

The Township will utilize existing funding from the Capital Budget to include signage, improvements to pedestrian and bicycle access, garbage receptacles, seating and other amenities to increase passive recreational activities. To enhance the handicapped facilities, the Township will pursue approval from the Community Development Block Grant funding to create ADA compliant parking, ramping and seating facilities at public access locations where appropriate.

Facility Name	Location	Proposed Improvements
Bayside Park	Rt. 35 South	The park is slated for redevelopment in 2018. It will have the following amenities; ADA parking, boardwalk, seating, signage, gazebo, fish stations, bulkhead, playground, etc.
Bay Harbor Beach	Bay Harbor Blvd.	ADA compliant parking , picnic tables, signage, sidewalks, etc.
Mallard Point Beach Park	Tunes Brook Rd.	ADA compliant parking , picnic tables, signage, sidewalks, etc
Cedar Bridge Manor Park	Manor Dr.	ADA compliant parking , picnic tables, signage, sidewalks, etc
Windward Beach	Princeton Ave.	ADA compliant parking , picnic tables, signage, sidewalks, etc
All waterfront park locations and Various Right-of-Way Ends	Various	Signage compliant with N.J.A.C. 7:7-16.9(u) produced by the Township’s sign shop over a 5 year period



**B. Signage**

Township of Brick has provided the following with regard to signage:

N.J.A.C. 7:7-16.9(u) requires that public access to tidal waterways and their shores shall be clearly marked. The Township has proposed an amendment to the Municipal Code, Land Use Development Regulations, §245-314 to require public access signage. Please see Appendix 4.



Department-approved public access signs shall be installed at each public access way, public access area and/or public parking area at the development site and maintained in perpetuity by the permitted entity and its successors in title and interest. The Township of Brick public access sites are all required to display signage under N.J.A.C. 7:36. A comprehensive plan of the installation of new signage will be incorporated as part of this plan.

The Township of Brick, Department of Public Works has a sign shop that produces high quality signage that the Township can create and install. Signage compliant with the new ordinance will be rolled out as follows:

Public Access Area	Timeline of Signage Installation
Municipal Parks, beaches & playgrounds located on the waterfront	2021-2022
Public Access Easements	2022-2023
Public Right-of-Way Street Ends	2023-2024
Un-utilized or Inaccessible Areas – Private Beach Access	Signs provided by beach associations

**C. United States Army Corps of Engineers (USACE) Requirements for Shore Protection Projects**

Township of Brick has met the USACE Requirements as follows:

The Township obtained an USACE permit for in-water work done at the Traders Cove Park & Marina and maintains not only a NJDEP Green Acres deed restriction for public access but a USACE easement for conservation along the lagoon portion of the site where the boardwalk is located.

In addition, the Township was the recipient of an USACE shore protection beach replenishment and dune construction project along the entire oceanfront. The Township worked for five years to obtain all of the easements necessary from homeowners to provide public access after the completion of the project and has an approved public access plan for dune walkover structures.



The USACE will be constructing public walk overs as part of the project. In order to be considered a public walk over, the public must be able to get to the access from a public right of way to the beach. In accordance with the Public Trust Doctrine, access must be provided from the beach at a minimum of every half-mile, so that someone on the beach does not have to travel more than a quarter-mile to get off of the beach. Two public access point are in the process of being obtained by condemnation in the north end of town in order to meet the USACE requirements. Brick Township’s public access points have been designated as:

OWNER	BLK/ LOT - ROW	PUBLIC / PRIVATE	LOCATION / ST. NAME	SURVEY & CONSTR.	CROSS-OVER TYPE	FT.
Brick Township LP	64/10	Private – Easement Provided (Encl.)	Route 35 N	278+07	Pedestrian	10
Mantoloking Dunes Club	58/8	Private-with Required NJDEP Public Access LURP 1506-07-00071.1 (Encl.)	Dune Ave	299+78	ADA	10
TOWNSHIP OF BRICK- Beach 1	42.05/1	PUBLIC	Beach 1	320+99	Vehicular	15
TOWNSHIP OF BRICK-Beach 2	42.01/1	Public	Beach 2	329+57	Pedestrian	10
Private Property Owner	39/4.04, 4.05	Private w/ Access Easement. Provided (Encl.)	Osprey Lane	334+10	Pedestrian	10
TOWNSHIP OF BRICK- Beach 3	37/10	Public	Beach 3	339+75	Vehicular	15
TOWNSHIP OF BRICK- Beach 3	37/10	Public	Beach 3	341+71	ADA	10
Seneca Dunes	36/31	Private with Public access via easement	Ocean Club	347+65	Pedestrian	10
TOWNSHIP OF BRICK	ROW	Public	Eighth Ave	365+20	Pedestrian	10
TOWNSHIP OF BRICK	ROW	Public	Seventh Ave	367+61	Pedestrian	10
TOWNSHIP OF BRICK	ROW	Public	Sixth Ave	370+10	Pedestrian	10

**Relationship to the Other Regional and State Plans**

Township of Brick MPAP has been reviewed for consistency and has the following relationship to other Regional and State Plans:

Township of Brick’s MPAP has been reviewed for consistency and has the following relationship to other Regional and State Plans: The Township of Brick Municipal Public Access Plan has utilized goals and objectives from its 2007 Master Plan and 2016 Master Plan Update. The 2006 Master Plan reviewed consistency and relationship with the adjoining municipal plans, Ocean County Master Plan and the State Development and Redevelopment Plan. The Township is not proposing any zoning modifications. Public Access in beaches and bay areas that border Brick, Mantoloking, and Point Pleasant already exist and there are no new sites or activities proposed. There is no zone change proposed. Brielle, Wall, Howell, Lakewood, Point Pleasant and Mantoloking directly border Township of Brick. There are no public access locations proposed for the areas that directly border these municipalities.

## **VI. Resolution of Incorporation**

Draft Resolution of Incorporation included in Appendix 1

## **VII. Ordinances**

The Township of Brick currently regulates and provides funding for the creation and maintenance of public access to the waterfront through a number of ordinances including:

Chapter 53 – Open Space Trust Fund

Chapter 110 – Beaches and Waterfront Areas

Chapter 162 – Dune Preservation

Chapter 245 – Draft Public Access Sign Ordinance

Chapter 318 – Parks & Recreation Areas

Chapter 357 – Smoking on Beaches

Chapter 460 – Article I Municipal Parks & Beaches

As stated above, the Township will comply with the state requirement for signage in conformance with N.J.A.C. 7:7-16.9(u) that requires that public access to tidal waterways and their shores shall be clearly marked.

All of the ordinances listed above are included in the appendix.

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.



**APPENDIX 2**  
**PUBLIC ACCESS TABLE**

**Table 1 Brick Township Public Access Location Amenities**

ID	SIGNS	PARKING	STREET	CROSS_STREET	BADGE	SWIMMING	FISHING	SURFING	PLAYGRD	PARK	PIER	BOATLNCH	MARINA	RESTRM	H_C	SHORE-LINE	ACCESS_TYPE
B00	YES	STREET, FREE	CHANNEL DR	BAYVIEW DR	NO	NO	YES	NO	NO	NO	NO	YES	NO	NO	NO	BAY	FISHING, BOAT
B01	NO	STREET, FREE	CHANNEL DR	BAYVIEW DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	FISHING
B02	NO	STREET, FREE	DRUM POINT RD	PAUL JONES DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	FISHING
B05	NO	STREET, FREE	KNOLL CREST AVE	BAY SHORE DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	FISHING
B06	NO	STREET, FREE	ROCHESTER DR	HAMILTON DR	NO	YES	YES	NO	NO	NO	NO	YES	NO	NO	NO	BAY	BEACH, FISHING, BOAT
BI00	YES	STREET, FREE	RT 35 SOUTH	BAY AVE SOUTH	NO	YES	YES	NO	NO	NO	NO	???	NO	NO	NO	BAY	BEACH, FISHING
BI01	NO	NO	NORTH BAY DR	BAY BLVD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	FISHING
BI02	YES	LOT, PAY	RT 35 SOUTH	SANDERLING LN	NO	NO	YES	NO	YES	YES	NO	NO	NO	NO	PARKING, RAMP	BAY	FISHING
BI03	NO	STREET, FREE	OCEAN TERRACE	SIXTH AVE	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	OCEAN	BEACH, FISHING
BI04	NO	STREET, FREE	OCEAN TERRACE	SEVENTH AVE	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	OCEAN	BEACH, FISHING
BI05	NO	STREET, FREE	OCEAN TERRACE	EIGHTH AVE	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	OCEAN	BEACH, FISHING
BI06	YES	LOT, PAY	RT 35 NORTH	SANDERLING LN	YES	YES	YES	YES	NO	NO	NO	NO	NO	YES	PARKING, RAMP, RESTROOM	OCEAN	BEACH, FISHING
BI07	NO	STREET, FREE	OSPREY LN	OSPREY LN	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	OCEAN	BEACH, FISHING
BI08	YES	LOT, RESTRICTED	RT 35 NORTH	BELAIR RD	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	OCEAN	BEACH, FISHING
BI09	YES	LOT, PAY	RT 35 NORTH	FALLS RD	YES	YES	YES	YES	NO	NO	NO	NO	NO	YES	PARKING, RAMP, RESTROOM	OCEAN	BEACH, FISHING
BI10	NO	NO	SUNSET LANE NORTH	BAY AVE SOUTH	YES	YES	YES	YES	NO	NO	NO	NO	NO	NO	NO	OCEAN	BEACH, FISHING
CQ00	NO	STREET, FREE	STARBOARD RD	SEAGOIN RD	NO	YES	YES	NO	NO	NO	NO	YES	NO	NO	NO	BAY	BEACH, FISHING, BOAT
CQ01	YES	STREET, FREE	MIZZEN RD	BINNACLE RD	NO	NO	NO	NO	NO	NO	NO	YES	NO	NO	NO	BAY	BOAT
CQ02	NO	STREET, FREE	ROYAL DR	TILLER LN	NO	NO	NO	NO	NO	NO	NO	YES	NO	NO	NO	BAY	BOAT
FP00	NO	LOT, FREE	RT 70 WEST	FORGE POIND RD	NO	YES	YES	NO	NO	NO	NO	YES	NO	NO	NO	RIVER	BEACH, FISHING, BOAT
FP01	NO	LOT, FREE	RT 70 WEST	FORGE POIND RD	NO	YES	YES	NO	NO	NO	NO	YES	NO	NO	NO	RIVER	BEACH, FISHING, BOAT
KC00	NO	STREET, FREE	ACAPULCO DR	QUEEN ANN RD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	BEACH, FISHING
KC01	NO	STREET, FREE	HOMEWOOD DR	QUEEN ANN RD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	FISHING
KC02	NO	STREET, FREE	FONTAINEBLEAU DR	QUEEN ANN RD	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	BAY	VISUAL
KC03	NO	STREET, FREE	SUNNYDALE DR	QUEEN ANN RD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	FISHING
KC04	NO	STREET, FREE	BROOKFILED DR	QUEEN ANN RD	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	BAY	VISUAL
KC05	NO	STREET, FREE	GREENVILLE DR	BAY WAY	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	BAY	VISUAL
KC06	NO	STREET, FREE	LAWNDALE DR	BAY WAY	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	BAY	VISUAL
KC07	YES	LOT, FREE	BAY WAY	BLUE CEDAR DR	NO	NO	YES	NO	YES	YES	NO	NO	NO	NO	NO	BAY	FISHING
KC08	YES	LOT, FREE	TUNES BROOK DR	SWAN RD	NO	YES	YES	NO	YES	YES	NO	NO	NO	NO	NO	BAY	BEACH, FISHING
KC09	NO	STREET, FREE	PLEASANT DR	SAGER RD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	BEACH, FISHING
KC10	NO	STREET, FREE	PLEASANT DR	SAGER RD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	BEACH, FISHING
MQR01	NO	LOT, FREE	SAWMILL RD	HERBERTSVILLE RD	NO	NO	YES	NO	NO	YES	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MQR02	YES	STREET, FREE	RIVIERA DR	RT 70 EAST	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR00	YES	LOT, FREE	MANTOLOKING RD	ADAMSTON RD	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	BAY	BEACH, FISHING



**Table 1 Brick Township Public Access Location Amenities**

ID	SIGNS	PARKING	STREET	CROSS_STREET	BADGE	SWIMMING	FISHING	SURFING	PLAYGRD	PARK	PIER	BOATLNCH	MARINA	RESTRM	H_C	SHORE-LINE	ACCESS_TYPE
MR01	YES	STREET, FREE	MANTOLOKING RD	BEATON ROAD	NO	NO	YES	NO	YES	YES	NO	YES	YES	YES	PARKING, RAMP, RESTROOM	BAY	FISHING, BOAT
MR02	NO	STREET, FREE	TILTON RD	WEST MANTOLOKING DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
MR04	NO	STREET, FREE	BROWER DR	TWILIGHT DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
MR05	NO	STREET, FREE	SCHEIBER DR	TWILIGHT DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR06	NO	STREET, FREE	MOREY LN	BARNEGAT AVE	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR07	NO	STREET, FREE	RIVERVIEW DR	BARNEGAT AVE	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR08	NO	STREET, FREE	EBB TIDE DR	BARNEGAT AVE	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR09	NO	STREET, FREE	NORTH RALEIGH RD	MANTOLOKING RD	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
MR10	NO	STREET, FREE	HULSE LANDING RD	ELLIOT LN	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
MR11	YES	LOT, FREE	MANTOLOKING RD	VANADA DR	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR12	NO	STREET. FREE	DOCK RD	OXFORD RD	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
MR13	NO	STREET. FREE	PINEHURST RD	CEDAR RD	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL
MR14	NO	STREET. FREE	CLUB HOUSE PLAZA	COMMUNITY DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
MR15	NO	STREET. FREE	LAUREL AVE	COMMUNITY DR	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL
MR16	NO	STREET. FREE	PIEL AVE	MANTOLOKING RD	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL
MR17	NO	STREET. FREE	MANCHESTER AVE	MANTOLOKING RD	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL
MR18	NO	NO	GLENWOOD AVE	MANTOLOKING RD	NO	NO	NO	NO	NO	NO	NO	YES	NO	NO	NO	RIVER	BOAT
MR19	NO	STREET. FREE	HOOPER AVE	MANOR DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
MR20	NO	STREET. FREE	MANOR DR	EASTERN LANE	NO	YES	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	BEACH, FISHING
PA00	NO	STREET, FREE	RIVER AVE	STURDY ST	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL
PA01	YES	LOT, PAY	CHALLENGER WAY	PRINCETON AVE	YES	YES	YES	NO	YES	YES	YES	YES	NO	YES	PARKING, RAMP, RESTROOM	RIVER	BEACH, FISHING, BOAT
PA02	NO	STREET, FREE	ISLAND DR	CHEROKEE LN	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA03	NO	STREET, FREE	CAYUGA LN	IRIQUOIS DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA05	NO	STREET, FREE	SECOND ST	PRINCETON AVE	NO	NO	YES	NO	NO	NO	NO	YES	NO	NO	NO	RIVER	FISHING, BOAT
PA06	NO	STREET, FREE	THIRD ST	PRINCETON AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA07	NO	STREET, FREE	ARLINGTON ST	PRINCETON AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA08	NO	STREET, FREE	FIFTH ST	PRINCETON AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA09	NO	STREET, FREE	SOUTH DR	BAY AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA10	NO	STREET, FREE	PRINCETON AVE	SOUTH DR	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA11	NO	STREET, FREE	NORTH DR	PRINCETON AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA12	NO	STREET, FREE	ARLINGTON ST	PRINCETON AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA13	NO	STREET, FREE	FOURTH ST	PARKER AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA14	NO	STREET, FREE	SECOND ST	PARKER AVE	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	FISHING
PA15	NO	STREET, FREE	MIDSTREAMS RD	CARROLL FOX RD	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL
PA16	NO	STREET, FREE	RAINBOW DR	BLUEFIN DR	NO	NO	YES	NO	NO	YES	NO	NO	NO	NO	NO	RIVER	FISHING
PA17	NO	STREET, FREE	MERIDIAN DR	RAINBOW DR	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	RIVER	VISUAL



**APPENDIX 3**

**ROSI**





**APPENDIX 4**

**Ordinances**

13-21  
ORDINANCE

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK,  
COUNTY OF OCEAN AND STATE OF NEW JERSEY AMENDING AND  
SUPPLEMENTING SECTION 245-314 OF THE TOWNSHIP LAND USE CODE  
ENTITLED "PROHIBITED, EXEMPT AND PERMITTED SIGNS"**

**NOW THEREFORE BE IT ORDAINED** by the Township Council of the Township of Brick, in the County of Ocean, State of New Jersey, as follows:

**SECTION 1.** §245-314 of the Codified Ordinances of the Township of Brick is hereby amended and supplemented to designate public access signs as exempt signs. The amendment to §245-314 shall read as follows:

**§245-314. Prohibited, exempt and permitted signs.**

B. Exempt signs.

(1) Governmental signs; erected or authorized by a governmental unit.

a. Public Access Signs.

