

**55-301. HISTORIC, ARCHAEOLOGICAL AND CULTURAL RESOURCE PRESERVATION IN THE PINELANDS AREA. [Amended 6-5-89 by Ord. No. 1989-14; 12-16-96 by Ord. No. 1996-60 § 55]**

- A. The Planning Board shall exercise all the powers and perform all the duties set forth in N.J.A.C. 7:50-6.153 (a), including recommendations to the governing body for designation of historic resources, in accordance with N.J.S.A. 40:55D-1 et seq., which are determined to be significant pursuant to paragraph E(2) below.**
- B. Authority to issue certificates of appropriateness.**
- (1) The Planning Board shall issue all certificates of appropriateness except as specified in (2) below.**
  - (2) The Board of Adjustment shall issue certificates of appropriateness for those applications for development which it is otherwise empowered to review.**
- C. Certificates of appropriateness shall be required for the following:**
- (1) Construction, encroachment upon, alteration, remodeling, removal, disturbance or demolition of any resource designated by the governing body or the Pinelands Commission pursuant to N.J.A.C. 7:50-6.154 or any action which renders such a site inaccessible; and**
  - (2) Development not otherwise exempted from review pursuant to § 55-276 of this chapter where a significant resource has been identified pursuant to E. below.**
- D. Applications for certificates of appropriateness shall include the information specified in N.J.A.C. 7:50-6.156(b).**

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**C. Certificates of appropriateness shall be required for the following:**

- (1) Construction, encroachment upon, alteration, remodeling, removal, disturbance or demolition of any resource designated by the governing body or the Pinelands Commission pursuant to N.J.A.C. 7:50-6.154 or any action which renders such a site inaccessible; and**
- (2) Development not otherwise exempted from review pursuant to Section 55-276 of this chapter where a significant resource has been identified pursuant to E. below.**

**D. Applications for certificates of appropriateness shall include the information specified in N.J.A.C. 7:50-6.156(b).**

- E. A cultural resource survey shall accompany all applications for development in a Pinelands Village and all applications for major development in order to determine whether any significant historic resources exist on the parcel. Guidelines for this survey are contained in Appendix B of the Cultural Resource Management Plan, dated April 1991, as amended. In general, the survey shall include: a statement as to the presence of any properties listed on the National and State Registers of Historic Places on the site or within the area of the projects' potential environmental impacts; a thorough search of State, local and any other pertinent inventories to identify sites of potential significance; a review of the literature and consultation with professional and avocational archaeologists knowledgeable about the area; thorough pedestrian and natural resources surveys; archaeological testing as necessary to provide reasonable evidence of the presence or absence of historic resources of significance; adequate recording of the information gained and methodologies and sources used; and a list of personnel involved and qualifications of the person(s) performing the survey.**
- F. The standards governing the issuance of certificates of appropriateness in N.J.A.C. 7:50-6.156(c) shall be followed by the Planning Board and Board of Adjustment.**
- G. The effect of the issuance of a certificate of appropriateness is as follows:**
- (1) All subsequent development approvals shall be issued or denied in a manner consistent with the certificate of appropriateness except as provided in (2) below.**
  - (2) A certificate of appropriateness issued as a result of the cultural resource survey requirement set forth in paragraph E. above shall be effective for two (2) years. If the resource is not designated by the**

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Pinelands Commission pursuant to N.J.A.C. 7:50-6.154 or by the Township Committee pursuant to N.J.S.A. 40:55D-1 et seq. within that two (2) year period, the historic resource standards in question until such time as the Pinelands Commission designates the resource pursuant to N.J.A.C. 7:50-6.154.

- H. The following information will be required to document resources which are not found to be significant but which are otherwise found to present graphic evidence of a cultural activity:
- (1) A narrative description of the resource and its cultural environment;
  - (2) Photographic documentation to record the exterior appearance of buildings, structures, and engineering resources;
  - (3) A site plan depicting in correct scale the location of all buildings, structures, and engineering resources; and
  - (4) A New Jersey State inventory form as published by the New Jersey Department of Environmental Protection for buildings and narrative description of any process or technology if necessary to elaborate upon the photographic record.
- I. If archaeological data is discovered on a site at any time after construction has been commenced, the developer shall immediately cease construction, notify the Planning Board and the Pinelands Commission and take all reasonable steps to protect the archaeological data in accordance with the "Guidelines for the Recovery of Scientific, Prehistoric, Historic and Archaeological Data: Procedures for Notification, Reporting, and Data Recovery" (36 C.F.R. 66).