

**ORDINANCE NO. 2012-22**

**ORDINANCE OF THE COMMITTEE OF THE TOWNSHIP OF  
BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY  
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.**

**NOW THEREFORE BE IT ORDAINED** by the Township Committee of  
the Township of Barnegat Township, Ocean County, and State of New  
Jersey, as follows:

**SECTION 1.** The Township, after consultation with the  
Township Engineer, believes it appropriate and necessary, and in the long  
term best interests of its residents, to approve and adopt the zoning map  
which incorporates the revisions made for the lots in Ocean Acres Phase 3,  
from Residential Conservation (RC) Zone to Residential High (RH) Zone. The  
Zoning is prepared by Birdsall Services Group with a last revision date of  
May 10, 2012. A copy of the Zoning Map is on file at the office of the  
Township Clerk and can be reviewed during normal business hours.

**SECTION 2.** All ordinances or parts of ordinances inconsistent  
herewith are hereby repealed.

**SECTION 3.** If any section, subsection, sentence, clause,  
phrase or portion of this ordinance is for any reason held to be invalid or  
unconstitutional by a court of competent jurisdiction, such portion shall be

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

COUNSELLORS AT LAW

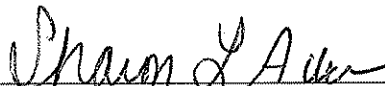
620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 4.** This ordinance shall take effect after second reading and publication as required by law.

**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 at 6:30 p.m.** The Ordinance will be considered for second and final reading at a meeting of the Township Committee on **October 15, 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:lh [Barnegat Ordinances 2012 GL#20052]

DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
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FORKED RIVER, N.J. 08731

# 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

October 17, 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 #2012-22 entitled 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 on the 20<sup>th</sup> day of August, 2012 and finally adopted after Public Hearing at their regular meeting held on the 15<sup>th</sup> day of October, 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

# DASTI, MURPHY, McGUICKIN, ULAKY, CHERKOS & CONNORS

GEORGE F. MURPHY, JR. † B  
JERRY J. DASTI  
GREGORY P. McGUICKIN  
ROBERT E. ULAKY ‡ >  
RUSSELL P. CHERKOS  
CHRISTOPHER J. CONNORS  
O. NICHOLAS MONACO ‡ □  
CHRISTOPHER K. KOUTSOURIS T

† CERTIFIED CIVIL TRIAL ATTY  
‡ MEMBER, NATIONAL ACADEMY OF  
ELDER LAW ATTORNEYS, INC

B MEMBER NJ AND FLA BAR  
> MEMBER NJ AND PA BAR  
T MEMBER NJ AND NY BAR  
◊ RULE 1:40 QUALIFIED MEDIATOR

A Professional Corporation  
COUNSELLORS AT LAW  
THE CLOCK TOWER BUILDING  
620 WEST LACEY ROAD  
POST OFFICE BOX 1057  
FORKED RIVER, NEW JERSEY 08731

E-MAIL: FORKEDRIVER@DMMLAWFIRM.COM

WRITER'S E-MAIL: jdasti@dmmlawfirm.com

Fed I.D. #22-3450668

## TELEPHONE NUMBERS

(609) 971-1010  
(609) 693-4100  
(732) 349-2446  
(732) 295-3000  
(609) 489-0101  
(609) 918-1212

## FACSIMILE NUMBERS

(609) 971-7093  
(609) 489-0102  
(732) 349-1590

Real Estate: (609) 971-6176

August 13, 2012

## PLEASE REFER TO:

Barnegat Twp. Ordinances -2012  
(GL#20052)

## Via E-mail

Sharon Auer, Acting Township Clerk  
Township of Barnegat  
900 West Bay Avenue  
Barnegat, New Jersey 08005

**RE: ORDINANCE OF THE COMMITTEE OF THE TOWNSHIP OF  
BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY  
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.**

Dear Sharon:

I enclose an Ordinance for consideration by the Township Committee on first reading on August 20, 2012. I recommend that John Hess provide to your office a copy of the Zoning Map so that it can be kept on file for review by the public. Please forward a copy of the Ordinance to the Planning Board for consideration before the Ordinance is adopted on second and final reading.