1. Public Access shall be provided in accordance with the lands and waters subject to public trust rights rule, N.J.A.C. 7:7-9.48, and the public access rule, N.J.A.C. 7:7-16.9;
2. Public Access signs shall be provided at public areas to clearly direct the public to points of access to tidally flowed waterways.
3. The Municipality shall provide public access signage at all public access areas to clearly identify where public access is permitted and where public access is prohibited.
4. The Township Public Works Department will be responsible for the erection and maintenance of all public access signage.

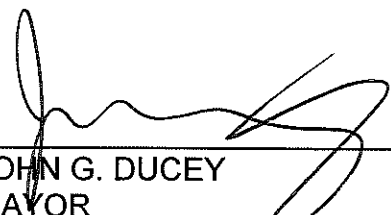
**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** This ordinance shall take effect after second reading and publication as required by law.

**NOTICE**

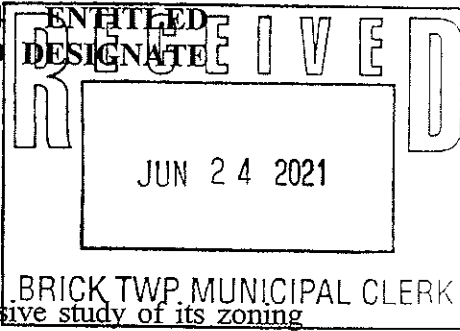
**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Council on first reading at a meeting of the Township Council of the Township of Brick held on the 22<sup>nd</sup> day of June, 2021, and will be considered for second reading and final passage at a regular meeting of the Township Council to be held on the 13<sup>th</sup> day of July, 2021 at 7:00 p.m., at the Municipal Building, located at 401 Chambers Bridge Road, Brick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

  
JOHN G. DUCEY  
MAYOR

Agenda #	Date
5-5	6/22/21
5-5	7/13/21
Agenda #	Date

REPORT ON LAND USE AMENDMENTS AMENDING AND SUPPLEMENTING THE TOWNSHIP CODE OF THE TOWNSHIP OF BRICK SO AS TO AMEND CHAPTER 245-314 ENTITLED "PROHIBITED, EXEMPT AND PERMITTED SIGNS" TO DESIGNATE PUBLIC ACCESS SIGNS AS EXEMPT SIGNS



RESOLUTION OF APPROVAL R-25-2021  
PLANNING BOARD, TOWNSHIP OF BRICK

WHEREAS, the Township of Brick has conducted a comprehensive study of its zoning land use ordinances; and

WHEREAS, the Council of the Township of Brick has passed, on first reading, the attached Ordinance which provides for amending and supplementing the Township Code of the Township of Brick so as to amend Chapter 245-314 entitled "Prohibited, Exempt and Permitted Signs" to designate public access signs as exempt signs; and

WHEREAS, the Ordinance (**see attached**) has been referred to the Planning Board of Brick Township, in accordance with the referral powers provided by *N.J.S.A.* 40:55D-26 and 64; and

WHEREAS, the Planning Board of Brick Township has fully examined the Township Ordinance (**see attached**) and finds that the same is consistent with the Brick Township Master Plan, and recommends the adoption of same.

NOW, THEREFORE, BE IT RESOLVED by the Brick Township Planning Board that the attached Ordinance be and hereby is recommended for adoption, based upon the comments spread upon the record on June 23, 2021, by the various Board members.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to the Township Clerk.

- Clerk

This Resolution memorializes an action taken at the regular meeting of the Brick Township Planning Board held on June 23, 2021 on a roll call vote that evening as follows:

MOVED BY: Councilman Mummolo

SECONDED BY: Ms. Lambusta

VOTING IN THE AFFIRMATIVE: Councilman Mummolo, Mr. Fagen, ,  
Mr. Nugent, Mr. Philipson, Mr. Occhiogrosso  
Ms. Lambusta, Mr. Ward, Mr. Cooke

VOTING IN THE NEGATIVE:

INELIGIBLE:

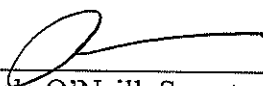
IN-CONFLICT:

ABSTAINING:

ABSENT: Mr. Osipovitch, Mr. Aiello, Mr. Clayton

PRESENT BUT NOT VOTING

I, Pamela O'Neill, Secretary of the Planning Board of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify that I am duly authorized to certify Resolutions. I certify that the foregoing Resolution was adopted by the Planning Board of the Township of Brick at a meeting held on the 23<sup>rd</sup> day of June, 2021.

  
\_\_\_\_\_  
Pamela O'Neill, Secretary of the Planning Board

Date: June 23, 2021

## Chapter 53. Open Space Trust Fund

### § 53-1. Establishment.

There is hereby established a reserve in the General Capital Fund which shall be noted and designated as the "Open Space Trust Fund." A separate bank account shall be established and maintained entitled "Township of Brick Open Space Trust Account."

### § 53-2. Purpose of funds.

[Amended 2-15-2011 by Ord. No. 2-11]

As authorized by ordinance, funds from the Open Space Trust Fund may be utilized to acquire all types of interests in real property, including, but not by way of limitation, fee simple acquisitions, easements, development rights, or any other lesser interest in real estate which will further the goal of property acquisitions for passive recreation, active recreation and water quality protection and for the maintenance of Township lands for recreation and conservation purposes.

### § 53-3. Funding of acquisitions.

The Township shall have the option of funding property acquisitions with funds solely from the Open Space Trust Fund or by apportioning the cost thereof by charging the Open Space Trust Fund for a portion thereof. It is understood that acquisitions may occur via gift, purchase or by eminent domain. In addition, the Township may authorize the disbursement of moneys from the Open Space Trust Fund to assist the County of Ocean or the State of New Jersey or any political subdivision thereof in acquiring interests in real property located within the Township of Brick for the purposes stated herein, provided that in the event such interests are sold, the net proceeds of such disposition will be paid to the Township's Open Space Trust Fund in the same proportion that the Township's contribution bore to the original acquisition price.

### § 53-4. Funding by imposition of tax.

Beginning in 2001, a special tax rate shall be added to the total Township tax rate in the amount of \$0.01 per \$100 of the annual assessment valuations and tax rate, the revenue from which shall be deposited into the Open Space Trust Fund. The Township may in its discretion, deposit additional municipal moneys into the Open Space Trust Fund, which deposits shall then be subject to all of the provisions governing the Open Space Trust Fund. The Open Space Trust Fund shall also be authorized to accept donations and testamentary bequests.



## § 53-5. Utilization of accumulated funds.

[Amended 2-15-2011 by Ord. No. 2-11]

In accordance with N.J.S.A. 40:1215.7, the funds accumulated within the Open Space Trust Fund shall be expended for any or all of the following purposes, or any combination thereof, as determined by the governing body:

- A. Funds accumulated within the Open Space Trust Fund may be used for the acquisition of real estate and interests in real estate as more fully delineated in §§ **53-1**, **53-2** and **53-3** above. In connection with such acquisitions, the funds may be utilized for appraisals, title fees, professional fees and other items of expense permitted by law in connection with the acquisition of real estate.
- B. Funds accumulated within the Open Space Trust Fund may be used as a down payment for the issuance of bonds or for debt service for the purposes set forth in § **53-1**, if so authorized by the Township Council.
- C. Funds accumulated within the Open Space Trust Fund may be used for the maintenance of Township lands for recreation and conservation purposes.
- D. Any and all interest or gain accruing shall remain in the Open Space Trust Fund and may be utilized for the above-described purposes.

## § 53-6. Utilization of acquired land.

The land acquired under the Open Space Trust Fund shall be utilized for all categories of open space, including parks, recreation areas, natural areas and such other uses consistent with the concept of open space.

## § 53-7. Sale of property.

No real property or interest therein, acquired with funds from the Open Space Trust Fund, shall be sold, conveyed, leased or otherwise alienated unless it is needed for another public use or otherwise furthers the purposes of the trust.

## Chapter 110. Beaches and Waterfront Areas

### Article I. Use Regulations

#### § 110-1. Identification tags required; display; transfer.

- A. No person above the age of 12 years shall, during the usual bathing hours, enter upon or be upon the beachfront of the Township without displaying the latest identification badge or tag issued by the Township Council for bathing purposes.
- B. Said badge or tag shall at all times be visibly displayed while upon the beachfront.
- C. No person receiving an identification badge or tag shall sell, give or otherwise transfer the same to any other person.
- D. No person shall apply for an identification badge or tag except in his or her own name.

#### § 110-2. Ballplaying and rough athletics prohibited.

It shall be unlawful to play baseball or engage in any other ballplaying or in any other rough athletics on the beachfront.

#### § 110-3. Disrobing prohibited.

It shall be unlawful to disrobe or to dress or undress on the beachfront, on the parking lot or in vehicles parked in said parking lot.

#### § 110-4. Deposit of refuse.

No person shall throw any empty bottles, cans, paper or other refuse upon the beachfront or parking lot, but all such refuse shall be placed in the containers provided therefor.

#### § 110-5. Dogs prohibited.

No dogs shall be permitted on the beachfront of said Township.

[1] *Editor's Note: See Ch. 98, Animals, Art. I.*

#### § 110-6. Fires restricted.

No fires shall be permitted on the beachfront except upon written permission of the Director of Parks and Recreation.

### § 110-7. Beach parties.

No beach parties shall be permitted upon the beachfront except upon the written permission of the Director of Parks and Recreation.

### § 110-8. Damaging property prohibited.

No person shall climb, break, damage or deface any fence or other Township property.

### § 110-9. Peddling and soliciting.

No person or persons shall hawk, peddle and vend any goods, wares or merchandise or solicit any trade or business on the beachfront or approaches thereto or on the parking lot, except those licensed to do the same by the Township of Brick.

[1] *Editor's Note: See Ch. 324, Peddling and Soliciting.*

### § 110-10. Distribution of printed matter prohibited.

No person or persons shall sell or distribute any leaflet, circulars, pamphlets or other printed matter upon the beachfront.

### § 110-11. Curfew; exception.

No person or persons shall remain upon the beach sand 1/2 hour after sunset, Eastern standard time, except those engaged in surf fishing.

[1] *Editor's Note: See Ch. 150, Curfew.*

### § 110-12. Intoxicating liquors prohibited.

[Amended 3-8-2016 by Ord. No. 4-16]

No person or persons shall bring or consume any intoxicating liquors on the beachfront and parking lot. Lifeguards may conduct inspections of coolers and similar storage containers for prohibited alcoholic beverages to ensure compliance with this provision. Any person who refuses to allow such an inspection shall not be allowed on the beach.

[1] *Editor's Note: See Ch. 86, Alcoholic Beverages.*

### § 110-13. Use of surfboards and floats restricted.

No person or persons shall use surfboards, floats or other similar appliances which might cause injury to bathers upon the beach sand or in the surf adjoining thereto.

### § 110-14. Use of lifeguard equipment.

No person or persons shall use or tamper with any boat or lifeguard equipment, except in emergency, without the permission of the captain of the lifeguards.

## § 110-15. Bathing hours and surf fishing hours established.

[Amended 3-8-2016 by Ord. No. 4-16]

- A. Bathing hours in areas designated by lifeguards are hereby established between the hours of 9:00 a.m. and 4:30 p.m., weather permitting, on weekend days between Memorial Day and June 15. Bathing hours shall be from 9:00 a.m. to 4:30 p.m. every day, weather permitting, from June 16 through Labor Day. No person shall swim in an area of the beachfront that is not designated for swimming. No person or persons shall engage in surf fishing in an area designated for swimming during bathing hours.
- B. Any section or part of any beach may be declared closed to the public at any time and for any interval of time, either temporary or at regular and stated intervals, daily or otherwise, and either entirely or merely for certain uses.

## § 110-16. Authority and responsibility of lifeguards.

Lifeguards shall be maintained on duty at the bathing beaches now established during the customary bathing hours, which lifeguards shall have full police power and have full charge and supervision of the bathing at the respective beaches where they are stationed. Said lifeguards shall have the further authority to close the beach or any portions thereof for any period of time deemed necessary, in their discretion, because the ocean may be unsafe at that particular time for bathing purposes or because of any other emergency which might make it unsafe to use the beach or to swim in the ocean.

## § 110-17. Violations and penalties.

Any person violating any of the terms or provisions of this article shall, upon conviction before the Municipal Judge duly authorized to entertain and hear such complaints, be subject to the penalties as provided in Chapter 1, § 1-15, General penalty, at the discretion of said Judge.

**ORDINANCE 5-17**

**AN ORDINANCE OF THE TOWNSHIP OF BRICK, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING TOWNSHIP CODE CHAPTER 110-15 TO SET HOURS FOR BATHING AT TOWNSHIP BEACHES**

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Township Council of the Township of Brick, County of Ocean, and State of New Jersey, as follows:

**SECTION 1.** The Township Code of the Township of Brick is hereby amended in Chapter 110 entitled "Beaches and Waterfront Area," to set hours of operation for bathing and swimming in areas designated by lifeguards, which amended provision shall read as follows:

§ 110-15. Bathing hours and surf fishing hours established.

- A. Bathing hours in areas designated by lifeguards are hereby established between the hours of 9:30 a.m. and 5:30 p.m., weather permitting, on weekend days between Memorial Day and June 15. Bathing hours shall be from 9:30 a.m. to 5:30 p.m. every day, weather permitting, from June 16 through Labor Day. No person shall swim in an area of the beachfront that is not designated for swimming. No person or persons shall engage in surf fishing in an area designated for swimming during bathing hours.
- B. Any section or part of any beach may be declared closed to the public at any time and for any interval of time, either temporary or at regular and stated intervals, daily or otherwise, and either entirely or merely for certain uses.

**SECTION 2.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 3.** This ordinance shall take effect after second reading and publication as required by law.

PASSED: March 21, 2017

ADOPTED: April 11, 2017

SIGNED:

\_\_\_\_\_  
JOHN G. DUCEY  
MAYOR

\_\_\_\_\_  
ARTHUR HALLORAN  
COUNCIL PRESIDENT

ATTEST:

\_\_\_\_\_  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

## Chapter 110. Beaches and Waterfront Areas

### Article II. Places of Resort Fees

#### § 110-18. Fees.

[Amended 6-9-2009 by Ord. No. 38-09; 5-4-2010 by Ord. No. 20-10]

In order to provide the necessary funds to improve, maintain and police places of resort in this Township, including the employment of lifeguards and the purchase of necessary equipment for the protection and safeguarding of bathers, the following fees shall be charged to persons using said facilities:

- A. Twenty-five dollars shall be charged for a seasonal badge if such badge is purchased on or before June 15, per season. Thirty dollars shall be charged per person per season for persons who purchase seasonal beach badges after June 15.
- B. Badges for Ocean Beaches and Windward Beach Park shall be \$5 each per day, for each day that the Township provides lifeguard services, as described in § 110-15.
- C. Seasonal parking tags.  
[Amended 3-1-2011 by Ord. No. 3-11; 7-10-2012 by Ord. No. 18-12; 5-7-2013 by Ord. No. 13-13]
  - (1) A seasonal parking tag authorizing parking of a motor vehicle in areas provided for that purpose shall be \$30 each year.
  - (2) The parking tag must be placed on the vehicle's rearview mirror with the side indicating the year facing out towards the front windshield.
  - (3) The seasonal parking tag will be valid from 8:00 a.m. until 4:00 p.m. during normal beach operations.
- D. Buses, trucks and cargo vans.  
[Added 6-1-2010 by Ord. No. 26-10; amended 8-10-2010 by Ord. No. 38-10]
  - (1) Buses, trucks, cargo vans, shuttle buses with seats for more than 15 people may not park at any Brick Township-owned beach or waterfront area without having obtained a permit from the Brick Township Recreation Department. Applications must be completed and submitted with the proper fee of \$125. Applications for a bus permit must be submitted at least 10 days in advance to allow the Township time to process the application. If an application form is not received within 10 days prior to arrival, there will be a late fee of \$10. Only persons who have secured advance bus permits may park, load or unload buses within the Brick Township-owned beach or waterfront area parking lot or adjacent areas. Permits shall be limited so that no more than two buses are scheduled to park at the Brick Township-owned beach or waterfront area parking lot on any given day. Permits must be displayed in the windshield of the bus while the bus is within the Brick Township-owned beach or waterfront area parking lot.
  - (2) Persons who park, load or unload buses within the Brick Township-owned beach or waterfront area parking lot or adjacent areas without first obtaining a permit shall, upon conviction before the Municipal Judge duly authorized to entertain and hear such complaints, be subject to the penalties as provided in Chapter 1, § 1-15, General penalty, at the discretion of said Judge.

