

**ORDINANCE NO. 2012 - 19**

**ORDINANCE OF THE COMMITTEE OF THE TOWNSHIP OF  
BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY  
AMENDING AND SUPPLEMENTING CHAPTER 17 OF THE  
BARNEGAT TOWNSHIP CODE ENTITLED "VEHICLES &  
TRAFFIC"**

**NOW THEREFORE BE IT ORDAINED** by the Township Committee of the Township of Barnegat Township, Ocean County, and State of New Jersey, that in accordance with a letter dated July 17, 2012 from the office of the Ocean County Engineer, Chapter 71 of the Township Code entitled "Vehicles & Traffic" in particular Article IX ("Turn Prohibitions") is hereby amended and supplemented.

**SECTION 1.**

The Township believes that it is in the best interests of its citizens and residents to comply with the recommendations of the office of the Ocean County Engineer in establishing prohibited left hand turns in certain intersections of the Township.

**SECTION 2.**

Chapter 71-40 ("Left Turn Prohibitions") is hereby amended and supplemented to read as follows:

No person shall make a left turn at any of the locations described in Schedule I and Schedule II attached hereto and made a part of this Ordinance.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

**SECTION 3.**

New Section 71-42 entitled "Schedule II, Left Turn Prohibitions" is hereby established and shall read as follows:

<u>LOCATION</u>	<u>TURN PROHIBITION</u>	<u>MOVEMENT</u>
a. Walgreen Pharmacy driveway at Barnegat Boulevard	Left	Westbound on driveway to southbound on Barnegat Boulevard
b. Barnegat Boulevard at Walgreen Pharmacy	Left	Southbound on Barnegat Boulevard to eastbound into driveway

**SECTION 4. SEVERABILITY**

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held 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.

**SECTION 5. REPEALER**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 6. EFFECTIVE DATE:**

This ordinance shall take effect after second reading and publication as required by law.

DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed on the first reading by the Township Committee of Barnegat, County of Ocean, State of New Jersey on **August 20, 2012**. The Ordinance will be considered for second and final reading at a meeting of the Township Committee on **September 18, 2012, at 6:30 p.m.**, or as soon thereafter as the matter may be reached and considered, at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey. At that time the public is invited to ask questions, raise objections or provide public comment with regard to the proposed adoption of this Ordinance.

  
\_\_\_\_\_  
**SHARON L. AUER, Acting Township Clerk**

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731

JJD:faw [Barnegat Ordinances 2012 GL#20052]

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

cc: TC  
DB

Frank S. Scarantino, P.E., P.P.  
Ocean County Engineer

C. Roberts Mulloy, P.E., P.P.  
Assistant County Engineer

Thomas E. Hartman, Jr., P.E.  
Supervising Engineer

Mark F. Jehnke, P.E.  
Supervising Engineer



Voice (732) 929-2130

Telefax (732) 506-5182

Road Opening Permit (732) 929-2124

Traffic (732) 349-8165

**OFFICE OF THE OCEAN COUNTY ENGINEER**

129 Hooper Avenue • P.O. Box 2191  
Toms River, New Jersey 08754-2191

July 17, 2012



Mr. John J. Hess, P.E., P.P., C.W.E.  
Senior Vice President-Public Engineering  
Birdsall Services Group  
529 Route 9  
Barnegat, New Jersey 08005

Re: Left Turn Restrictions  
C.R.#8 (Barnegat Boulevard)  
Walgreens Driveway  
Barnegat Township

Dear Mr. Hess:

This is in further reference to your request regarding restricting Left turning movements into and out of the Walgreens Pharmacy driveway on Barnegat Boulevard

Please be advised, Ocean County has no objection to Barnegat Township establishing by ordinance and maintaining these regulations.

Ocean County will agree to do the initial sign installation.

If you want to proceed with said regulation it will be necessary for the Township to adopt Left Turn restrictions as follows:

No person shall make a turn at the following location and only in the manner described:

<u>LOCATION</u>	<u>TURN PROHIBITION</u>	<u>MOVEMENT</u>
a) Walgreen Pharmacy driveway at Barnegat Boulevard	Left	Westbound on driveway to southbound on Barnegat Boulevard
b) Barnegat Boulevard at Walgreen Pharmacy driveway	Left	Southbound on Barnegat Boulevard to eastbound into driveway

Upon adoption of the ordinance, please forward to this office for County concurrence.

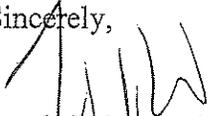
If any additional information may be needed, please contact this office.



SPECIAL ASSISTANCE/ACCOMMODATIONS available, please call (732) 929-2130.

Thank you for your concern and interest in this matter.

Sincerely,



Frank S. Scarantino, P.E., P.P.