In the event that you or any member of the Township Committee has any questions or we can be of additional assistance, please do not hesitate to contact our office.

Very truly yours,

JJD/faw  
Enclosure

JERRY J. DASTI

cc: David Breeden, Township Administrator (via e-mail)  
John Hess, P.E., PP, CME (via e-mail)



**BIRDSALL SERVICES GROUP**

ENGINEERS & CONSULTANTS

Sharon L. Auer, CMR, Acting Municipal Clerk  
Township of Barnegat  
900 West Bay Avenue  
Barnegat, NJ 08005

August 9, 2012  
Job No. 06351-000012



**Re: Revised Zoning Map**

Dear Mrs. Auer:

As you know, on May 7, 2012 the Township Committee adopted Ordinance No. 2012-12 on second reading. This Ordinance rezoned a portion of the lots in Ocean Acres Phase 3 from the Residential Conservation (RC) Zone to the Residential High (RH) Zone.

In this regard, please find enclosed two (2) copies of the Zoning Map which we have revised to incorporate these changes. This revised Zoning Map should be adopted by the Township Committee at the next available meeting.

We trust that this letter will answer all of your questions regarding the subject matter. If we can be of further assistance, please feel free to call.

Very truly yours,

**BIRDSALL SERVICES GROUP, INC.**

John J. Hess, P.E., P.P., C.M.E.

Township Engineer

JJH:ps

Enclosures

cc: David Breeden, Township Administrator

Jerry J. Dasti, Esq., w/enclosure

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# Township of Barnegat

COUNTY OF OCEAN

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



MUNICIPAL OFFICES: (609) 698-0080  
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## MEMORANDUM

**MEMO TO:** Barnegat Township Planning Board  
Ocean County Planning Board  
NJ Pinelands Commission  
Stafford Township  
Ocean Township  
Lacey Township  
Woodland Township  
Borough of Harvey Cedars  
Long Beach Township

**FROM:** Sharon L. Auer  
Acting Municipal Clerk

**DATE:** October 17, 2012

**SUBJECT:** Development Regulation Adoption Notice(s)

Pursuant to NJSA 40:55D-15 **NOTICE** is hereby given that the Township Committee of the Township of Barnegat has finally adopted the following ordinance, after public hearing, namely Ordinance No. 2012-22 at a regular meeting of said Committee on October 15, 2012 at the hour of 6:30 PM at the Municipal Complex, 900 West Bay Avenue, Barnegat, New Jersey 08005

A copy of the adopted development regulation is enclosed herewith.

KINDLY RETURN THE BOTTOM PORTION OF THIS MEMO UPON RECEIPT:

MEMO TO: Barnegat Township Clerk's Office  
900 West Bay Avenue  
Barnegat, NJ 08005  
micheler@barnegat.net  
FAX: 609-698-7834

FROM: \_\_\_\_\_

TOWN: \_\_\_\_\_

WE ARE IN RECEIPT OF ORDINANCE NO. 2012-22

DATE RECEIVED: \_\_\_\_\_

Enclosure

# Township of Barnegat

COUNTY OF OCEAN



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## MEMORANDUM

**MEMO TO:**

Ocean County Planning Board  
NJ Pinelands Commission  
Barnegat Twp Planning Bd  
Stafford Township  
Ocean Township

Lacey Township  
Woodland Township  
Long Beach Township  
Harvey Cedars Borough

**FROM:** Sharon L. Auer  
Acting Municipal Clerk

**DATE:** September 18, 2012

**SUBJECT:** Development Regulation Notice

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Pursuant to NJSA 40:55D-15 **NOTICE** is hereby given that the Township Committee of the Township of Barnegat will conduct a public hearing of **Ordinance No. 2012-22** at a regular meeting of said Committee on **October 15, 2012 at 6:30pm**, or soon thereafter, at which time and place any person wishing to speak on the subject will be given the opportunity to be so heard.

A copy of the proposed ordinance is enclosed herewith for your perusal.

Enclosure

# Township of Barnegat

COUNTY OF OCEAN



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## TOWNSHIP OF BARNEGAT

The Beacon

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

*Original filed  
w/2012-19*