

**REPORT ON LAND USE CODE  
AMENDMENT  
ORDINANCE NO. 2022-06  
AMENDING CHAPTER 212 & CREATING  
CHAPTER 215 OF THE TOWNSHIP LAND  
USE & DEVELOPMENT CODE**

**RESOLUTION OF APPROVAL 2022-14  
PLANNING BOARD, TOWNSHIP OF LITTLE EGG HARBOR**

**WHEREAS**, the Township of Little Egg Harbor has conducted a comprehensive study of its land use ordinances in connection with the periodic review of its Master Plan; and

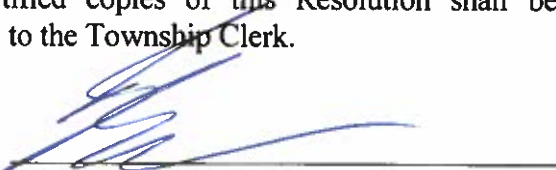
**WHEREAS**, the Mayor and Township Committee have passed, on first reading, Land Use and Development Ordinance No. 2022-06 (see attached) which amends and supplements Chapter 212 of the Code of the Township of Little Egg Harbor, entitled "Land Development," specifically, by removing and replacing the same by creating Chapter 215 of the Code of the Township of Little Egg Harbor, entitled "Land Development," and

**WHEREAS**, Land Use and Development Ordinance No. 2022-06 has been referred to the Planning Board of Little Egg Harbor Township, in accordance with the referral powers provided by *N.J.S.A. 40:55D-26 and 64*; and

**WHEREAS**, the Planning Board has fully examined Township Ordinance No. 2022-06 and recommends it be adopted by the Township of Little Egg Harbor.

**NOW, THEREFORE, BE IT RESOLVED**, by the Little Egg Harbor Township Planning Board that Land Use and Development Ordinance No. 2022-06 be and hereby is recommended for adoption by the governing body of the Township of Little Egg Harbor, without further comment.

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to the Mayor and Township Committee, and to the Township Clerk.

  
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*Edward Andrew, Board Vice-Chairman*

**CERTIFICATION**

I, **Robin Schilling**, Secretary of the Little Egg Harbor Township Planning Board, certify that the foregoing Resolution was duly adopted at a meeting held on September 1, 2022, a quorum being present and voting in the majority.

  
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*Robin Schilling, Board Secretary*

**ORDINANCE NO. 2022-06**

**AN ORDINANCE OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 212, LAND DEVELOPMENT, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF LITTLE EGG HARBOR SO AS TO CREATE CHAPTER 215, LAND USE AND DEVELOPMENT**

**WHEREAS**, the current Chapter 212, Land Development, of the Township Code of the Township of Little Egg Harbor references a document entitled “Chapter 15, Land Use and Development” as the substance of the Chapter; and

**WHEREAS**, it is the desire of the governing body to amend and supplement the Township Code so as to change the title of Chapter 212, Land Development, to Chapter 215, Land Use and Development; and

**WHEREAS**, the substance of Chapter 215, Land Use and Development, shall be referenced to the existing document which encompasses the existing “Chapter 15” land use ordinance, attached hereto as Exhibit A, which shall now be modified to reflect the correct Chapter number of “215” throughout the document.

**NOW, THEREFORE, BE IT ORDAINED**, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** That the governing body hereby amends the current Chapter 212, Land Development, in its entirety, and replaces it with “Chapter 215, Land Use and Development” which shall reference and incorporate in its entirety the land use ordinance currently known as “Chapter 15” hereto amended so as to reflect the new Chapter number, Chapter 215, throughout the entire document. Said document is appended hereto as Exhibit

**r|m|s|h|c**

Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

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A. Any amendments to "Chapter 15, Land Use and Development" which occurred prior to the adoption of this Ordinance, but not yet incorporated into the referenced document as of the date of this Ordinance, shall also be deemed amended so as to change every section to reflect the correct Chapter number of "Chapter 215" throughout.

**SECTION 2.** After introduction of this ordinance, the Township Clerk shall send a copy of this ordinance to the Township Planning Board for its review and comment. The Township shall send a copy of the ordinance to the Ocean County Planning Board pursuant to N.J.S.A. 40:55D-16.

**SECTION 3.** This ordinance shall take effect after second reading and publication as required by law and the filing of the adopted ordinance with the Ocean County Planning Board.

**SECTION 4.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 5.** 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.

**r|m|shc**

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**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Little Egg Harbor held on the **12th** day of **May, 2022**, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the **14<sup>th</sup>** day of **July, 2022**, at 7:30 p.m. in the Little Egg Harbor Municipal Building located at 665 Radio Road, in Little Egg Harbor Township, 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.

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**KELLY LETTERA, RMC**  
Township Clerk  
Township of Little Egg Harbor

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**John Kehm, MAYOR**

**r|m|shc**

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