

**ORDINANCE 2012-17**

**AN ORDINANCE OF THE TOWNSHIP OF BARNEGAT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY  
TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION  
LIMITS AND TO ESTABLISH A CAP BANK IN ACCORDANCE WITH  
N.J.S.A. 40A:4-45.14**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40a:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Barnegat Township Committee of the Township of Barnegat in the County of Ocean finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous years final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Barnegat Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$175,915.94 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Barnegat Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding year.

**NOW, THEREFORE BE IT ORDAINED** by the Township Committee of the Township of Barnegat in the County of Ocean, New Jersey, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Barnegat shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5% amounting to \$175,915.94 and that the CY 2012 municipal budget for the Township of Barnegat be approved and adopted in accordance with this ordinance; and

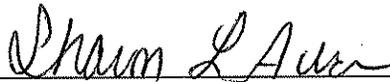
**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the division of Local Government Services within 5 days of introduction; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

### NOTICE

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced on first reading at a regular meeting of the Barnegat Township Committee held on the 23<sup>rd</sup> day of April, 2012, and will be considered for second reading and final adoption at a regular meeting of said Committee to be held on the 7<sup>th</sup> day of May, 2012, at 900 West Bay Avenue, Barnegat, New Jersey at which time and place any person wishing to be heard on the subject shall be given an opportunity to be so heard.



---

Sharon L. Auer,  
Acting Municipal Clerk

Recorded Vote for Ordinance 2012-17

Cirulli – Aye  
Bille – Aye  
Lisella – Aye  
Morano – Aye  
Melchiondo - Aye

# Township of Barnegat

COUNTY OF OCEAN



900 WEST BAY AVENUE  
BARNEGAT, NEW JERSEY 08005-1298  
Email: clerk@barnegat.net

MUNICIPAL OFFICES: (609) 698-0080  
FAX #: (609) 698-7980  
Visit Our Website: [www.barnegat.net](http://www.barnegat.net)

May 8, 2012

## CERTIFICATION

I, Sharon L. Auer, Acting Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify by my hand and seal that the foregoing Ordinance namely, Ordinance #2012-17 entitled An Ordinance to exceed the Municipal Budget Appropriation limits and to establish a Cap Bank in accordance with N.J.S.A. 40A:4-45.14 was introduced and passed on the 23<sup>rd</sup> day of April, 2012 and finally adopted after Public Hearing at their regular meeting held on the 7<sup>th</sup> day of May, 2012 in the Municipal Court Room, 900 West Bay Avenue, Barnegat, NJ and will take effect 20 days after publication in the Township newspaper.

Sharon L. Auer, Acting Municipal Clerk

# Township of Barnegat

COUNTY OF OCEAN



900 WEST BAY AVENUE  
BARNEGAT, NEW JERSEY 08005-1298  
Email: clerk@barnegat.net

MUNICIPAL OFFICES: (609) 698-0080  
FAX #: (609) 698-7980  
Visit Our Website: www.barnegat.net

Thursday, May 10, 2012 CALL CLASSIFIED TOLL FREE 1-(877) 735-SELL (7355)

THE BEACON

## TOWNSHIP OF BARNEGAT

**NOTICE IS HEREBY GIVEN that Ordinance 2012-5** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 5th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance will create a new Town Center area along Route 9 from the intersection of Route 9 and Barnegat Boulevard North to just before the intersection of Route 9 and Gunning River Road.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-6** An Ordinance of the Township of Barnegat County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 5th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance will create a new Commercial Core Planned Highway Development Commercial (CC-CPHD) Overlay Zone along the Route 9 Corridor.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-7** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 5th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance amends Section 55-31, Schedule of Area, Yard and Building Requirements and Schedule A to include the bulk, yard and other requirements for the TC-CPHD, TC-CN, TC-CV, and CC-CPHD Overlay Zones.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-8** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 5th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance will amend Chapter 55 in accordance with the Township of Barnegat's Initial Plan Endorsement amending Section 55-7 Zoning Map to reflect changes that have occurred since the adoption of the last Zoning Map, dated May 10, 2005.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-9** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 5th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance will establish parking standards for the uses permitted within the TC-CPHD, TC-CN, TC-CV, and CC-CPHD

**NOTICE IS HEREBY GIVEN that Ordinance 2012-10** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 19th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. Wellhead Protection Overlay District Ordinance, for the protection of water resources.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-11** An Ordinance of the Township of Barnegat County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 19th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance will revise requirements for Political Signs.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-12** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending Chapter 55, Land Use, of the code of the Township of Barnegat and repealing any and all other ordinances inconsistent herewith was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 19th day of March, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. This Ordinance will change the designation of certain lots in the Ocean Acres Section 3.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-16** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey amending and supplementing Chapter 39 entitled "Construction Codes, Uniform" was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 23rd day of April, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-17** An Ordinance of the Township of Barnegat County of Ocean, State of New Jersey to exceed the Municipal Budget Appropriation limits and to establish a Cap Bank in accordance with N.J.S.A. 40A:4-45.14 was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 23rd day of April, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ.

**NOTICE IS HEREBY GIVEN that Ordinance 2012-18** An Ordinance of the Township of Barnegat County of Ocean, State of New Jersey amending and supplementing the General Code Book Chapter 1B entitled "Americans with Disabilities Act" was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 23rd day of April, 2012, and final passage at a regular meeting of the Barnegat Township Committee on the 7th day of May, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ. (\$98.28) 551921

*Original  
filed w/2012-5*