- E. Daily parking.  
[Amended 7-10-2012 by Ord. No. 18-12; 8-7-2012 by Ord. No. 20-12; 5-7-2013 by Ord. No. 13-13]
- (1) A daily parking tag authorizing parking of a motor vehicle in areas provided for that purpose shall be \$5.  
The parking tag must be placed on the vehicle's rearview mirror with the side indicating the date facing out
  - (2) towards the front windshield.
  - (3) The daily parking tag will be valid from 8:00 a.m. until 4:00 p.m. during normal beach operations. Use of
- F. facilities for organized events.
- (1) Any entity, corporate or otherwise, wishing to use one of the Township facilities for an organized picnic or other organized event shall first receive a permit from the Township of Brick authorizing said usage for Windward Beach Park, Brick Beach I, II or III or Trader's Cove Marina.  
[Amended 3-8-2016 by Ord. No. 4-16]
  - (2) In addition to the permit fee, all permits will be subject to a refundable maintenance fee of \$100. After the scheduled date of the picnic, the area will be inspected by the Director of the Department of Parks and Recreation or his designee for the purpose of determining that the property has been left clear and free of debris. If the Director determines that the property has been left in satisfactory condition, the Director of the Department of Parks and Recreation may authorize the Township to return the deposit or any portion thereof. Any party not satisfied with a determination by the Director of the Department of Recreation to withhold a deposit or any portion thereof may appeal the matter to the Township Council for consideration by filing a written request for a hearing with the Township Clerk.
- G. (Reserved)
- H. Any resident of Brick Township who is a member of the United States Armed Forces, including the Army, Navy, Air Force, Marines and Coast Guard serving on active duty, and any of their dependents, shall, upon proof of valid military or dependent identification issued by the Department of Defense, be exempt from beach badges and associated parking fees.
- I. Notwithstanding the provisions of this article, any senior citizen age 65 or older may obtain a daily beach badge upon providing proof of their age with photo identification at the time of the application.  
[Amended 7-19-2011 by Ord. No. 21-11]
- J. Senior citizen parking tags.  
[Added 3-1-2011 by Ord. No. 3-11; 8-7-2012 by Ord. No. 20-12; 5-7-2013 by Ord. No. 13-13]
- (1) A senior citizen, age 65 or older, that wishes to obtain a seasonal parking tag authorizing parking of a motor vehicle in areas provided for that purpose shall pay \$15 each year, upon providing proof of his/her age with photo identification at the time of application.
  - (2) The parking tag must be placed on the vehicle's rearview mirror with the side indicating the year facing towards the front windshield.
  - (3) The seasonal parking tag will be valid from 8:00 a.m. until 4:00 p.m. during normal beach operations.
- K. Persons wishing to utilize the beach bus services provided by the Township of Brick shall purchase a seasonal bus pass at a cost of between \$20 and \$50, as such fee is established by resolution, as adopted and amended from time to time by the Township Council. Additionally, individuals may pay \$1 for a single trip from the beach as set forth in the recreation ordinance.
- L. There shall be a fee of no more than \$200 per season for lockers located at any municipal facility.  
[Amended 5-7-2013 by Ord. No. 13-13]
- M. There is hereby established the following fees for events held at the municipal facilities listed below:

[Amended 3-8-2016 by Ord. No. 4-16]

- (1) Ceremony: a wedding or other gathering scheduled to last one hour or less.
- (2) Small event: an event of 50 participants or less, including but not limited to birthday parties, barbeques and family reunions.
- (3) Large event: an event of 51 to 500 participants, including but not limited to weddings, bar/bat mitzvahs, barbeques and family reunions.

<b>Park</b>	<b>Location</b>	<b>Activity</b>	<b>Resident</b>	<b>Nonreside</b>	<b>Corporate Resident</b>	<b>Corporate Nonreside</b>	<b>Nonprofit</b>
Windward Beach	Gazebo	Ceremony	\$50	\$100	\$50	\$100	\$50
		Small event	\$150	\$300	\$250	\$500	\$250
		Large event	\$250	\$500	\$400	\$800	\$300
Windward Beach	Picnic grove	Ceremony	\$50	\$100	\$50	\$100	\$50
		Small event	\$150	\$300	\$250	\$500	\$150
		Large event	\$250	\$500	\$400	\$800	\$300
Windward Beach	Band shell	Ceremony	\$50	\$100	\$50	\$100	\$50
		Small event	\$150	\$300	\$250	\$500	\$250
		Large event	\$250	\$500	\$400	\$800	\$300
Windward Beach	Beach	Ceremony	\$50	\$100	\$50	\$100	\$50
		Small event	\$150	\$300	\$250	\$500	\$150
		Large event	\$250	\$500	\$400	\$800	\$250
Bayside Park	Gazebo	Ceremony	\$50	\$100	\$50	\$100	\$50
Brick Beach I, II, III	Beach	Ceremony	\$50	\$100	\$50	\$100	\$50
Brick Beach	Pavilion	Ceremony	\$50	\$100	\$50	\$100	\$50
		Small event	\$700	\$1400	\$1000	\$2000	\$700
		Large event	\$1000	\$2000	\$1500	\$3000	\$1000
Trader's Cove	Gazebo	Ceremony	\$50	\$100	\$50	\$100	\$50
		Small event	\$150	\$300	\$250	\$500	\$150
		Large event	\$250	\$500	\$400	\$800	\$250



- N. Permitted facilities may not be used for commercial events or purposes. Nonprofit organizations may apply in writing to host an event for which admission is charged. No other person or entity may charge admission fees to Township facilities.

[Added 3-8-2016 by Ord. No. 4-16]

## § 110-18.1. Marina fees.

[Added 8-19-2008 by Ord. No. 34-08; amended 3-3-2009 by Ord. No. 7-09; 8-4-2009 by Ord. No. 44-09; 3-23-2010 by Ord. No. 15-10; 3-18-2014 by Ord. No. 2-14]

- A. The following fee range is established for use of Traders Cove Marina and Park. All customers must present proof of insurance and current registration on the vessel.
- (1) Summer slip fees (season starts April 15 and ends October 15). Season boat slip range: \$65 to \$200 per foot (includes electric and water).
  - (2) Summer jet ski docks (season starts April 15 and ends October 15). Season jet ski docks range: \$800 to \$1,500 (includes water).
  - (3) Transient docks. Transient dock range: \$25 to \$150 per night (includes electric and water).
  - (4) Nondock services. All services besides dockage range: \$1 to \$400.
  - (5) Kayak/paddleboard racks. Each numbered storage space, for rent for the entire season, will be charged a fee of \$125 for Township residents and \$150 for nonresidents.  
[Added 3-8-2016 by Ord. No. 4-16]
  - (6) Winter boat storage.  
[Added 11-1-2016 by Ord. No. 17-16]
    - (a) Winter boat storage fee:
      - [1] For summer slip customers, per foot: \$30.
      - [2] For nonsummer slip customers, per foot: \$32.
    - (b) Winter boat storage will be available between September 15 and May 15. The owner of any boat not removed from winter storage by the Friday before Memorial Day shall be charged a flat fee of \$500, plus \$100 per day for each day thereafter until the boat is removed. Such fees shall be paid prior to the removal or launch of any boat in winter storage.

## § 110-19. Violations and penalties.

Any person violating any of the provisions of this article shall, upon conviction thereof, be subject to the penalties as provided in Chapter 1, § 1-15, General penalty. Each day that a violation is permitted to exist shall constitute a separate offense.

## Chapter 162. Dune Preservation

### § 162-1. Declaration and purpose.

- A. Effective protection of the oceanfront and adjacent coastal areas in the intermediate term against high tides and flooding and against damage by the ocean under storm conditions requires sufficient elevation and breadth in the beach and dune areas, hereinafter defined, to dissipate the force of the waves. The dunes should provide an uninterrupted barrier and a source of sand to mitigate the effect of storm waves for the benefit of the entire Township, interior lands as well as oceanfront premises and a beach for the recreational purposes of all. Accordingly, the Township has a vital interest in the continued maintenance and protection of the beach and dune areas and in the right to cause their restoration in the event of damage or destruction.
- B. Dune areas are vulnerable to erosion by wind, water, the absence of good husbandry by those responsible for their maintenance and preservation and by indiscriminate trespass, construction or other acts which might destroy or damage them.
- C. A proven and available means of protecting dune areas against erosion is by preventing indiscriminate trespassing, construction or other acts which might destroy or damage them and, through the aggressive use of native plantings supplemented, when necessary, by sand fencing and other protective devices, or combinations thereof, designed to prevent the erosion of dune areas and to promote the root accumulations, normal contours and other features found in natural dune systems.
- D. The beach area and dune area are dynamic and are not capable of rigid definition or delineation or of completely firm stabilization. They can and do migrate, so that particular sites, at one time free of dunes, may, as the result of natural forces, become a part of the dune area declared to be in the interest of the Township to protect persons owning, using or purchasing such property and to do so subject to the public interest therein.
- E. It is a purpose of this chapter to define the areas so affected and to establish regulations to assure their continued effectiveness.
- F. This chapter does not attempt to define and regulate all parameters of dune delineation, function or management, and the Township Council declares its intent to review and update this chapter periodically to reflect appropriately new and beneficial knowledge of treating such things as, but not limited to, upper driftline, elevated walkways and building setback requirements.
- G. This chapter is declared to be an exercise of the police power in the interest of safety and welfare for the protection of persons and property.

### § 162-2. Definitions.

For the purposes of this chapter, the following terms shall have the meanings given herein:

#### **BEACH AREA**

That area between the mean high waterline of the Atlantic Ocean, as established by the United States Coast and Geodetic Survey and the seaward edge of the dune as hereinafter defined.

**BEACHES**

- A. Gently sloping unvegetated areas of sand or other unconsolidated materials that extend landward from the mean high water line to either:
  - (1) The vegetation line;
  - (2) A man-made feature generally parallel to the ocean, inlet or bay waters such as a retaining structure, seawall, bulkhead, road or boardwalk, except that the sandy areas that extend fully under the landward of an elevated boardwalk are considered to be beach areas; or
  - (3) The seaward or bayward foot of dunes, whichever is closest to the bay, inlet or ocean waters.
- B. Beaches can be found on all tidal shorelines, including ocean, bay and river shorelines.

**DUNE**

A wind or wave deposited or man-made formation of vegetated or drifting windblown sand, that lies generally parallel to and landward of the beach and between the upland limit of the beach and the foot of the most inland dune slope. "Dune" includes the foredune, secondary and tertiary dune ridges, as well as man-made dunes, where they exist. Formations of sand immediately adjacent to beaches that are stabilized by retaining structures and/or snow fences, planted vegetation and other measures are considered to be dunes regardless of the degree of modification of the dune by wind or wave action or disturbance by development. A small mound of loose, windblown sand found in a street or on a part of a structure as a result of storm activity is not considered to be a dune.

**DUNE AREA**

That area between the seaward edge of the dune and the landward edge of the dune.

**DUNE REFERENCE LINE**

That line designated as such on the revised Tax Map of the Township of Brick.

**LANDWARD EDGE OF THE DUNE**

The intersecting line of the back slope of the dune and the grade of the land extending from the east boundary of New Jersey Route 35 eastwardly or the line adjoining the average landward edge of the dune of the adjoining oceanfront properties or a line parallel to and 60 feet west of the seaward edge of the dune, whichever is the most westerly.

**NATURAL VEGETATION**

Includes the terms "native vegetation" or "indigenous vegetation." Specifically, it shall include such plants as beach grass (*Ammophila breviligulata*), dusty miller (*Artemisia stelleriana*), sea rocket (*Cakile edentula*), seaside goldenrod (*Solidago sempervirens*), bayberry (*Myrica pensylvanica*), beach pea (*Lathyrus japonicus*), salt spray rose (*Rosa rugosa*) or seaside spurge (*Euphorbia polygonifolia*), which normally grow or may be planted on the slopes of dunes or behind them, no distinction being made as to how such plants are introduced into their location.

**SAND FENCE**

Includes the term "snow fence" of a barricade-type established in a line or a pattern to accumulate sand and aid in the formation of a dune, such as:

- A. Picket-type consisting of a light wooden fence held together by wire and secured by posts; or
- B. Such other material as may be designed and approved for the purpose.

**SEAWARD EDGE OF THE DUNE**

The intersecting line of the foreslope of the dune and the gradient of the beach area or the contour line at an elevation of 12 feet above mean high water or the vegetation line or the upper drift line, whichever is the most easterly, except when the Township Engineer may have caused stakes to be driven to mark the seaward edge of the dune, in which case it is the line between such stakes.

**SETBACK LINE**

That line parallel to the dune reference line and located westwardly therefrom by the setback distances variously specified by the Township.

**UPPER DRIFT LINE**

That line produced by the winter spring tides (highest tides of the year) which contains oceanic debris (flotsam such as seaweed, etc.) and the seeds, rhizomes or detached plants which can germinate and/or grow to produce a zone of new dune vegetation.

**VEGETATION LINE**

That line connecting the most seaward naturally occurring perennial plants with other such plants.

**WALKWAY**

A constructed means of crossing the dune area in accordance with drawings approved by the Township Council and on file with the Township Engineer.

**§ 162-3. Development on beaches and dunes.**

- A. Development is prohibited on beaches, except for development that has no prudent or feasible alternative in an area other than a beach and that will not cause significant adverse long-term impacts on the natural functioning of the beach and dune system, either individually or in combination with other existing or proposed structures, land disturbances or activities. Examples of acceptable activities are:
- (1) Demolition and removal of paving and structures.
  - (2) Dune creation and related sand fencing and planting of vegetation for dune stabilization.
  - (3) The reconstruction of existing amusement and fishing piers and boardwalks.
  - (4) Temporary recreation structures for public safety such as first aid and lifeguard stations.
- B. Development is prohibited on dunes, except for development that has no prudent or feasible alternative in an area other than a dune and that will not cause significant adverse long-term impacts on the natural functioning of the beach and dune system, either individually or in combination with other existing or proposed structures, land disturbances or activities. Examples of acceptable activities are:
- (1) Demolition and removal of paving and structures.
  - (2) Limited, designated accessways for pedestrians and authorized motor vehicles between public streets and the beach that provide for the minimum feasible interference with the beach and dune system and are oriented so as to provide the minimum feasible threat of breaching or overtopping as a result of storm surge or wave run-up.
  - (3) Limited stairs, walkways, pathways and boardwalks to permit access across dunes to beaches, provided that they cause minimum feasible interference with the beach and dune system.
  - (4) The planting of native vegetation to stabilize dunes.
  - (5) Sand fencing to accumulate sand and aid in dune formation.
- C. The municipality shall not undertake any mechanical manipulation, including but not limited to bulldozing, grading and scraping, of the beach and dune area unless written authorization is received from the Division of Coastal Resources.
- D. The municipality shall be responsible for the continuation of its current public access practices pertaining to beach access.

## § 162-4. Regulations for private beach and dune areas.

- A. Construction east of the setback line is prohibited, except as specified herein.
- B. Construction in the dune area west of the setback line is prohibited, except as specifically allowed herein or by the Chapter **245**, Land Use, of the Township Code and in accordance with Chapter **196**, Flood Hazard Areas. Any allowed structure shall be built upon suitable piling and shall be and remain open and unenclosed between the piling at least from grade to the bottom of the first floor joists, as to dwellings; other allowed structures shall be designed, constructed and maintained so as to facilitate the natural migration of sand on or across the premises.
- C. No person shall be in the dune area unless:
  - (1) Upon an approved pathway, walkway or dune platform;
  - (2) In the performance of such activities as may be reasonably and necessarily required to construct or maintain the dune or allowed structures with the permission of the owner; or
  - (3) For purposes of enforcement of this chapter.
- D. Only one pathway or walkway across the dune area is permitted for each residence. It shall run, generally, the shortest practical course between the residence and the seaward edge of the dune and shall not exceed three feet in width. At street ends, wider pathways may be delineated by the Township Engineer. In the event that any pathway or walkway shall be or become, in the opinion of the Township, a substantial detriment to the development and maintenance of the continuous protective dune sought to be achieved by this chapter, the owner of the premises shall be subject to the provisions of § **162-5** of this chapter.
- E. The removal, cutting, burning or destruction of natural vegetation, sand fence or such other types of dune protection devices which may be approved by the Township Council in the dune area is prohibited, except as necessary for construction authorized pursuant to Subsections **A**, **B** and **C**.
- F. The removal of sand from the beach or dune area is prohibited.
- G. Sand which is transported upon lands by action of wind, tides, storms or any combination thereof shall not be removed from the lot upon which it is deposited by such action. To the extent practicable, considering the utilization of the premises, such sand as may be affirmatively relocated by the owner upon the lot shall be moved eastwardly. Sand deposited upon any improved street ends shall be restored into the beach and dune area.
- H. One of the purposes of this chapter is to achieve the maintenance of the sand dunes at the highest practical height. To this end, no dune shall be directly or indirectly lowered or reduced in height by the action or inaction of any owner or his agent. However, if any dune shall be or become lower than the elevation deemed materially significant by the Township, applying recognized criteria, with due regard to the intent of this chapter and reasonable use of the premises, the owner thereof shall be obliged to install such sand fence and plantings as may be prescribed by the Township. The owner shall have an obligation to maintain and replace, if necessary, these fences and plantings but shall not be obligated to take other affirmative action, except as may be specified elsewhere in this chapter. If the dune is lowered or caused to be lowered by the direct or indirect action of any owner, then the dune shall, upon due notice to the owner, be restored to its immediately preexisting elevation by the owner or at his expense. The restored dune shall be planted and sand fenced in accordance with specifications promulgated under this chapter.
- I. In order to provide for effective protection and/or restoration of the dune area, each owner shall plant or cause to be planted in the dune area adjoining his property suitable vegetation and erect or cause to be erected suitable sand fencing all in accordance with such standards as may be recommended by the Township and adopted by resolution of the Township Council.

