

55-207. CERTIFICATE OF OCCUPANCY.

- A. A certificate of occupancy, issued by the Construction Code Official, shall be required for the use and occupancy of:
 - (1) Any building or structure hereafter constructed.
 - (2) Any structural alteration, enlargement, conversion or change of use of a building or structure previously constructed for that alteration, enlargement, conversion or change of use area only.
- B. A temporary certificate of occupancy may be issued by the Chief Construction Code Official with respect to site plan approval in accordance with the following requirements:
 - (1) Upon application by a person, firm or corporation which has secured site plan approval and upon proof of undue hardship, expense and delay occasioned by such conditions as weather, unavailability of material due to strikes, rationing or lack of transportation and where structures are erected upon the site and the site has been sufficiently improved to support limited commercial operation of the developed site other than a site for multiple residential use, but in event when less than seventy-five percent (75%) completed, the Township Committee may, in its discretion, direct the Building Inspector of the township to issue a temporary certificate of occupancy for a period not to exceed one hundred eighty (180) days to permit the applicant to make such limited use of the improved site as shall be set forth in a resolution of the Township Committee. The Township Committee shall impose such conditions as it shall determine to be necessary to be imposed upon such limited use, including but not limited to the provision for the imposition of penalties for failure to complete the site development in accordance with site plan approval and the provision as to when the applicant shall obtain final inspection and approval of the development site. Such limited use may be permitted notwithstanding that all required improvements may not have been

installed at the time the application is made for a temporary certificate of occupancy.

(2) In considering an application for a temporary certificate of occupancy, the Township Committee shall give particular regard to the nature of the surfacing of the parking area and the number of parking spaces available, bearing in mind the

nature of the operation, the type of customers served thereby and the frequency of entrance and exit of vehicular and pedestrian traffic.