

**REPORT ON LAND USE CODE
AMENDMENT
ORDINANCE NO. 2022-13
AMENDING CHAPTER 215,
ARTICLE XII, SECTION 215-12.20**

**RESOLUTION OF APPROVAL 2022-16
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. 2022-13 (see attached) which amends and supplements Chapter 215, Land Use and Development, and adopt a new subsection under Article XII, Improvement Standards, as Section 215-12.20 entitled “Electric Vehicle Supply / Service Equipment and Make-Ready Parking Spaces” and

WHEREAS, Land Use and Development Ordinance No. 2022-13 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. 2022-13 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. 2022-13 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.



George Garbaravage, , Board 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 October 6, 2022, a quorum being present and voting in the majority.



Robin Schilling, Board Secretary

- It seems when these charging stations are added to existing commercial / business premises, only the Zoning Officer has review and discretion (C9). It does not come before the Board. Yet, there is no mention of Handicap spaces, which theoretically could be replaced by charging stations. This should be prohibited clearly. In the absence of direction, the Zoning Officer has little guidance and lot of authority. Is that what LEHT desires?
- The Ordinance also allows for up to a 10% reduction in parking overall, EVSE and Make Ready are counted as 2 spaces (Why does E. 2 say counted as "at least 2". Isn't it no more than 2?)
- There is no guidance as to location of stations on site at all. Yet, disabled accessibility for some percentage of the charging stations places them near entrances and other disabled spaces. Nothing can be done about it, but accessibility to the main entrances is going to get pretty crowded for customary vehicles and no-disabled, especially since cars are parked a EVSEs for extended periods of time. How does the Planning Board or Zoning Officer consider that?
- What does 323-7.1C (6a) say about usage fees (or rates charged) by the provider. Does it prevent the landlord or owner from profiteering or simply making usage so expensive that no one uses the EVSE?
- Has 6b (Fee may be amended by Ordinance) been set by LEHT already? Do we have an ordinance?