## § 162-5. Enforcement.

- A. The Chief of Police and in all events the Township Council shall enforce the affirmative duty of each oceanfront owner, as set forth in this chapter, by service of a written notice, certified mail, return receipt required, upon the record owner at his last known address as set forth in the Township tax rolls, requesting specific compliance with these obligations concerning dune protection and/or restoration. The notice shall also advise that unless the owner shall take appropriate corrective action and complete the same within 30 days from the day of mailing said notice, the Township may perform such acts of protection and/or restoration at the expense of the owner. Such expenditures by the Township, if any, shall be due and payable upon demand. In the event that any such owner shall fail to pay, then the sum, together with interest at the highest legal rate thereon, shall become a lien upon the property and be collected in the same manner as delinquent real property taxes.
- B. In addition to the action described above, the owner may, at the election of the enforcement officials of the Township Council, be prosecuted for violation of this chapter in accordance with § 162-4.

## § 162-6. Operation of vehicles.

No person shall operate a motor vehicle (as defined in Article I of Chapter 460, Vehicles, Operation of) across or upon any dune area except as may be necessitated for allowed construction or for dune maintenance.

## § 162-7. Administration.

A copy of this chapter shall be furnished to all oceanfront property owners and to each applicant for a building permit for any construction east of said boundaries. Compliance with this section shall not be a jurisdictional prerequisite in any enforcement proceeding.

## § 162-8. Violations and penalties.

For any and every violation of this chapter, the owners of land abutting the beach or dune area where such violation has been committed, or the trespasser if the violation is of § 164-4E, or any violator shall for each and every violation be subject to the penalties as provided in Chapter 1, § 1-15, General penalty. Each and every day that such violation continues shall be considered a separate violation of this chapter.

## Chapter 318. Parks and Recreation Areas

### Article I. General Rules and Regulations

#### § 318-1. Prohibited acts.

- A. No person in a public park and recreation area shall:
- (1) Willfully mark, deface, disfigure, injure, tamper with or displace or remove any buildings, bridges, tables, benches, fireplaces, railings, pavings or paving materials, waterlines or other public utilities or parts or appurtenances thereof, signs, notices or placards, whether temporary or permanent, monuments, stakes, posts or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
  - (2) Fail to cooperate in maintaining rest rooms and washrooms in a neat and sanitary condition. No person above the age of six years shall use the rest rooms and washrooms designated for the opposite sex.
  - (3) Dig or remove any soil, rock, sand, stones, trees, shrubs or plants or other wood or materials or make any excavation by tool, equipment, blasting or other means or agency.
  - (4) Construct or erect any building or structure of whatever kind, whether permanent or temporary, or run or string any public service utility into, upon or across such lands, except on special written permit issued hereunder.
  - (5) Damage, cut, carve, transplant or remove any tree or plant or injure the bark or pick flowers or seeds of any trees or plants, dig in or otherwise disturb grass areas or in any other way injure the natural beauty or usefulness of any area.
  - (6) Climb any tree or walk, stand or sit upon monuments, vases, planters, fountains, railings, fences or upon any other property not designated or customarily used for such purposes.
  - (7) Tie or hitch an animal to any tree or plant.
  - (8) Hunt, molest, harm, frighten, kill, trap, pursue, chase, tease, shoot or throw missiles at any animal, wildlife, reptile or bird; nor shall be remove or have in his possession the young of any wild animal or the eggs, nest or young of any reptile or bird. Exception to the foregoing is made in that snakes known to be deadly poisonous or deadly reptiles may be killed on sight.
  - (9) Throw, discharge or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream or other body of water in or adjacent to any park or any tributary stream, storm sewer or drain flowing into such water any substance, matter or thing, liquid or solid, which will or may result in the pollution of said waters.
  - (10) Have brought in or dump in, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse or other trash. No such refuse or trash shall be placed in any waters in or contiguous to any park or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided; where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere.

- (11) Drive any vehicle on any area except the paved park roads or parking areas or such areas as may, on occasion, be specifically designated as temporary areas.
- (12) Park a vehicle in other than an established or designated parking area, and such shall be in accordance with posted directions thereat and with the instruction of any attendant who may be present.
- (13) Leave a vehicle standing or parked at night in established parking areas or elsewhere in the park areas.
- (14) Leave a bicycle in a place other than a bicycle rack when such is provided and there is space available.
- (15) Ride a bicycle without reasonable regard to the safety of others.
- (16) Leave a bicycle lying on the ground or paving or set against trees or in any place or position where other persons may trip over or be injured by it.
- (17) Swim, bathe or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as are provided therefor, and in compliance with such regulations as are herein set forth or may be hereinafter adopted; nor shall any person frequent any waters or places customarily designated for the purposes of swimming or bathing or congregate thereat when such activities are prohibited by the Department of Parks and Recreation upon a finding that such use of the water would be dangerous or otherwise inadvisable.  
[Amended 2-12-2008 by Ord. No. 6-08]
- (18) Frequent any waters or places designated for the purposes of swimming or bathing or congregate thereat except between such hours of the day as shall be designated by the Department of Parks and Recreation for such purposes for each individual site.  
[Amended 2-12-2008 by Ord. No. 6-08]
- (19) Erect, maintain, use or occupy on or in any beach or bathing area any tent, shelter or structure of any kind unless there shall be an unobstructed view into said tent, shelter or structure from at least two sides, nor shall any guy wire, rope or extension brace or support be connected or fastened from any such structure to any other structure, stake, rock or other object outside thereof.
- (20) Allow himself to be so covered with a bathing suit so as to indecently expose his person.
- (21) Dress or undress on any beach or in any vehicle, toilet or other place, except in such bathing houses or structures as may be provided for that purpose.
- (22) Bring into or operate any boat, raft or other watercraft, whether motorpowered or not, upon any waters, except at places designated for boating. Such activity shall be in accordance with applicable regulations as are now or hereafter may be adopted.
- (23) Navigate, direct or handle any boat in such a manner as to unjustifiably or unnecessarily annoy, frighten or endanger the occupant of any other boat.
- (24) Launch, dock or operate any boat of any kind on any water between the closing hour of the park at night and the opening hour of the park the following morning, nor shall any person be on or remain on or in any boat during said closed hours of the park.
- (25) Fish in any area where bathing is permitted.
- (26) Carry or possess firearms of any description or air rifles, spring guns, bows and arrows, slings or any other form of weapon potentially inimical to wildlife and dangerous to human safety or any instrument that can be loaded with and fire blank cartridges or any kind of trapping device. Shooting into park areas from beyond park boundaries is forbidden.



- (27) Picnic or lunch in a place other than those designated for the purpose.
  - (28) Use any portion of the picnic area or any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons, nor shall any person use such areas and facilities for an unreasonable time if the facilities are crowded.
  - (29) Leave a picnic area before the fire is completely extinguished and before all trash is placed in the disposal receptacles where provided. If no such trash receptacles are available, then trash shall be carried away from the park area by the picnicker to be properly disposed of elsewhere.
  - (30) Take part in or abet the playing of any games involving thrown or otherwise propelled objects such as balls, stones, arrows, javelins, horseshoes, quoits or model airplanes, except in those areas set apart for such forms of recreation.
  - (31) Grill or cook food without a permit issued for such purpose. Grills must be factory built, and under no circumstances shall any tabletop grills or tabletop cooking element of any sort be used.  
[Added 3-8-2016 by Ord. No. 4-16]
- B. While in a public park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and, in particular, no person shall:
- (1) Bring alcoholic beverages or drink the same at any time, nor shall any person be under the influence of intoxicating liquors in the park; provided, however, that any organization, association or group utilizing the premises known as "Windward Beach" or "Trader's Cove Marina and Park" pursuant to a group reservation shall be permitted to dispense beer to members of said group who may consume the same at said event, if a permit is obtained for such purpose pursuant to the provisions of § 217-3 of this article.  
[Amended 3-14-1978 by Ord. No. 204-A-78; 3-8-2016 by Ord. No. 4-16]
  - (2) Have in his possession, set or otherwise cause to explode, discharge or burn any firecrackers, torpedo rockets or other fireworks, firecrackers or explosives of flammable material or discharge them or throw them into any such areas from lands or highways adjacent thereto. This prohibition includes any substance, compound, mixture or article that, in conjunction with any other substance or compound, would be dangerous from any of the foregoing standpoints. At any discretion of the Department of Parks and Recreation, permits may be given for conducting properly supervised fireworks in designated park areas.  
[Amended 2-12-2008 by Ord. No. 6-08]
  - (3) Appear at any place in other than proper clothing.
  - (4) Solicit alms or contributions for any purpose, whether public or private.
  - (5) Build or attempt to build a fire, except in such areas and under such regulations as may be designated. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco paper or other flammable material within any park or on any highways, roads or streets abutting or contiguous thereto. Any organization, association or group utilizing the premises known as "Windward Beach" or "Trader's Cove" pursuant to a group reservation shall be permitted to grill or cook food if a permit is obtained for such purposes. Grills must be factory built, and under no circumstances shall any tabletop grills or tabletop cooking element of any sort be used.  
[Amended 3-8-2016 by Ord. No. 4-16]
  - (6) Enter an area posted as "Closed to the Public," nor shall any person use or abet in the use of any area in violation of posted notices.
  - (7) Gamble or participate in or abet any game of chance, except in such areas and under such regulations as may be designated by the Department of Parks and Recreation.

[Amended 2-12-2008 by Ord. No. 6-08]

- (8) Go onto the ice on any of the waters, except such areas as are designated as skating fields and provided that a safety signal is displayed.
- (9) Sleep or protractedly lounge on the seats or benches or other areas or engage in loud, boisterous, threatening, abusive, insulting or indecent language or engage in any disorderly conduct or behavior tending to breach the public peace.
- (10) Disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a permit.
- (11) Paste, glue, tack or otherwise post any sign, placard advertisement or inscription whatever, nor shall any person erect or cause to be erected any sign whatever on any public lands or highways or roads adjacent to a park.

### § 318-2. Hours of operation.

- A. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year from dawn to dusk. No person shall enter upon or occupy any park except during such hours without the written permission of the Department of Parks and Recreation.  
[Amended 10-14-1980 by Ord. No. 204-B-80; 11-28-2006 by Ord. No. 37-06; 2-12-2008 by Ord. No. 6-08]
- B. Any section or part of any park may be declared closed to the public at any time and for any interval of time, either temporary or at regular and stated intervals, daily or otherwise, and either entirely or merely for certain uses.

### § 318-3. Facility use permits for seasonal and special events.

[Amended 5-25-1982 by Ord. No. 204-C-82; 4-14-1987 by Ord. No. 204-D-87; 4-28-1987 by Ord. No. 204-E-87; 6-23-1987 by Ord. No. 204-F-87; 4-10-1990 by Ord. No. 204-G-90; 9-14-1999 by Ord. No. 204-I-99; 2-12-2008 by Ord. No. 6-08; 11-25-2014 by Ord. No. 34-14]

Permits for seasonal and special events in parks, to be known as "facility use permits," shall be obtained by application to the Department of Parks and Recreation in accordance with the following procedure:

- A. Application.
  - (1) A person seeking issuance of a permit hereunder shall file an application with the Division of Recreation stating:
    - (a) The name and address of the applicant
    - (b) The name and address of the person, persons, corporation or association sponsoring the activity, if any.
    - (c) The day and hours for which the permit is desired.
    - (d) The park or portion thereof for which such permit is desired.
    - (e) Any other information which the Department of Parks and Recreation shall find reasonably necessary to a fair determination as to whether a permit should be issued hereunder.
  - (2) Such application shall be accompanied by a nonrefundable fee payable to the Township of Brick in the amount of \$150. The Township Business Administrator is hereby given authority to waive this fee for any not-for-profit corporation.

- B. Standards for issuance of a use permit by the Department of Parks and Recreation include the following findings:
- (1) The proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park.
  - (2) The proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
  - (3) The proposed activity or uses that are reasonably anticipated will not include violence, crime or disorderly conduct.
  - (4) The proposed activity will not entail extraordinary or burdensome expense or police operation by the Township.
  - (5) The facilities desired have not been reserved for other use at the date and hour requested in the application.
  - (6) Permits shall be issued for any day during the year, except that no permits shall be issued for events scheduled for July 4 or Labor Day.
  - (7) No permits shall be issued for use of any park by groups of individuals of fewer than 25 or more than 200 in number.
  - (8) Beer shall be permitted only in conjunction with events where food is consumed and only in designated picnic areas. No beer bottles or beer trucks shall be allowed in any park.
  - (9) All facilities shall be cleaned and restored to their original conditions by any permittee.
  - (10) No animals or pets shall be allowed in any park and/or beach area.
  - (11) No profitmaking group or organization which has been issued a permit under this article shall charge any admission to any event conducted under a permit issued under this article.
  - (12) No food or beverages shall be sold in any park except by an individual or entity which has entered into a contract with the Township for the sale of such food or beverages in the particular park in question.
  - (13) There shall be no amplified music, drunkenness, profanity or behavior that will offend other recreation facility users.
- C. Appeal. Within five days after the receipt of an application, the Department of Parks and Recreation shall appraise an applicant, in writing, of its reasons for refusing a permit, and any aggrieved person shall have the right to appeal to the Business Administrator by serving written notice thereof on the Business Administrator within five days of said refusal. A copy of said notice shall also be served on the Department of Parks and Recreation within the same time, and said Department shall immediately forward the application and the reasons for its refusal to the Business Administrator, who shall consider the application under the standards set forth under Subsection **B** hereof and sustain or overrule the Department of Parks and Recreation's decision within 10 days from the receipt of the appeal by him. The decision of the Business Administrator shall be final.
- D. A permittee shall be bound by all park rules and regulations and all applicable ordinances fully as though the same were inserted in said permit.

- E. The person or persons to whom the permit is issued shall be liable for all loss, damage or injury sustained by any person whatever by reason of the negligence of the person or persons to whom such permit shall have been issued. The Department of Parks and Recreation shall have the right to require any permittee to submit evidence of liability insurance naming the Township of Brick as an insured, covering injuries to members of the general public arising out of such permitted activities in such amounts as may be from time to time determined by the Department of Parks and Recreation prior to the commencement of any activity or issuance of any permit. Evidence of such liability insurance shall be submitted by the Department of Parks and Recreation to the office of the Township Clerk for verification as to the adequacy of the form of such evidence prior to the issuance of any permit under this article.
- F. Revocation. The Department of Parks and Recreation shall have the authority to revoke a permit upon finding of a violation of any rule or ordinance or upon good cause shown.
- G. Notwithstanding any other provision of this article to the contrary, where a permittee has been issued a permit under this article for the use and occupancy of a tent to be erected and maintained by the Township in a park or recreational area, the provisions of §§ **318-1A(19)**, **318-2A** and **318-3B(7)** and **(12)** of this article shall not apply to the activities of such permittee in the use of such tent and/or the park or recreation area where such tent is located. In addition, such permittee shall be allowed to produce amplified music notwithstanding the provisions of Subsection **B(13)** of this section.

