

**ORDINANCE NO. 2019 – 04**

**AN ORDINANCE OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 15 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF LITTLE EGG HARBOR, ENTITLED “LAND USE AND DEVELOPMENT”**

**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.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to amend §15-7.15 of Chapter 15 entitled “Private storm drain inlet retrofitting,” so as amend subsection E. so that it shall read in its entirety as follows:

**E. Enforcement.** This ordinance shall be enforced by the Code Enforcement Official of the Township of Little Egg Harbor.

**SECTION 2.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to amend §15-12.7 of Chapter 15 entitled “Trees,” so as delete subsection P. entitled. “Violation penalties.” in its entirety.

**SECTION 3.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to amend §15-12.11 of Chapter 15 entitled “Stormwater Control Ordinance for areas that are not within the Pinelands Area.” so as amend subsection N. entitled “Penalties.” to read in its entirety as follows:

**N. Penalties.** In addition to the penalties set forth at **§15-19.1**, the violation of any provision of this section may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

**SECTION 4.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to amend §15-13.5 of Chapter 15 entitled “Stormwater

Control Ordinance for areas within Pinelands Area.” so as amend subsection L. entitled “Penalties.” to read in its entirety as follows:

**L. Penalties.** In addition to the penalties set forth at **§15-19.1**, the violation of any provision of this section may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

**SECTION 5.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to amend §15-19.1 of Chapter 15 entitled “Violations and Penalties,” so as amend subsection A. to read in its entirety as follows:

A. Any person violating or failing to comply with any provision of this chapter shall, upon conviction thereof, be punishable by a fine not to exceed \$2,000, by imprisonment not to exceed 90 days or by community service of not more than 90 days, or any combination of fine, imprisonment and community service, as determined in the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.

**SECTION 6.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to delete §15-24.11 of Chapter 15 entitled “Penalties,” in its entirety.

**SECTION 7.** The Township Code of the Township of Little Egg Harbor is hereby amended and supplemented so as to amend §15-7.7. of Chapter 15 entitled “Land Use and Development,” so as to read in its entirety as follows:

**§ 15-7.7. Storage of boats, travel trailers and commercial vehicles.**

Storage of mobile homes or manufactured homes is specifically prohibited. The outdoor storage of an unoccupied recreational vehicle, motor homes, travel trailer, camper or boat shall be permitted on single-family properties, provided that:

A. Such storage shall not be located closer than three feet from any side or rear lot line or ten feet from any street line.

B. Travel trailer, camper or boat shall not exceed 35 feet in length and eight (8) feet in width.

C. Only one such trailer, camper, boat shall be permitted to be stored outdoors in any required yard area on any single-family residential lot.

D. No travel trailer, camper or boat stored in conformance with this subsection shall remain in such storage for longer than 12 consecutive months.

E. Any such vehicles stored in accordance with this subsection shall not be occupied and shall not be provided with utility connections other than required for vehicle maintenance and shall not be used for the storage of any non-recreational material.

F. Automobiles, station wagons, pickups or panel trucks, jeep vehicles, travelalls and similar types of vehicles used for commercial purposes are permitted in all zones with less than a total registered gross weight of 12,000 lbs. Trucks and other commercial vehicles, not mentioned above, shall not be parked overnight or stored overnight in any residential zone except for vehicles engaged in construction parked or stored on an active construction site.

G. No trailer, auto trailer, trailer coach, travel trailer or camper shall be used for dwelling purposes or as sleeping quarters for one or more persons, nor shall any such trailer or camper be used for storage or space for the permanent conduct of any business, profession, occupation or trade, except that such facilities may be used for temporary residency for the temporary replacement of a damaged dwelling unit and for temporary use as a construction office located on a site during construction provided a temporary permit has been issued for its use by the building inspector. This subsection shall not be construed so as to prohibit the parking or storage of such trailers and campers on private premises or the recreational use of same in campgrounds in conformance with all applicable ordinances and codes.

The use of one (1) recreational vehicle/travel trailer/motor home/camper may be permitted, for the purpose of security, upon those seasonal businesses, such as marinas, from March 1 to December 31 of each year. The aforementioned vehicle, as used for security purposes, must be removed and absent from the property between January 1 and February 28 of each year.

**SECTION 8.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 9.** 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 10.** 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 Committee on first reading at a meeting of the Township Committee of the Township of Little Egg Harbor held on the 14<sup>th</sup> day of February, 2018, and will be considered for second and final passage at a meeting of the Township Committee to be held on the 14<sup>th</sup> day of March, 2019, at 7:00 p.m. at the Municipal Building located at 665 Radio Road, Little Egg Harbor, 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.

  
**DIANA K. MCCRACKEN, RMC**, Clerk  
Township of Little Egg Harbor

**Introduction**


Motion: 


Second: 

Motion to Introduce:

Stevens	<u>yes</u>
Scibetta	<u>yes</u>
Gormley	<u>yes</u>
Kehm	<u>yes</u>
Crea	<u>yes</u>

**Second Reading & Adoption**

Motion: 

Second: 

Motion to Adopt:

Stevens	<u>yes</u>
Scibetta	<u>yes</u>
Gormley	<u>yes</u>
Kehm	<u>yes</u>
Crea	<u>absent</u>