Ocean County Engineer

FSS/PAS/sg

cc: C. Roberts Mulloy, Assistant County Engineer

Mark Jehnke, Supervising Engineer

David Decker, Supervisor, Traffic Maintenance-Sign Section

David Breeden, Administrator-Barnegat Township

# Township of Barnegat

COUNTY OF OCEAN

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

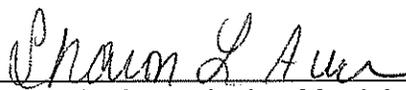


MUNICIPAL OFFICES: (609) 698-0080  
FAX #: (609) 698-7980  
Visit Our Website: [www.barnegat.net](http://www.barnegat.net)

September 19, 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 #2012-19 entitled An Ordinance to amend and supplement the General Code Book, Chapter 17 entitled "Vehicles and Traffic" was introduced and passed on the 20<sup>th</sup> day of August, 2012 and finally adopted after Public Hearing at their regular meeting held on the 18<sup>th</sup> day of September, 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

The Beacon

## TOWNSHIP OF BARNEGAT

THURSDAY, AUG. 23, 2012

**NOTICE IS HEREBY GIVEN that Ordinance 2012-19** An Ordinance of the Township of Barnegat, County of Ocean, State of New Jersey establishing amending and supplementing Chapter 17 of the Barnegat Township Code entitled "Vehicles & Traffic" was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN that Ordinance 2012-20** An Ordinance of the Township of Barnegat County of Ocean, State of New Jersey amending and supplementing the General Code Book Chapter 36 Entitled "Brush, Weeds, Obnoxious Growth" was introduced and passed on first reading at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN that Ordinance 2012-21** An Ordinance authorizing acquisition of a portion of Lot 22.01, Block 165 as shown in the Official Tax Maps of the Township of Barnegat from Burprop, LLC was introduced and passed at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN that Ordinance 2012-22** An Ordinance approving and adopting the Zoning Map which incorporates the revisions for the lots in Ocean Acres, Phase 3, from Residential Conservation (RC) Zone to Residential High (RH) Zone was introduced and passed at the regular meeting of the Township of Barnegat on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 15th day of October, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN that Ordinance 2012-23** An Ordinance cancelling certain unfunded appropriation balances heretofore provided for various General Capital Projects totaling \$85,000.00 and reappropriating such unfunded appropriation balances for various General Capital Improvements and to reappropriate the sum of \$85,000.00 to pay the cost thereof was introduced and passed at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ

**NOTICE IS HEREBY GIVEN that Ordinance 2012-24** An Ordinance establishing revised Water and Sewer connection fees as required by State Statute was introduced and passed at the regular meeting of the Barnegat Township Committee held on the 20th day of August, 2012, and will be considered for second reading and final passage at a regular meeting of the Barnegat Township Committee on the 18th day of September, 2012 at 6:30 pm at the Municipal Complex, 900 West Bay Ave, Barnegat, NJ  
(\$50.44) 609639

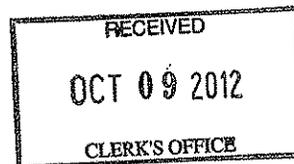


Office of the Ocean County Engineer  
129 Hooper Avenue  
P.O. Box 2191  
Toms River, NJ 08754-2191

October 4, 2012  
Job No. 06351-000012

Attn: Frank S. Scarantino, P.E., P.P.  
Ocean County Engineer

**Re: Left Turn Restrictions  
C.R. 8 (Barnegat Boulevard)  
Walgreens Driveway  
Barnegat Township, New Jersey**



Dear Mr. Scarantino:

As you may recall, in your July 17, 2012 letter to our office (copy attached), you indicated that Ocean County had no objection to Barnegat Township adopting an Ordinance restricting left turning movements into and out of the Walgreen Pharmacy driveway on Barnegat Boulevard. In addition, your letter included specific language for inclusion in the Ordinance. You also requested that upon adoption of the Ordinance a copy be forwarded to your office for County concurrence. In this regard, please find enclosed a fully executed copy of Barnegat Township Ordinance No. 2012-19 which was adopted on second reading at the September 18, 2012 Township Committee meeting.

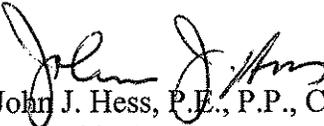
In your letter, you indicated that the County agreed to do the initial sign installation at this location. Please advise our office of your anticipated schedule for completing the initial sign installation at this location.

We trust that this letter will answer all of your questions regarding the subject matter and that the County will concur with this Ordinance. Should you have any questions or require any additional information, please feel free to call.

Please accept our thanks for your time and consideration in this matter.

Very truly yours,

**BIRDSALL SERVICES GROUP, INC.**

  
John J. Hess, P.E., P.P., C.M.E.  
Township Engineer  
Township of Barnegat  
JJH:ps

Enclosures

cc: Mayor & Township Committee  
David Breeden, Administrator  
Jerry J. Dasti, Esq., Township Attorney

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06351-000012

Frank S. Scarantino, P.E., P.P.  
Ocean County Engineer  
C. Roberts Mulloy, P.E., P.P.  
Assistant County Engineer  
Thomas E. Hartman, Jr., P.E.  
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July 17, 2012

Mr. John J. Hess, P.E., P.P., C.W.E.  
Senior Vice President-Public Engineering  
Birdsall Services Group  
529 Route 9  
Barnegat, New Jersey 08005

**RECEIVED**  
JUL 23 2012  
**BIRDSALL ENGINEERING, INC.**

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Walgreens Driveway  
Barnegat Township

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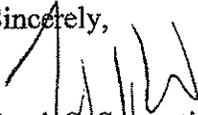
Upon adoption of the ordinance, please forward to this office for County concurrence.

If any additional information may be needed, please contact this office.

SPECIAL ASSISTANCE/ACCOMMODATIONS available, please call (732) 929-2130.

Thank you for your concern and interest in this matter.

Sincerely,



Frank S. Scarantino, P.E., P.P

Ocean County Engineer

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cc: C. Roberts Mulloy, Assistant County Engineer

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