#### § 318-4. Enforcement.

- A. The Department of Parks and Recreation and park attendants shall, in connection with their duties imposed by law, diligently enforce the provisions of this article.  
[Amended 2-12-2008 by Ord. No. 6-08]
- B. The Department of Parks and Recreation and any park attendant shall have the authority to eject from the park area any person or persons acting in violation of this article.  
[Amended 2-12-2008 by Ord. No. 6-08]
- C. The Department of Parks and Recreation and any park attendant shall have the authority to seize and confiscate any property, thing or device in the park used in violation of this article.  
[Amended 2-12-2008 by Ord. No. 6-08]
- D. This article shall also be enforced by the Police Department of the Township.

#### § 318-5. Violations and penalties.

Any person violating any of the provisions of this article or any rule or regulation promulgated pursuant thereto shall, upon conviction, be subject to the replacement, repair or restoration of any damaged park property and shall be subject to the penalties as provided in Chapter 1, § 1-15, General penalty, in the discretion of the Judge.

## Chapter 375. Smoking and Tobacco Products

### Article II. Smoking on Beaches

#### § 375-7. Smoking prohibited on public beaches.

Smoking shall be prohibited on all public beaches within the Township of Brick in all areas unless specifically designated by sign as a "Smoking Permitted Area." For purposes of this prohibition, smoking shall include all uses of tobacco products as defined in § **375-1**.

#### § 375-8. Violations and penalties.

Any person found smoking on a public beach in violation of this prohibition shall be subject to the penalties as provided in Chapter **1**, § **1-15**. General penalty.

## Chapter 460. Vehicles, Operation of

### Article I. Municipal Parks and Beaches

#### § 460-1. Definitions.

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

##### **MOTOR VEHICLE**

Includes any vehicle included within the definition of "motor vehicle," "motor-drawn vehicle," "motorcycle" and "motorized bicycle" as provided for in N.J.S.A. 39:1-1.

#### § 460-2. Operation restricted to improved and designated roadways.

[Amended 3-11-1986 by Ord. No. 555-A-86; 9-11-2001 by Ord. No. 555-E-01]

Except as otherwise provided in this article, no person, except a governmental employee or agent acting within the scope of his governmental employment or agency, shall operate any motor vehicle or all-terrain vehicle upon any park, beach, or open space recreation area or upon any pedestrian or bicycle path owned by the Township of Brick or the Brick Township Board of Education except upon improved public roadways or parking lots located upon such public property and designated for such use.

#### § 460-3. Permit required; application; fee.

[Amended 8-24-1993 by Ord. No. 555-C-93; 10-26-1993 by Ord. No. 555-D-93; 10-26-1999 by Ord. No. 555-E-99; 9-28-2004 by Ord. No. 555-F-04]

- A. Section **460-2** of this article shall not apply to a person who has obtained and is in possession of a permit from the Township to operate a motor vehicle upon a municipally owned beach bordering the Atlantic Ocean during the period from October 1 through April 30. Such permit shall be obtained by filing an application with the Township Clerk, who shall require from the applicant the applicant's name, age, driver's license number, and the make, model, year, motor vehicle registration number, if any, and type and description of the vehicle to be operated by the applicant. The applicant shall furthermore be required to pay a fee in the amount of \$35 in connection with such application. Notwithstanding the foregoing, any individual exempt from fees pursuant to Chapter **110**, § **110-19** shall be exempt from the fees established by this section.
- B. Prior to the issuing of the aforesaid permit by the Township Clerk, the Brick Township Police Department shall inspect the motor vehicle in order to ensure that said vehicle is properly equipped for beach use. The vehicle shall be equipped with a twenty-five-foot towing chain, shovel, spare tire and jack, fire extinguisher, flashlight and first aid kit. Should the Brick Township Police Department be satisfied that the vehicle is properly equipped and the applicant has demonstrated his ability to safely operate a motor vehicle upon any such beach area without endangering the health and safety of himself or others, the Township Clerk may issue a permit for the operation of a motor vehicle under this article.

- C. The requirements of Subsection **B** shall not apply to the renewal by the Township of permits issued for operation of all-terrain vehicles (ATV's) prior to the adoption of this article. Such permits shall be renewed in accordance with Subsection **A**.
- D. The Township Clerk shall limit the total number of permits issued pursuant to this article to 125.

## § 460-4. Rules and regulations.

Any person who has been issued a permit under this article shall operate his motor vehicle subject to the following rules and regulations:

- A. No motor vehicle shall be operated on the strand or beachfront at a speed in excess of 15 miles per hour.
- B. No such motor vehicle shall be operated on the sand dunes, and all such motor vehicles shall obtain access to the beachfront from the public streets only at places specifically designated by the municipality.
- C. All such vehicles shall be required to maintain a reasonable distance from congested bathing beaches or other areas where bathers, surf fishermen or others using the beach are present.
- D. No rubbish, debris or litter of any sort shall be discarded from any motor vehicle while being operated on the beachfront.
- E. No motor vehicle shall be operated on the beachfront after sunset without adequate lights.
- F. Every motor vehicle being operated on the beach shall be operated in a safe, reasonable and careful manner at all times so as not to endanger the lives and safety of other persons using the beachfront.

## § 460-5. Violations and penalties.

[Amended 3-14-1989 by Ord. No. 666-89]

Each violation of this article shall be punishable as provided in Chapter 1, § 1-15, General penalty. In addition to such penalty, the driver's permit and motor vehicle registration shall be subject to cancellation upon conviction of any violation hereof.

## Article II. Restricted Operation

### § 460-6. Definitions.

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

#### **MOTOR-DRIVEN VEHICLE**

Includes but is not limited to minibikes, motor scooters, go-carts, swamp buggies, mopeds, snowmobiles, all-terrain vehicles and any other motor-driven vehicle not capable of being registered under Title 39, Motor Vehicles and Traffic Regulation, of the New Jersey Revised Statutes, as amended, except such vehicles as are in such title expressly exempted from registration.

### § 460-7. Operation and use restrictions.

It shall be unlawful for any person to operate or permit and suffer to be operated a motor-driven vehicle, as defined herein, within the Township of Brick, under the following circumstances:

- A. On private property of another, including beaches, without the express, prior written consent of the owner and the occupant of said property.
- B. In violation of § **281-10** of the Code of the Township of Brick or in violation of any other provisions of such Code or other applicable law.
- C. In a careless, reckless or negligent manner so as to endanger or be likely to endanger the safety or property of any person.

### § 460-7.1. Additional operation and use restrictions.

[Added 12-11-2007 by Ord. No. 48-07; 8-18-2009 by Ord. No. 45-09]

It shall be unlawful for any person to operate or permit to be operated a motor-driven vehicle, which includes but is not limited to dirt bikes, trail bikes, minibikes, motor scooters, go-carts, swamp buggies, mopeds and snowmobiles and any other motor-driven vehicle operated or otherwise in use on or in places other than public highways to the extent permitted by law, within the Township of Brick, under the following circumstances:

- A. On private property of another without the express, prior written consent of the owner and the occupant of said property.
- B. On any public grounds or property, except as expressly permitted by this Code.
- C. In such manner as to create loud, unnecessary or unusual noise so as to disturb or interfere with the peace and quiet of others.
- D. In a careless, reckless or negligent manner so as to endanger or be likely to unreasonably disturb the peace or endanger the safety or property of any person.

### § 460-8. Violations and penalties.

Any person who violates any one or more of the provisions of this article shall be subject to the penalties as provided in Chapter 1, § **1-15**, General penalty. In the case of a continuing violation or violations, penalties as provided § **1-15**, General penalty, may be assessed for each day that said violation or violations are not corrected. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.





APPENDIX 5

# Community Needs Assessment Surveys



# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 42.05-1 Street Address: RT 35 NORTH

Nearest Cross Street: FALLS RD Site ID: BI09

## Description of Public Access Area

Surface Type: Pavement Y Sand Y Soil/Fill      Stone      Crushed Shell      Other:     

Parking:      LOT, FEE      Trails:      NO     

Access Type:      BEACH, FISHING      Handicap:      YES     

Watercraft Launch Access:      NO      Picnic Area:      YES     

Fishing/Crabbing Area:      YES      Concession Facilities:      YES     

Child Play Area:      NO      Restroom or Portable Toilets:      YES     

Shoreline:      OCEAN     

Additional Site-Specific Notes: BRICK BEACH 1





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 37-10 Street Address: RT 35 NORTH

Nearest Cross Street: SANDERLING LN Site ID: BI06

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking:	<u>LOT, FEE</u>	Trails:	<u>NO</u>
Access Type:	<u>BEACH, FISHING</u>	Handicap:	<u>YES</u>
Watercraft Launch Access:	<u>NO</u>	Picnic Area:	<u>YES</u>
Fishing/Crabbing Area:	<u>YES</u>	Concession Facilities:	<u>YES</u>
Child Play Area:	<u>NO</u>	Restroom or Portable Toilets:	<u>YES</u>
Shoreline:	<u>OCEAN</u>		

Additional Site-Specific Notes: BRICK BEACH 3





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 356-551.01 Street Address: TUNES BROOK DR

Nearest Cross Street: SWAN RD Site ID: KC08

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: LOT, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: YES

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: YES Restroom or Portable Toilets: NO

Shoreline: CREEK

Additional Site-Specific Notes: MALLARD POINT PARK. PURSUE PUBLIC ACCESS IMPROVEMENT.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 876-5 Street Address: CHALLENGER WAY

Nearest Cross Street: PRINCETON AVE Site ID: PA01

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: LOT, FEE Trails: NO

Access Type: BEACH, FISHING, BOAT Handicap: YES

Watercraft Launch Access: YES Picnic Area: YES

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: YES Restroom or Portable Toilets: YES

Shoreline: RIVER

Additional Site-Specific Notes: WINDWARD BEACH





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 902-15 Street Address: RAINBOW DR  
Nearest Cross Street: BLUEFIN DR Site ID: PA16

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET, FREE Trails: NO  
Access Type: FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: YES  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: MIDSTREAMS PARK. PURSUE PUBLIC ACCESS IMPROVEMENT. TRAIL?





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   BAY WAY  

Nearest Cross Street:   BLUE CEDAR DR   Site ID:   KC07  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking:   LOT, FREE   Trails:   NO  

Access Type:   FISHING   Handicap:   NO  

Watercraft Launch Access:   NO   Picnic Area:   YES  

Fishing/Crabbing Area:   YES   Concession Facilities:   NO  

Child Play Area:   YES   Restroom or Portable Toilets:   NO  

Shoreline:   BAY  

Additional Site-Specific Notes:   BAY HARBOR PARK  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 68-3.02 Street Address: MANTOLOKING RD

Nearest Cross Street: BEATON ROAD Site ID: MR01

## Description of Public Access Area

Surface Type: Pavement Y Sand      Soil/Fill Y Stone      Crushed Shell Y Other:     

Parking:	<u>YES, FREE</u>	Trails:	<u>NO</u>
Access Type:	<u>FISHING, BOAT</u>	Handicap:	<u>YES</u>
Watercraft Launch Access:	<u>YES</u>	Picnic Area:	<u>YES</u>
Fishing/Crabbing Area:	<u>YES</u>	Concession Facilities:	<u>NO</u>
Child Play Area:	<u>YES</u>	Restroom or Portable Toilets:	<u>YES</u>
Shoreline:	<u>BAY</u>		

Additional Site-Specific Notes: TRADERS COVE







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SAWMILL RD

Nearest Cross Street: HERBERTSVILLE RD Site ID: MQR01

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: LOT, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: YES

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: SHORT WALK FROM TRAILHEAD TO SAWMILL CREEK. BEHIND HAVENS HOMESTEAD.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 41-9 Street Address: RT 35 SOUTH

Nearest Cross Street: SANDERLING LN Site ID: BI02

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking:	<u>LOT, FEE</u>	Trails:	<u>NO</u>
Access Type:	<u>FISHING</u>	Handicap:	<u>YES</u>
Watercraft Launch Access:	<u>NO</u>	Picnic Area:	<u>YES</u>
Fishing/Crabbing Area:	<u>YES</u>	Concession Facilities:	<u>NO</u>
Child Play Area:	<u>YES</u>	Restroom or Portable Toilets:	<u>NO</u>
Shoreline:	<u>BAY</u>		

Additional Site-Specific Notes: BAYSIDE PARK





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: PINEHURST RD  
Nearest Cross Street: CEDAR RD Site ID: MR13

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET. FREE Trails: NO

Access Type: VISUAL Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: NO Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW PINEHURST





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: ROYAL DR

Nearest Cross Street: TILLER LN Site ID: CQ02

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: NO Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: CREEK

Additional Site-Specific Notes: INVESTIGATE ENCROACHMENT.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: GREENVILLE DR  
Nearest Cross Street: BAY WAY Site ID: KC05

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: SREET, FREE Trails: NO  
Access Type: VISUAL Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: NO Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. SOME VEGETATION. OLD LUMBER FENCE. NATURAL SANDY SHORE-





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: LAUREL AVE

Nearest Cross Street: COMMUNITY DR Site ID: MR15

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET. FREE Trails: NO

Access Type: VISUAL Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: NO Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. LAUREL AVE. BLUFF. VISUAL ACCESS ONLY.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: OSPREY LN

Nearest Cross Street: OSPREY LN Site ID: BI07

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other:

Parking: STREET, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: OCEAN

Additional Site-Specific Notes: OSPREY POINT DRIVE. BADGE REQUIRED.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   HULSE LANDING RD  

Nearest Cross Street:   ELLIOT LN   Site ID:   MR10  

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other:                     

Parking:                     STREET, FREE                     Trails:                     NO                    

Access Type:                     FISHING                     Handicap:                     NO                    

Watercraft Launch Access:                     NO                     Picnic Area:                     NO                    

Fishing/Crabbing Area:                     YES                     Concession Facilities:                     NO                    

Child Play Area:                     NO                     Restroom or Portable Toilets:                     NO                    

Shoreline:                     RIVER                    

Additional Site-Specific Notes:   END OF ROW. SANDY BEACH WITH BENCH. BULKHEAD & SMALL DECK.  







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   HOOPER AVE  

Nearest Cross Street:   MANOR DR   Site ID:   MR19  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:	<u>  STREET. FREE  </u>	Trails:	<u>  NO  </u>
Access Type:	<u>  FISHING  </u>	Handicap:	<u>  NO  </u>
Watercraft Launch Access:	<u>  NO  </u>	Picnic Area:	<u>  NO  </u>
Fishing/Crabbing Area:	<u>  YES  </u>	Concession Facilities:	<u>  NO  </u>
Child Play Area:	<u>  NO  </u>	Restroom or Portable Toilets:	<u>  NO  </u>
Shoreline:	<u>  RIVER  </u>		

Additional Site-Specific Notes:   GRASSY AREA OFF THE SIDE OF OLD HOOPER NEAR CEDARWOOD PARK ENTRANCE.  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SUNSET LANE NORTH

Nearest Cross Street: BAY AVE SOUTH Site ID: BI10

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other:

Parking: NO Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: OCEAN

Additional Site-Specific Notes: SUNSET LANE NORTH. BADGE REQUIRED. PRIVATE PROPERTY SIGNS POSTED? INVESTIGATE.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: STARBOARD RD

Nearest Cross Street: SEAGOIN RD Site ID: CQ00

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: BEACH, FISHING, BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. CHERRY QUAY ROAD. SMALL BEACH AT JUNCTION WITH STARBOARD





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: FONTAINEBLEAU DR  
Nearest Cross Street: QUEEN ANN RD Site ID: KC02

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: SREET, FREE Trails: NO  
Access Type: VISUAL Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: NO Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. DENSE VEGETATION.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   GLENWOOD AVE  

Nearest Cross Street:   MANTOLOKING RD   Site ID:   MR18  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:                      NO Trails:                      NO

Access Type:                      BOAT Handicap:                      NO

Watercraft Launch Access:                      YES Picnic Area:                      NO

Fishing/Crabbing Area:                      NO Concession Facilities:                      NO

Child Play Area:                      NO Restroom or Portable Toilets:                      NO

Shoreline:                      RIVER

Additional Site-Specific Notes:   END OF GLENWOOD AVENUE  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: FIFTH ST  
Nearest Cross Street: PRINCETON AVE Site ID: PA08

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET, FREE Trails: NO  
Access Type: FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: ROW extends to water. Unimproved location. Pursue public access improvement.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   EBB TIDE DR  

Nearest Cross Street:   BARNEGAT AVE   Site ID:   MR08  

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other:                     

Parking:   STREET, FREE   Trails:   NO  

Access Type:   BEACH, FISHING   Handicap:   NO  

Watercraft Launch Access:   NO   Picnic Area:   NO  

Fishing/Crabbing Area:   YES   Concession Facilities:   NO  

Child Play Area:   NO   Restroom or Portable Toilets:   NO  

Shoreline:   RIVER  

Additional Site-Specific Notes:   END OF ROW. UPPER STONE PATCH. LOWER GRASSY PATCH. BULKHEADED. SWIM  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   KNOLL CREST AVE  

Nearest Cross Street:   BAY SHORE DR   Site ID:   B05  

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:                     STREET, FREE                     Trails:                     NO                    

Access Type:                     FISHING                     Handicap:                     NO                    

Watercraft Launch Access:                     NO                     Picnic Area:                     NO                    

Fishing/Crabbing Area:                     YES                     Concession Facilities:                     NO                    

Child Play Area:                     NO                     Restroom or Portable Toilets:                     NO                    

Shoreline:                     BAY                    

Additional Site-Specific Notes:                     END OF ROW. SNAKE ROAD                    







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 958.18-23 Street Address: MIDSTREAMS RD  
Nearest Cross Street: CARROLL FOX RD Site ID: PA15

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET, FREE Trails: NO  
Access Type: VISUAL Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: NO Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: DENSE VEGETATION. INACCESSABLE. Pursue public access improvement?





