

**AMENDED RESOLUTION - SPECIAL EVENT PERMIT – ST. SHARBEL MARONITE  
CHURCH FESTIVAL – JUNE 26, 27, 28, 2009 – 526 EASTON AVENUE, SOMERSET**

**WHEREAS**, a request has been received from Monsignor Maroun Asmar for permission to have a Church Festival on the following days during the following hours:

June 26, 2009	6:00 p.m. to 10:00 p.m.
June 27, 2009	10:00 a.m. to 11:00 p.m.
June 28, 2009	12:00 p.m. to 10:00 p.m.

to be conducted at the St. Sharbel Maronite Church Grounds located at 526 Easton Avenue, Somerset; and

**WHEREAS**, St. Sharbel Maronite Church has requested that the Permit Fee of \$125.00 be waived since they represent a non-profit organization; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Franklin, County of Somerset, New Jersey, that permission is hereby granted to St. Sharbel Maronite Church to conduct a Church Festival on

June 26, 2009	6:00 p.m. to 10:00 p.m.
June 27, 2009	10:00 a.m. to 11:00 p.m.
June 28, 2009	12:00 p.m. to 10:00 p.m.

to be conducted at the St. Sharbel Maronite Church Grounds located at 526 Easton Avenue, Somerset and subject to compliance with the requirements of Township Officials including but not limited to the Chief of Police and Director of Fire Prevention; and

**BE IT FURTHER RESOLVED** that the permit fee of \$125.00 be waived since said organization is a non-profit organization; and

**BE IT FURTHER RESOLVED** that the conduct of this special event requires the closing of Reeves Street, a public roadway of the Township of Franklin, and said closing is subject to the following conditions:

- (1) Said public roadway shall be closed to traffic between the hours when the Event commences and the time the event will be totally finished;
- (2) The closing of said public roadway in conjunction with said Event shall be accomplished in a manner whereby access by emergency vehicles is easily maintained at all times;
- (3) The Applicant shall notify all persons and businesses affected by said road closing. Said notice shall be in writing and served upon the person/business in person or by certified mail at least ten (10) days prior to the event. Affidavit of Service to said affected persons/businesses shall be prepared by the Applicant and filed with the Township Clerk at least five (5) days prior to the event;

- (4) Applicant shall provide an Insurance Policy to cover the Event and the closing of the aforesaid public roadway in conjunction therewith in the amount of \$1,000,000. Said policy shall name the Township of Franklin as additionally insured and a Certification of same shall be filed with the Township Clerk at least 5 day prior to the event;

**BE IT FURTHER RESOLVED** that the Applicant shall be responsible for providing off-duty police officers as follows as required by the Chief of Police:

- (1) June 26, 2009 6:00 p.m. to 10:00 p.m. – One (1) Police Officer  
June 27, 2009 10:00 a.m. to 6:00 p.m. – One (1) Police Officer  
6:00 p.m. to 11:00 p.m. – Two (2) Police Officers  
June 28, 2009 Noon to 6:00 p.m. – One (1) Police Officer  
6:00 p.m. to 10:00 p.m. – Two (2) Police Officers
- (2) Applicant shall deposit with the Township Finance Director, at least five (5) days prior to the event, an escrow amount sufficient to cover the cost of said off-duty police protection in accordance with the fee schedule set forth in Ordinance #1417;
- (3) Payment to said off-duty police officer for services provided shall be made by the Finance Department from said escrow deposit. Should escrow funds be found insufficient, the Applicant shall deposit additional funds with the Finance Department to cover the remaining cost of off-duty police protection;
- (4) Any unused monies deposited for off-duty police protection shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Chief of Police.

**BE IT FURTHER RESOLVED** that in accordance with Section 97-6 (e) of the Township Code that there shall be deposited with the Township Clerk a cash deposit, money order, certified check or treasurer's check in the amount of \$300.00 to guarantee the maintenance of the premises on which the applied for activity is to be conducted; and,

- (1) If at the end of such activity, the Health Inspector of the Township decides that the premises were not returned to the condition they were in as of the time that the applied for activity commenced, he/she shall be authorized to return the premises to such condition and to pay for having same done out of the deposit left with the Township Clerk for such purposes;
- (2) Any unused monies deposited for maintenance shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Health Inspector.

**BE IT FURTHER RESOLVED** that the Applicant shall be responsible for providing for a health inspector to check at various times during the event the noise level to ensure that it is in compliance with Municipal Code Chapter 167 to the satisfaction of the Health Director; and

- (1) Applicant shall deposit with the Township Finance Director, at least five (5) days prior to the event, an escrow amount sufficient to cover the cost of said health inspector in accordance with the fees set forth by the Health Director;
- (2) Payment to said health inspector for services provided shall be made by the Finance Department from said escrow deposit. Should escrow funds be found insufficient, the Applicant shall deposit additional funds with the Finance Department to cover the remaining cost of the health inspector;
- (3) Any unused monies deposited for the health inspector shall be returned by the Township Clerk to the person or organization making the deposit upon approval of the Health Director.

#### **CERTIFICATION**

I, Ann Marie McCarthy, Clerk of the Township of Franklin, in the County of Somerset, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Township Council at a regular meeting held on the 9th day of June 2009.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Township this 10<sup>th</sup> day of June 2009.

Ann Marie McCarthy  
Township Clerk