



Asbury Park, New Jersey
ORDINANCE NO. 2024-2

ORDINANCE OF THE CITY OF ASBURY PARK AMENDING AND SUPPLEMENTING §4-1.4, ENTITLED “FEES,” OF §4-1, “BUSINESS LICENSES,” OF CHAPTER 4, “GENERAL LICENSING,” OF “THE CODE OF THE CITY OF ASBURY PARK.”

WHEREAS, the City of Asbury Park (the “City”) previously established §4-1.4, entitled “Fees,” of §4-1, “Business Licenses,” of Chapter 4, “General Licensing,” of “The Code of the City of Asbury Park” (also referenced as the “City Code”); and

WHEREAS, the Mayor and Council wish to revise §4-1.4 of the City Code in order to incorporate the requirements of P.L. 2022, c.92, as set forth below.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Asbury Park, in the County of Monmouth and State of New Jersey, that §4-1.4, currently entitled “Fees,” of §4-1, “Business Licenses,” of Chapter 4, “General Licensing,” of “The Code of the City of Asbury Park” is hereby amended and supplemented as follows (additions are shown with underline):

Chapter 4. General Licensing

§ 4-1. BUSINESS LICENSES.

§ 4-1.4. Fees; Insurance Requirements.

- a. Fees Enumerated. The annual license fees paid to the City for conducting the business herein named at the place to be designed in the license certificate issued therefore are as follows:

Amusements or amusement rides, each	\$200
Arcade Games, per machine	\$25
Automobile/Motor Cycles agency or show rooms:	
Sale of New Cars/Motor Cycles only	\$250
Sale of Used Cars/Motor Cycles only	\$250
Sale of New and Used Cars/Motor Cycles	\$500
Automobile Rentals	\$100
Automobile Repair and/or Service Station	\$100
Barber Shop/Hair Salons	\$50
Plus per chair	\$10
Brewery/Distributors	\$300
Brewery/Distributors that provide tours and/or sells product to	\$500

public	
Boarding houses, hotels, motels, inns, bed & breakfast, lodging houses	
Each sleeping room	\$10
Minimum license fee	\$50
Concessions	\$100
Contractors/General Builders, any kind	\$100
Dance Hall	\$150
Liquor Distributors	\$100
Driving School	\$100
Drug Store/Pharmacy	\$200
Food Store	
0 to 3,000 square feet	\$150
3,001 square feet and over	\$1,500
Live entertainment conducted for private pecuniary gain in Non-City owned buildings with an occupancy capacity of 1,000 persons or more	\$2,500
Garage and Parking lot	\$250
Market Place/Inside Flea Markets	\$100
Miscellaneous (other business not classified or enumerated)	\$100
Newspaper Publisher	\$150
Nightclubs, established, permitting dancing or public entertainment where food or beverages are served to patrons	
Accommodations, up to 100 persons	\$100
Accommodations, from 101 to 200 patrons	\$200
Accommodation over 200 patrons	\$400
Professional Services (accounting, legal, medical and other such services provided by a formally certified member of a professional body) [Ord. No. 2016-50]	\$100
Real Estate Agent	\$100
Restaurants	
Less than 15 tables	\$100
15-30 tables	\$150
Over 30 tables	\$200
Retail (any sale of goods)	\$100
Shuttle Services	\$200
Studios (dance, art, photography, etc.)	\$100
Swimming Pools	\$500
Theater, opera or movie	
0-150 persons	\$150
151-350 persons	\$400
351-999 persons	\$800
1,000 persons or more	\$2,500
Trucks or other vehicles selling food or drinks (stationary)	\$100

- b. Additional Fee for Mercantile Licenses with Non-Life Hazard Uses. In addition to the fees enumerated in Subsection **a.** above, all mercantile licenses with non-life hazard uses, as determined by the Fire Official of the City of Asbury Park, shall pay an additional fee as established in Chapter XIV, Fire Prevention and Protection, per year to cover the cost of an annual fire inspection as required by the Division of Fire Safety Bureau of the New Jersey Department of Community Affairs.
- c. In accordance with P.L. 2022, c.92 (N.J.S.A. 40A:10A-1, et seq.), the owner of a business or the owner of a rental unit or units within the City shall abide by the following requirements:
1. Except as provided in § 4-1.4c2 below, the owner of a business or the owner of a rental unit or units shall maintain liability insurance for negligent acts and omissions in an amount of no less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.
 2. The owner of a multifamily home which is four (4) or fewer units, one of which is owner-occupied, shall maintain liability insurance for negligent acts and omissions in an amount of no less than \$300,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.
 3. The owner of a business, the owner of a rental unit or units, and the owner of a multifamily home of four (4) or fewer units, one of which is owner occupied, shall annually register the certificate of insurance with the City demonstrating compliance with the requirements set forth above no later than January 31st of each year. An annual Business Insurance Coverage Registration Fee of ten dollars (\$10) shall be required to be paid at the time of registration.
 4. The City may collect, through a summary proceeding pursuant to the “Penalty Enforcement Law of 1999,” P.L. 1999, c. 274 (N.J.S.A. 2A:58-10, et seq.), a fine of not less than \$500 but no more than \$5,000 against an owner who has failed to comply with the provisions of this Section.

BE IT FURTHER ORDAINED, that all other provisions of Chapter 4 of the City Code which are not referenced in this Ordinance shall remain unaffected/unchanged and remain in full force and effect.

BE IT FURTHER ORDAINED, that all parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the

portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon final passage and publication in accordance with the law, following the required twenty (20) day period after adoption, as set forth in N.J.S.A. 40:69A-181(b).

BE IT FURTHER ORDAINED, that the requirements of this Ordinance shall be retroactive to the effective date of P.L. 2022, c.92.

I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2024-2 which was finally adopted by the City Council at a meeting held on the 14th day of February, 2024



LISA ESPOSITO
CITY CLERK

✓ Vote Record - Ordinance 2024-2						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Adopted						
<input type="checkbox"/> Adopted as Amended						
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Tabled						
<input type="checkbox"/> Withdrawn						
<input type="checkbox"/> Introduced						
	Angela Ahbez-Anderson	Mover	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Eileen Chapman	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Yvonne Clayton	Seconder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Amy Quinn	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	John Moor	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>