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: THIRD ST

Nearest Cross Street: PRINCETON AVE Site ID: PA06

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. THIRD STREET.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   RIVER AVE  

Nearest Cross Street:   STURDY ST   Site ID:   PA00  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:                     STREET, FREE                     Trails:                     NO                    

Access Type:                     VISUAL                     Handicap:                     NO                    

Watercraft Launch Access:                     NO                     Picnic Area:                     NO                    

Fishing/Crabbing Area:                     NO                     Concession Facilities:                     NO                    

Child Play Area:                     NO                     Restroom or Portable Toilets:                     NO                    

Shoreline:                     RIVER                    

Additional Site-Specific Notes:           END OF ROW. STURDY STREET. BLOCKED BY VEG? ENCROACHMENT?          





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: BROWER DR

Nearest Cross Street: TWILIGHT DR Site ID: MR04

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

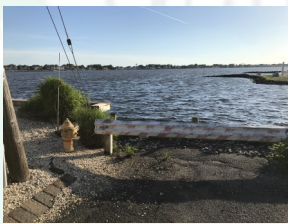
Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. BROWER DRIVE. STEEL GUARDRAIL.BULKHEAD.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   PIEL AVE  

Nearest Cross Street:   MANTOLOKING RD   Site ID:   MR16  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:   STREET. FREE   Trails:   NO  

Access Type:   VISUAL   Handicap:   NO  

Watercraft Launch Access:   NO   Picnic Area:   NO  

Fishing/Crabbing Area:   NO   Concession Facilities:   NO  

Child Play Area:   NO   Restroom or Portable Toilets:   NO  

Shoreline:   RIVER  

Additional Site-Specific Notes:   PIEL AVE / CARLISA AVE ENCROACHMENT?  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: ARLINGTON ST

Nearest Cross Street: PRINCETON AVE Site ID: PA07

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. ARLINGTON STREET. VACATED?



1850



# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: DRUM POINT RD  
Nearest Cross Street: PAUL JONES DR Site ID: B02

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET, FREE Trails: NO  
Access Type: FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. DRUM POINT ROAD (COUNTY ROW). VISUAL ONLY.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SECOND ST

Nearest Cross Street: PRINCETON AVE Site ID: PA05

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING, BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. SECOND STREET SOUTH.







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: HOMEWOOD DR

Nearest Cross Street: QUEEN ANN RD Site ID: KC01

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. VEGETATION, RIP RAP SHORELINE. MAJOR ENCROACHMENT. PURSUE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: PRINCETON AVE  
Nearest Cross Street: SOUTH DR Site ID: PA10

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. PRINCETON AVE.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: NORTH DR

Nearest Cross Street: PRINCETON AVE Site ID: PA11

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: LAGOON END. LAGOON RUNS PERPENDICULAR TO NORTH DRIVE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   OCEAN TERRACE  

Nearest Cross Street:   EIGHTH AVE   Site ID:   BI05  

## Description of Public Access Area

Surface Type: Pavement      Sand   Y   Soil/Fill      Stone      Crushed Shell      Other:                     

Parking:	<u>  STREET, FREE  </u>	Trails:	<u>  NO  </u>
Access Type:	<u>  BEACH, FISHING  </u>	Handicap:	<u>  NO  </u>
Watercraft Launch Access:	<u>  NO  </u>	Picnic Area:	<u>  NO  </u>
Fishing/Crabbing Area:	<u>  YES  </u>	Concession Facilities:	<u>  NO  </u>
Child Play Area:	<u>  NO  </u>	Restroom or Portable Toilets:	<u>  NO  </u>
Shoreline:	<u>  OCEAN  </u>		

Additional Site-Specific Notes:   NORMANDY BEACH. BADGES REQUIRED.  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 42.01-1 Street Address: RT 35 NORTH

Nearest Cross Street: BELAIR RD Site ID: BI08

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: LOT, RESTRICTED Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: OCEAN

Additional Site-Specific Notes: BRICK BEACH 2





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: DOCK RD  
Nearest Cross Street: OXFORD RD Site ID: MR12

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET. FREE Trails: NO  
Access Type: BEACH, FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. DOCK ROAD. KAYAK ACCESSIBLE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   ARLINGTON ST  

Nearest Cross Street:   PRINCETON AVE   Site ID:   PA12  

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:                     STREET, FREE                     Trails:                     NO                    

Access Type:                     FISHING                     Handicap:                     NO                    

Watercraft Launch Access:                     NO                     Picnic Area:                     NO                    

Fishing/Crabbing Area:                     YES                     Concession Facilities:                     NO                    

Child Play Area:                     NO                     Restroom or Portable Toilets:                     NO                    

Shoreline:                     RIVER                    

Additional Site-Specific Notes:                     END OF ROW. ARLINGTON STREET. VACATED?                    





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: OCEAN TERRACE  
Nearest Cross Street: SIXTH AVE Site ID: BI03

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET, FREE Trails: NO  
Access Type: BEACH, FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: OCEAN

Additional Site-Specific Notes: NORMANDY BEACH. BADGES REQUIRED.







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   CAYUGA LN  

Nearest Cross Street:   IRIQUOIS DR   Site ID:   PA03  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:                     STREET, FREE                     Trails:                     NO                    

Access Type:                     FISHING                     Handicap:                     NO                    

Watercraft Launch Access:                     NO                     Picnic Area:                     NO                    

Fishing/Crabbing Area:                     YES                     Concession Facilities:                     NO                    

Child Play Area:                     NO                     Restroom or Portable Toilets:                     NO                    

Shoreline:                     RIVER                    

Additional Site-Specific Notes:   END OF ROW. End of Cayuga Lane is public property. ROW extends to bulkheaded  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: ACAPULCO DR

Nearest Cross Street: QUEEN ANN RD Site ID: KC00

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. NATURAL SHORELINE BEHIND TRAFFIC BARRIER MOSTLY BLOCKED BY





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   TILTON RD  

Nearest Cross Street:   WEST MANTOLOKING DR   Site ID:   MR02  

### Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:                     STREET, FREE                     Trails:                     NO                    

Access Type:                     FISHING                     Handicap:                     NO                    

Watercraft Launch Access:                     NO                     Picnic Area:                     NO                    

Fishing/Crabbing Area:                     YES                     Concession Facilities:                     NO                    

Child Play Area:                     NO                     Restroom or Portable Toilets:                     NO                    

Shoreline:                     RIVER                    

Additional Site-Specific Notes:           END OF ROW. TILTON ROAD. STEEL GUARDRAIL. RIP-RAP SHORELINE.          





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: MIZZEN RD

Nearest Cross Street: BINNACLE RD Site ID: CQ01

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: NO Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: LAGOON

Additional Site-Specific Notes: BOAT RAMP HERE. INVESTIGATE.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: MANCHESTER AVE  
Nearest Cross Street: MANTOLOKING RD Site ID: MR17

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET. FREE Trails: NO  
Access Type: VISUAL Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: NO Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. MANCHESTER AVE. ENCROACHMENT?





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: ISLAND DR

Nearest Cross Street: CHEROKEE LN Site ID: PA02

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF LAGOON. LAGOON RUNS PERPENDICULAR TO ISLAND DRIVE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SECOND ST

Nearest Cross Street: PARKER AVE Site ID: PA14

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. SECOND STREET NORTH.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   MOREY LN  

Nearest Cross Street:   BARNEGAT AVE   Site ID:   MR06  

### Description of Public Access Area

Surface Type: Pavement      Sand   Y   Soil/Fill   Y   Stone      Crushed Shell      Other:                     

Parking:	<u>  STREET, FREE  </u>	Trails:	<u>  NO  </u>
Access Type:	<u>  BEACH, FISHING  </u>	Handicap:	<u>  NO  </u>
Watercraft Launch Access:	<u>  NO  </u>	Picnic Area:	<u>  NO  </u>
Fishing/Crabbing Area:	<u>  YES  </u>	Concession Facilities:	<u>  NO  </u>
Child Play Area:	<u>  NO  </u>	Restroom or Portable Toilets:	<u>  NO  </u>
Shoreline:	<u>  RIVER  </u>		

Additional Site-Specific Notes:   END OF ROW. STAIRS TO SMALL SANDY BEACH, BULKHEAD. SWIM LADDER?  







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: OCEAN TERRACE

Nearest Cross Street: SEVENTH AVE Site ID: BI04

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: OCEAN

Additional Site-Specific Notes: NORMANDY BEACH. BADGES REQUIRED.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SCHEIBER DR

Nearest Cross Street: TWILIGHT DR Site ID: MR05

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other:

Parking: STREET, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. SCHEIBER DRIVE. STEEL GUARDRAIL. BULKHEAD & SMALL DECK.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: NORTH RALEIGH RD

Nearest Cross Street: MANTOLOKING RD Site ID: MR09

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. GRASSY PATH TO WATER. BULKHEAD.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SUNNYDALE DR

Nearest Cross Street: QUEEN ANN RD Site ID: KC03

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. SANDY TRAIL AND BEACH. CURRENTLY BLOCKED BY SMALL TRAILER.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   CLUB HOUSE PLAZA  

Nearest Cross Street:   COMMUNITY DR   Site ID:   MR14  

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other:                     

Parking:   STREET. FREE   Trails:   NO  

Access Type:   FISHING   Handicap:   NO  

Watercraft Launch Access:   NO   Picnic Area:   NO  

Fishing/Crabbing Area:   YES   Concession Facilities:   NO  

Child Play Area:   NO   Restroom or Portable Toilets:   NO  

Shoreline:   RIVER  

Additional Site-Specific Notes:   END OF ROW. CLUB HOUSE PLAZA.  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: LAWNDALE DR

Nearest Cross Street: BAY WAY Site ID: KC06

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: VISUAL Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: NO Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: END OF ROW. SMALL GRASSY AREA WITH SHADE TREE. SHORT VEGETATION SHORE-





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: RIVERVIEW DR

Nearest Cross Street: BARNEGAT AVE Site ID: MR07

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. GRASSY PATCH. BULKHEADED. SWIM LADDER?





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: <u>N/A</u>	Street Address: <u>NORTH BAY DR</u>
Nearest Cross Street: <u>BAY BLVD</u>	Site ID: <u>BI01</u>

## Description of Public Access Area

Surface Type: Pavement <input type="checkbox"/> Sand <input type="checkbox"/> Soil/Fill <input type="checkbox"/> Y Stone <input type="checkbox"/> Crushed Shell <input type="checkbox"/> Other: _____	
Parking: _____ NO	Trails: _____ NO
Access Type: _____ FISHING	Handicap: _____ NO
Watercraft Launch Access: _____ NO	Picnic Area: _____ NO
Fishing/Crabbing Area: _____ YES	Concession Facilities: _____ NO
Child Play Area: _____ NO	Restroom or Portable Toilets: _____ NO
Shoreline: _____ BAY	

Additional Site-Specific Notes: DEDICATED BENCH AT END OF ROW, SMALL SAND AREA BULKHEADED







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: CHANNEL DR

Nearest Cross Street: BAYVIEW DR Site ID: B00

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING, BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: RAMP AVAILABLE FOR A \$5 DONATION





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: MANOR DR  
Nearest Cross Street: EASTERN LANE Site ID: MR20

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET. FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. EASTERN LANE.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID:   N/A   Street Address:   BROOKFILED DR  

Nearest Cross Street:   QUEEN ANN RD   Site ID:   KC04  

**Description of Public Access Area**

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking:   FREE, FREE   Trails:   NO  

Access Type:   VISUAL   Handicap:   NO  

Watercraft Launch Access:   NO   Picnic Area:   NO  

Fishing/Crabbing Area:   NO   Concession Facilities:   NO  

Child Play Area:   NO   Restroom or Portable Toilets:   NO  

Shoreline:   BAY  

**Additional Site-Specific Notes:**   END OF ROW. SOME VEGETATION. ANCIENT BULKHEAD IN DISREPAIR. CHAIN LINK  





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: SOUTH DR

Nearest Cross Street: BAY AVE Site ID: PA09

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: LAGOON END. LAGOON RUNS PERPENDICULAR TO SOUTH DRIVE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: FOURTH ST

Nearest Cross Street: PARKER AVE Site ID: PA13

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. FOURTH STREET NORTH.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: RIVIERA DR  
Nearest Cross Street: RT 70 EAST Site ID: MQR02

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: STREET, FREE Trails: NO  
Access Type: BEACH, FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: SMALL DOCK ON NORTH SIDE OF BRIELLE BRIDGE.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: MERIDIAN DR

Nearest Cross Street: RAINBOW DR Site ID: PA17

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: VISUAL Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: NO Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: END OF ROW. MERIDIAN DR. TRAIL?





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 283-104 Street Address: CHANNEL DR

Nearest Cross Street: BAYVIEW DR Site ID: B01

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Y Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: NW SIDE OF CHANNEL DRIVE. VISUAL ONLY







# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 45-1.02 Street Address: RT 35 SOUTH  
Nearest Cross Street: BAY AVE SOUTH Site ID: B100

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: TRAIL, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: ??? Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: BAMBE CROSS COVE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 211.02-7 Street Address: ROCHESTER DR

Nearest Cross Street: HAMILTON DR Site ID: B06

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: STREET, FREE Trails: NO

Access Type: BEACH, FISHING, BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: BAY

Additional Site-Specific Notes: SMALL BEACH





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: PLEASANT DR

Nearest Cross Street: SAGER RD Site ID: KC09

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: SREET, FREE Trails: NO

Access Type: BEACH, FISHING Handicap: NO

Watercraft Launch Access: NO Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: CREEK

Additional Site-Specific Notes: END OF LAGOON. SEASONAL SAWGRASS NEEDS MAINTAINENCE.PURSUE PUBLIC





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: PLEASANT DR  
Nearest Cross Street: SAGER RD Site ID: KC10

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: SREET, FREE Trails: NO  
Access Type: BEACH, FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: CREEK

Additional Site-Specific Notes: END OF SAGER ROAD. INVESTIGATE





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: RT 70 WEST  
Nearest Cross Street: FORGE POIND RD Site ID: FP00

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: LOT, FREE Trails: YES  
Access Type: BEACH, FISHING, BOAT Handicap: NO  
Watercraft Launch Access: YES Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: ACCESS TRAIL ON NORTH SIDE OF ROUTE 70.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 151-1 Street Address: MANTOLOKING RD  
Nearest Cross Street: VANADA DR Site ID: MR11

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: LOT, FREE Trails: YES  
Access Type: BEACH, FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: RIVER

Additional Site-Specific Notes: RIVERSIDE WOODS. PUSUE PUBLIC ACCESS IMPROVEMENT





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: N/A Street Address: RT 70 WEST

Nearest Cross Street: FORGE POIND RD Site ID: FP01

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_

Parking: LOT, FREE Trails: YES

Access Type: BEACH, FISHING, BOAT Handicap: NO

Watercraft Launch Access: YES Picnic Area: NO

Fishing/Crabbing Area: YES Concession Facilities: NO

Child Play Area: NO Restroom or Portable Toilets: NO

Shoreline: RIVER

Additional Site-Specific Notes: ACCESS TRAIL ON NORTH SIDE OF ROUTE 70.





