

RESOLUTION 2014-455

RESOLUTION OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY SUPPORTING ASSEMBLY BILL 3390, AMENDING NOTIFICATION PROCESS OF DEVELOPMENT REGULATION NOTICES

WHEREAS, currently under N.J.S.A. 40:55D-15 notice by personal or certified mail must be made to the Clerk of an adjoining municipality of all hearings on the adoption, revision or amendment of a development regulation involving property situated within 200 feet of the adjoining municipality at least ten (10) days prior to the date of that hearing; and

WHEREAS, notice by personal service or certified mail must also be made to the county planning board of all hearings on the adoption, revision or amendment of any development regulation at least ten (10) days prior to the date of the hearing, and the adoption, revision or amendment of the municipal capital improvement program or municipal official map not more than thirty (30) days after the date of that adoption, revision or amendment; and

WHEREAS, the provisions of this bill would allow for service under these two circumstances to an adjoining municipality, or to a county by email address with confirmed receipt of delivery within the required time frame and will constitute a "rebuttable presumption of confirmation that the email was delivered"; and

WHEREAS, as presently stated under Statute, sending notice by certified mail to all necessary parties is costly and time consuming.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Barnegat supports A-3390 as written as it will make the notification process more cost effective and less time consuming.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be sent to the following; Assemblyman Craig J. Coughlin, Assemblywoman Nancy J. Pinkin, Assemblyman Jay Webber, 9th Legislative District, 10th Legislative District and all Ocean County Mayors.

CERTIFICATION

I, Sharon L. Auer, Acting Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify that the foregoing Resolution was duly adopted by the Barnegat Township Committee at their regular meeting held on the 17th day of November 2014 in the Municipal Complex 900 W. Bay Avenue, Barnegat NJ 08005

Sharon L. Auer
Acting Municipal Clerk