

1RESOLUTION  
NO. 100 OF 2016

AUTHORIZING THE CITY OF VENTNOR CITY TO ENTER INTO  
REVOCABLE LICENSE AGREEMENT WITH 105 NORTH SURREY AVENUE

**WHEREAS**, Lawrence and Theresa Fuchs (hereinafter collectively the “Homeowners) are the owners of 105 North Surrey Avenue, Lot 2, Block 149 (hereinafter the “Property”), in the City of Ventnor, New Jersey;

**WHEREAS**, in April, 2010, the Homeowners received a “C” Variance for various relief for the renovations to their home, one request was permission to place a fence within the City’s right of way. The Zoning Board on April 1, 2010 granted the relief requested and required the Homeowners to request a License Agreement to construct the proposed fence in the public right of way which property is owned by the City of Ventnor City;

**WHEREAS**, the Homeowners have requested permission to install a fence within the City of Ventnor’s right of way;

**WHEREAS**, based on the opinion of the City’s engineer and building official, the fence must be installed to be in conformity with the City of Ventnor’s developmental regulations;

**WHEREAS**, the City of Ventnor is willing to enter into a Revocable License Agreement with the Homeowners to permit the encroachment upon certain terms and conditions in order to avoid any hardship, inconvenience and expense to the Homeowners, as well as for the safety of citizens near the open waterway;

**WHEREAS**, the terms and conditions are set forth more fully in the Revocable License Agreement;

**WHEREAS**, upon execution, the Revocable License Agreement shall be filed with the Atlantic County Clerk’s Office;

**WHEREAS**, a copy of the Revocable License Agreement between the Homeowners and the City of Ventnor will be available in the Ventnor City Clerk’s Office for review by the public; and

**NOW THEREFORE BE IT RESOLVED** by the Board of Commissioners of the City of Ventnor City, County of Atlantic and State of New Jersey, that the Mayor is hereby authorized to execute, on behalf of the City of Ventnor City, the aforesaid Revocable License Agreement.

Members of the Board of Commissioners  
of the City of Ventnor City, NJ

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Mayor Beth Holtzman

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Commissioner H. Timothy Kriebel

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Commissioner Lance B. Landgraf, Jr.

I, **JANICE K. CALLAGHAN**, City Clerk of the **CITY OF VENTNOR CITY**, do hereby certify that the foregoing resolution was duly adopted at a regular meeting of the **Ventnor City Board of Commissioners** held this 21<sup>st</sup> day of July, **2016** and in witness whereof I have hereunder set my hand and official seal on this date written.

	Motion	Second	Yes	Nay	Abstain	Absent
Holtzman						
Kriebel						
Landgraf						

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JANICE K. CALLAGHAN, RMC

CITY CLERK