# Brick Township Municipal Public Access Community Needs Assessment

Block-Lot ID: 109-28 Street Address: MANTOLOKING RD  
Nearest Cross Street: ADAMSTON RD Site ID: MR00

## Description of Public Access Area

Surface Type: Pavement  Sand  Soil/Fill  Stone  Crushed Shell  Other: \_\_\_\_\_  
Parking: LOT, FREE Trails: YES  
Access Type: BEACH, FISHING Handicap: NO  
Watercraft Launch Access: NO Picnic Area: NO  
Fishing/Crabbing Area: YES Concession Facilities: NO  
Child Play Area: NO Restroom or Portable Toilets: NO  
Shoreline: BAY

Additional Site-Specific Notes: DECAMP TRAIL LEADS TO WATER



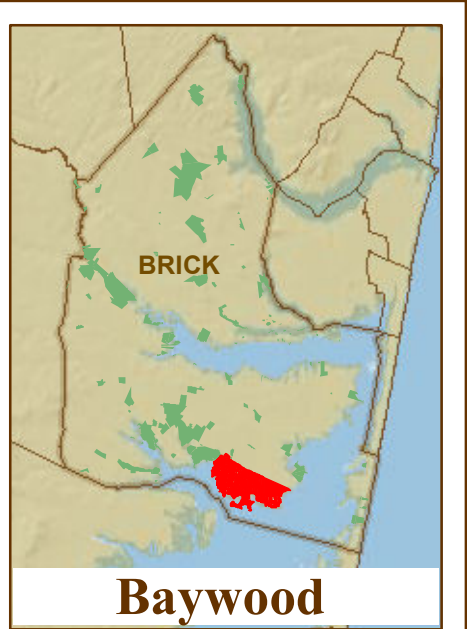




APPENDIX 6

**Public Access Location Maps**





**Baywood**  
Township of Brick  
Ocean County - NJ



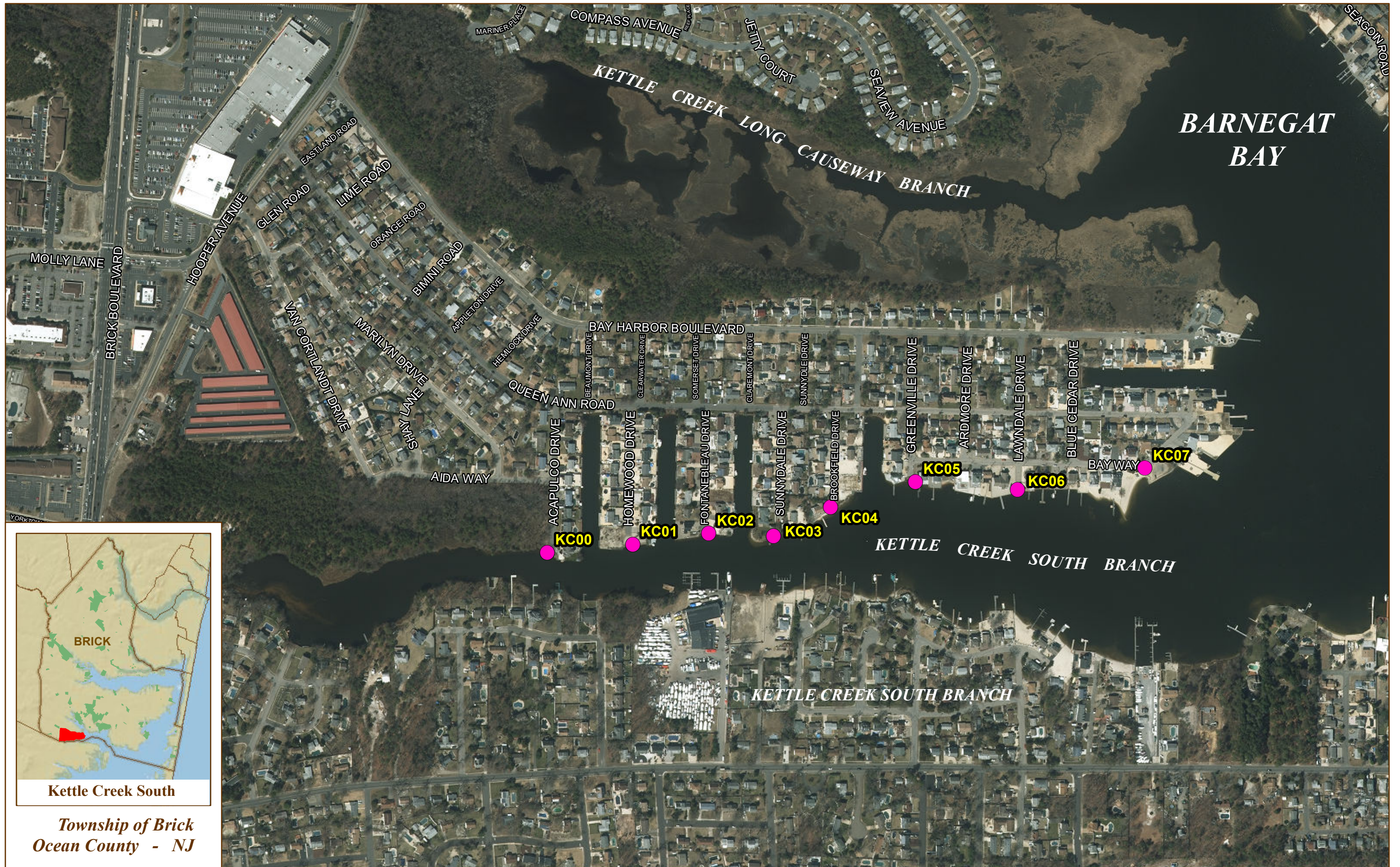
**Forge Pond**

*Township of Brick  
Ocean County - NJ*



**Kettle Creek North**

*Township of Brick  
Ocean County - NJ*



*BARNEGAT  
BAY*

*KETTLE CREEK LONG CAUSEWAY BRANCH*

*BAY HARBOR BOULEVARD*

*KETTLE CREEK SOUTH BRANCH*

*KETTLE CREEK SOUTH BRANCH*

**KC00**

**KC01**

**KC02**

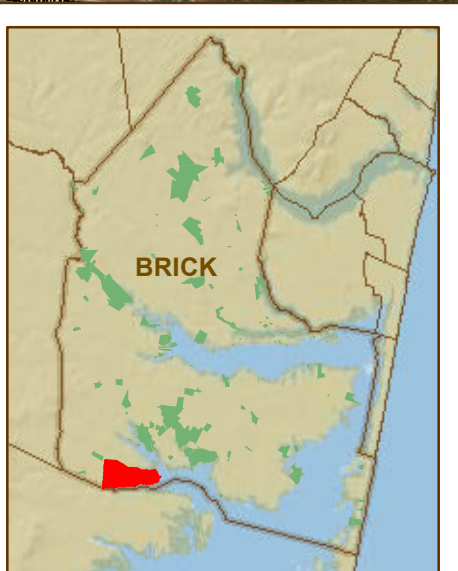
**KC03**

**KC04**

**KC05**

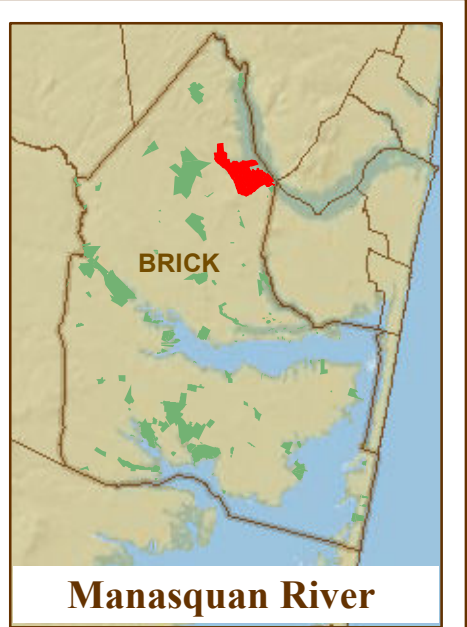
**KC06**

**KC07**



**Kettle Creek South**

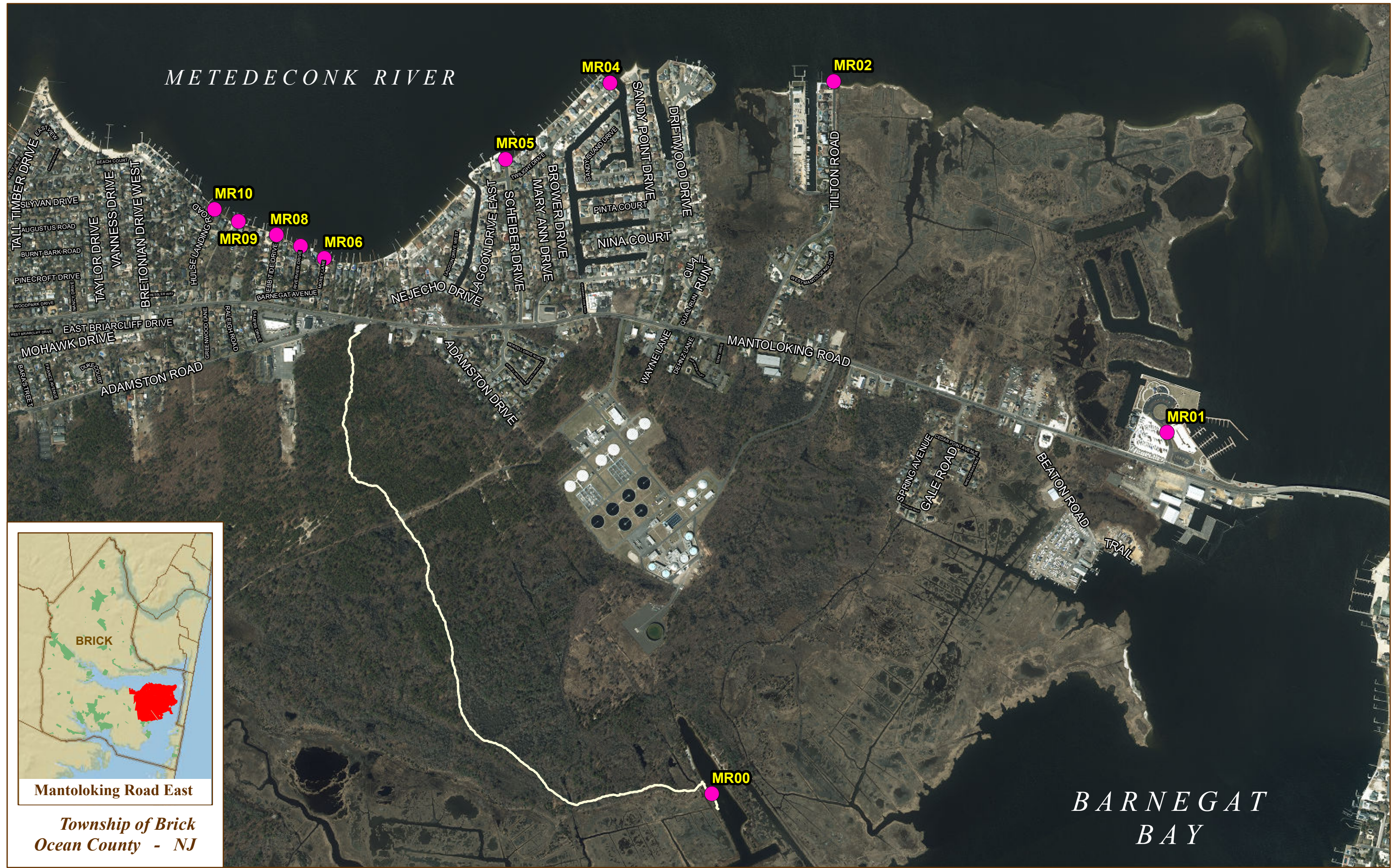
*Township of Brick  
Ocean County - NJ*



**Manasquan River**

*Township of Brick  
Ocean County - NJ*

METEDECONK RIVER



MR04

MR02

MR05

MR10

MR09

MR08

MR06

MR01

MR00

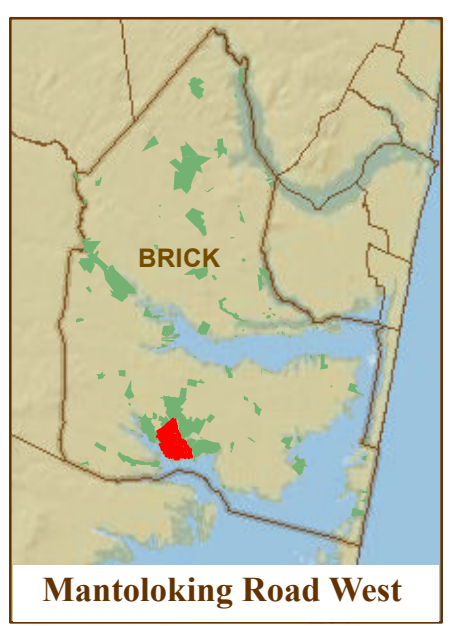
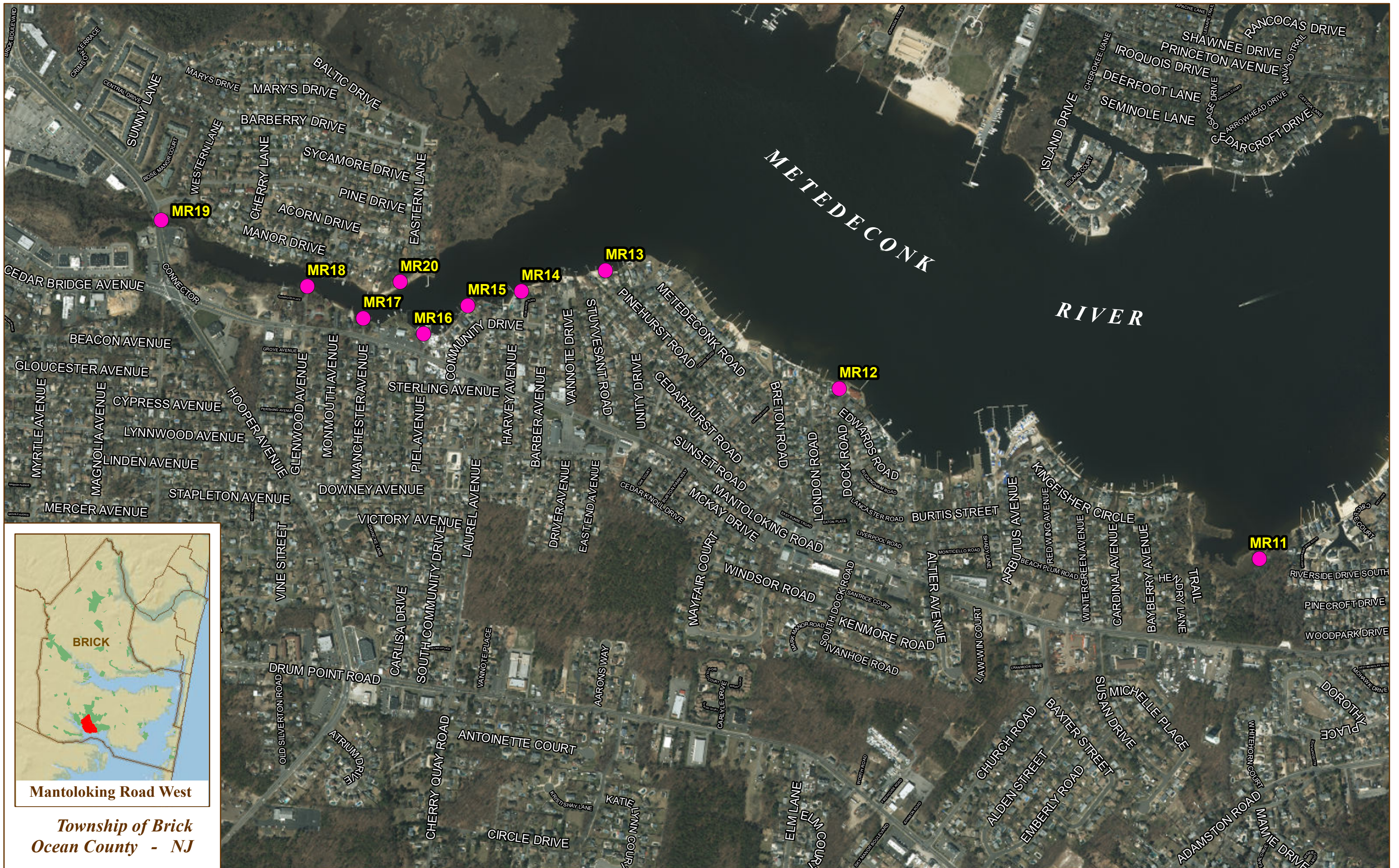


Mantoloking Road East

Township of Brick  
Ocean County - NJ

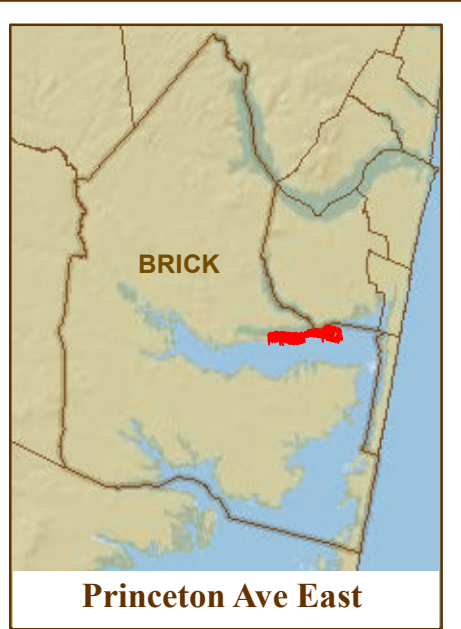
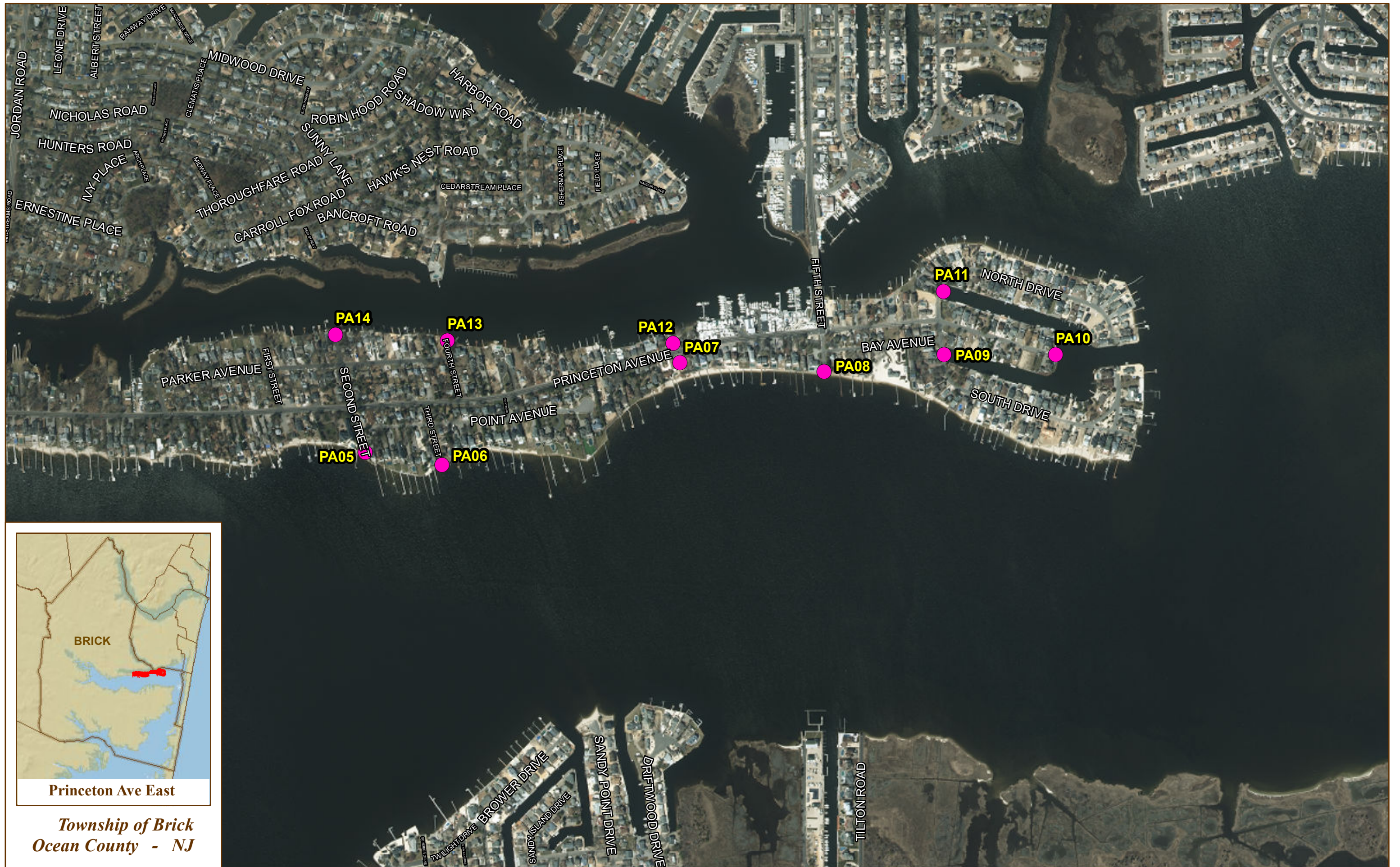
BARNEGAT  
BAY





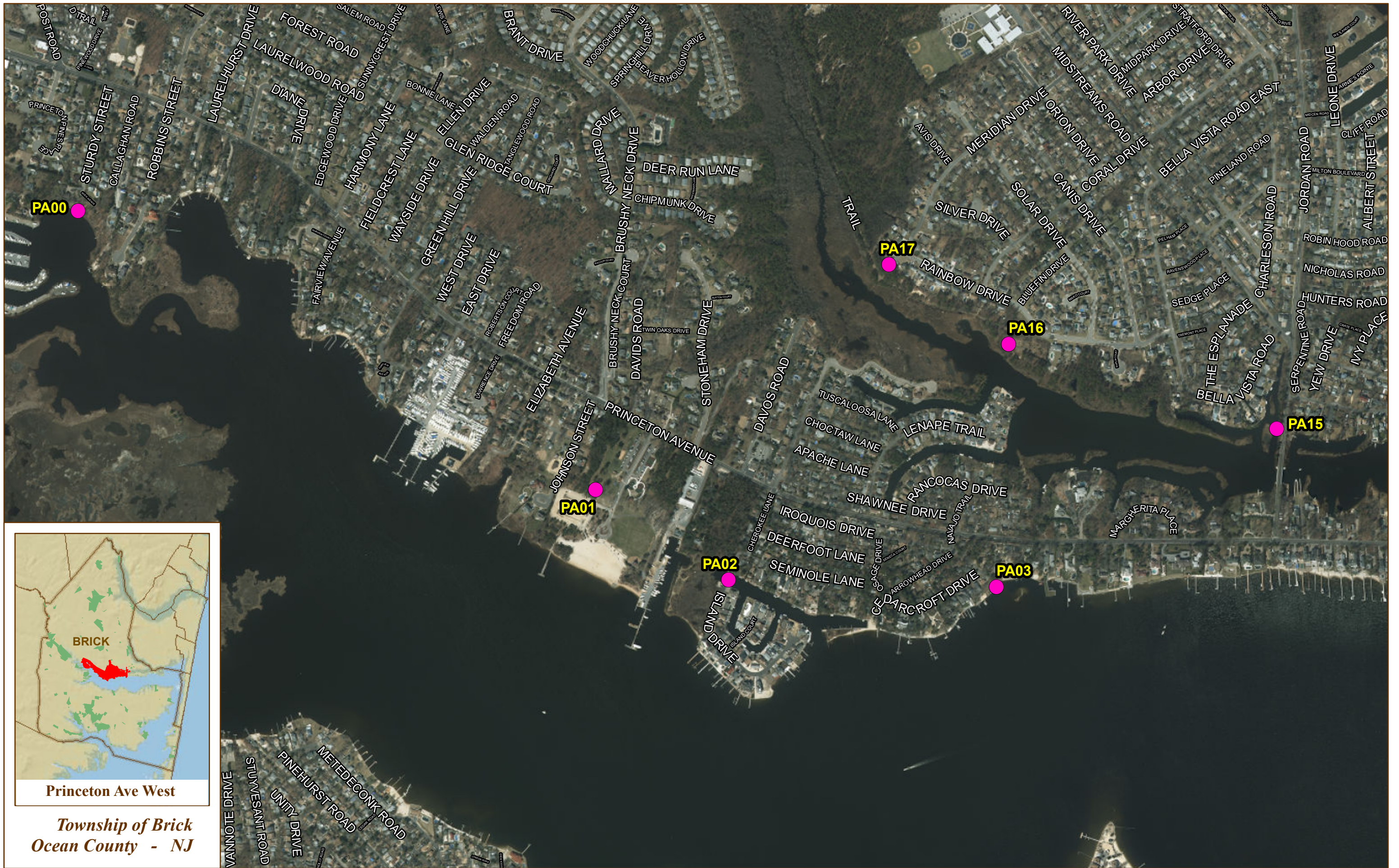
**Mantoloking Road West**

*Township of Brick  
Ocean County - NJ*



Princeton Ave East

*Township of Brick  
Ocean County - NJ*



Princeton Ave West

Township of Brick  
Ocean County - NJ

BRICK TOWNSHIP PLANNING BOARD  
ADOPTION OF THE MASTER PLAN ELEMENTS  
MUNICIPAL PUBLIC ACCESS PLAN

RESOLUTION R-22-2021  
May 26, 2021

WHEREAS, the Township of Brick has undertaken a program to update the Master Plan which was last adopted by the Township of Brick on June 7, 2007 and Reexamined on October 24, 2012, March 30, 2016 and August 22, 2018; and

WHEREAS, such updating is required by the New Jersey Municipal Land Use Law subject to Article 3 – Master Plan, N.J.S.A. 40:55D-28 and Article 11 – Periodic Reexamination of Municipal Plans and Regulations, N.J.S.A. 40:55D-89; and

WHEREAS, the Planning Board of the Township of Brick desires to facilitate the orderly growth and redevelopment of the Community into the future; and

WHEREAS, the Planning Board has worked with the Township’s Division of Land Use and Planning to make careful and comprehensive surveys and studies of the present conditions and the prospects for future growth, and to thereafter lay out physical development maps of the Township and then to make written and oral recommendations concerning the development of the community; and

WHEREAS, the Planning Board has periodically reviewed, analyzed and discussed the development plans and recommendations at multiple public meetings; and

WHEREAS, the Planning Board has finalized its updated proposal for the Master Plan in regard to the Municipal Public Access Plan (MPAP) Element (N.J.S.A. 40:55D-29b(17)) and

held a workshop with the Master Plan Committee and one public hearing pursuant to the law in order to receive public comments, suggestions and recommendations; and

WHEREAS, the Planning Board has considered the comments, suggestions and recommendations of the public with regard to the Master Plan; and

WHEREAS, the Planning Board is satisfied that the proposed Master Plan incorporates all matters which bear an essential relation to the planning of community, including but not limited to the elements of the Master Plan that have been proposed; and

WHEREAS, the Planning Board has given due consideration to the probability of the Township to carry out, over a period of years, the public and quasi-public projects embraced within the plan without the imposition of unreasonable financial burdens; and

WHEREAS, the Planning Board concluded that the attached updated Master Plan Municipal Public Access Plan (MPAP) Element will accomplish at a coordinated and harmonious development and redevelopment of the Township of Brick and its environs which will in accordance with the present and future needs promote health, safety, morals, order, convenience, prosperity and general welfare as well as efficiency and economy in the process of development, and the maintenance of property values previously established; and said Master Plan also includes adequate consideration for the promotion of safety from fire and other dangers, adequate provisions for light and air, the promotion of good civic design and arrangement and the wise and efficient expenditure of public funds.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Board of the Township of Brick, County of Ocean, State of New Jersey on the 26<sup>th</sup> day of May 2021 that the attached updated Master Plan be and hereby is adopted as the Master Plan of the Township of Brick in regard to the Municipal Public Access Plan (MPAP) Elements of the Master Plan.

MOVED BY Mr. Occhiogrosso

SECONDED BY Mr. Aiello

VOTING IN THE AFFIRMATIVE Mr. Clayton, Councilman Mummolo, Mr. Occhiogrosso,  
Mr. Philipson, Mr. Fagen, Mr. Osipovitch, Mr. Ward,  
Mr. Aiello, Mr. Cooke

VOTING IN THE NEGATIVE

INELEIGIBLE TO VOTE

ABSTAINING

ABSENT Mr. Nugent

#### CERTIFICATION

I, Pamela O'Neill, Secretary of the Planning Board of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly ADOPTED by the said Planning Board of the Township of Brick at a regular meeting held on the 26<sup>th</sup> day of May, 2021.



PAMELA O'NEILL

Secretary, Brick Township Planning Board

**RESOLUTION**

**A RESOLUTION APPROVING THE MUNICIPAL PUBLIC ACCESS PLAN**

**WHEREAS**, the Township of Brick Municipal Public Access Plan (MPAP) was submitted to the Township Council and reviewed at the regular meeting of June 22, 2021, 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, and

**WHEREAS**, the Planning Board has finalized its updated proposal for the Master Plan in regard to the Municipal Public Access Plan (MPAP) Element (N.J.S.A. 40:55D-29b(17)) and held a workshop with the Master Plan Committee and one public hearing on May 26<sup>th</sup>, 2021 pursuant to the law in order to receive public comments, suggestions and recommendations; and

**WHEREAS**, the Planning Board adopted a Resolution of Approval on May 26, 2021 at its regular meeting, amending the Master Plan to include the Municipal Public Access Plan (MPAP) Element (N.J.S.A. 40:55D-29b(17)) in accordance with New Jersey Municipal Land Use Law subject to Article 3 – Master Plan, N.J.S.A. 40:55D-28 and Article 11 – Periodic Reexamination of Municipal Plans and Regulations, N.J.S.A. 40:55D-89; and

**NOW, THEREFORE, BE IT RESOLVED** by the *Township of Brick Township Council* of the *Township of Brick*, the "*Township of Brick Municipal Public Access Plan*," a copy of which is attached, is hereby approved.

**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.

**CERTIFICATION**

I, Lynnette A. Iannarone, Clerk of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Council of the Township of Brick on June 22, 2021.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of this Township this 22nd day of June, 2021.

  
LYNNETTE A. IANNARONE  
TOWNSHIP CLERK

Agenda #	6/Date
4-15	06/22/21
Agenda #	Date
Agenda #	Date
Agenda #	Date



## State of New Jersey

Department of Environmental Protection

OFFICE OF POLICY

P.O. Box 420, 401 East State Street

Mail Code 401-07B

Trenton, New Jersey 08625-0420

Telephone: (609) 292-1932

PHILIP D. MURPHY  
*Governor*

SHEILA Y. OLIVER  
*Lt. Governor*

SHAWN M. LATOURETTE  
*ACTING Commissioner*

Tara Paxton  
Township of Brick  
401 Chambers Bridge Road  
Brick, NJ 08723

February 22, 2021

Re: Brick Township Municipal Public Access Plan (MPAP) Approval  
Ocean County, New Jersey

Dear Ms. Paxton,

The New Jersey Department of Environmental Protection (Department) is pleased to inform you that Brick Township Municipal Public Access Plan (MPAP) has met the criteria of the Coastal Zone Management Rules, public access rule, N.J.A.C. 7:7-16.9. In accordance with N.J.A.C. 7:7-16.9(h), the Township of Brick shall incorporate the Department-approved MPAP into the municipal Master Plan through a resolution. Once the MPAP has been adopted into the municipal Master Plan, please forward a copy of the resolution as well as a final copy of the MPAP to Jill Aspinwall of the Office of Policy. This approval will not be considered final until the MPAP has been adopted into the municipal master plan. Upon Department receipt of the resolution, public access required to satisfy the conditions of a coastal permit for development within the municipality shall be provided in accordance with the MPAP.

This approval is subject to the following conditions:

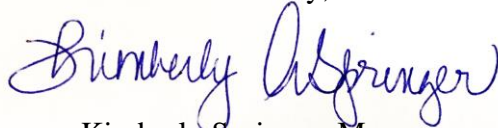
1. The Township shall notify the Department two weeks in advance of the dates and times of any scheduled public meetings on the Department-approved MPAP, so the Department can post the meeting information on the Department's Public Access website.
2. The Township shall notify and submit to the Department for approval any changes to a Department-approved MPAP that impact the location or type of public access provided within 90 days of such change. Failure to submit any changes may constitute good cause to revoke approval of a MPAP.
3. The Township shall provide the Department with an update on the status of all projects that have been undertaken in accordance with the MPAP every five years after its adoption.



4. The Department reserves the right to revoke its approval of the MPAP for good cause as outlined at N.J.A.C. 7:7-16.9(j).
5. A copy of this letter must be enclosed with any future permit application(s) filed with the Department.
6. This determination does not eliminate the need for any permits, approvals, or certifications required by the Department of any Federal, State, County or municipal review agency with jurisdiction over this project/activity.
7. The issuance of this determination shall not obligate the Department to issue any other approvals, permits or certifications required for this project/activity.

If you should have any questions, please contact Jill Aspinwall of my staff at [jill.aspinwall@dep.nj.gov](mailto:jill.aspinwall@dep.nj.gov) or by phone at 609-984-9736.

Sincerely,

A handwritten signature in blue ink that reads "Kimberly Springer". The signature is fluid and cursive.

Kimberly Springer, Manager  
Office of Policy  
Land Use Management

- c. Kerry Pflugh, NJDEP  
Colleen Keller, NJDEP