

ORDINANCE 2016-02

AN ORDINANCE OF THE TOWNSHIP OF BARNEGAT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING  
AND SUPPLEMENTING CHAPTER 55, ENTITLED "LAND USE"  
SPECIFICALLY SECTION 55-57, "NEIGHBORHOOD  
COMMERCIAL ZONE"

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

**SECTION 1.** Chapter 55 of the Township Code entitled, "Land Use" in particular  
Section 55-57 entitled, "C-N Neighborhood Commercial Zone" is hereby amended as  
follows:

**SECTION 2.** Subsection C, "*Conditional Uses*" is hereby amended to modify  
subparagraph (7)(b) which will read as follows:

Any mixed use development shall include retail/commercial space,  
permitted on the first floor only. Residential multi-family apartments  
shall all be age-restricted and restricted and permitted on the second,  
third and fourth floors.

**SECTION 3.** Subsection C (h)(9), is hereby amended to read as follows: "Maximum  
building height of 4 stories or 48 feet".

**SECTION 4.** The Township Committee authorizes the Mayor, Township Clerk and  
Township Administrator to execute any and all necessary documents in order to implement  
the intent of this Ordinance.

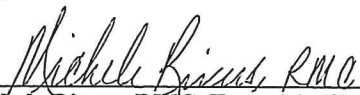
**SECTION 5.** The various parts, sections and clauses of this Ordinance are hereby  
declared to be severable. If any part, sentence, paragraph, section or clause is adjudged  
unconstitutional or invalid by a court of competent jurisdiction, the remainder of the  
Ordinance shall not be affected thereby.

**SECTION 6.** Any ordinances or parts thereof in conflict with the provisions of this  
Ordinance are hereby repealed to the extent of such conflict.

**SECTION 7.** This Ordinance shall take effect upon publication in an official  
newspaper of the Township, as required by and in conformance with law.

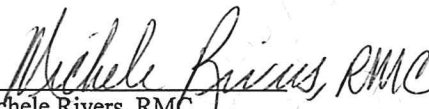
**NOTICE**

**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 **February 9, 2016 at 6:30 p.m.**, at the Barnegat Township Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey. The Ordinance will be considered for second and final reading at a meeting of the Township Committee on **March 1, 2016, at 6:30 p.m.**, or as soon thereafter as the matter may be reached and considered, at the Barnegat Township 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.

  
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Michele Rivers, RMC, Township Clerk

**CERTIFICATION**

I, Michele Rivers, Municipal Clerk of the Township of Barnegat, County of Ocean State of New Jersey do hereby certify that the foregoing Ordinance was duly adopted on second reading by the Barnegat Township Committee at their meeting held on the 1<sup>st</sup> day of March 2016.

  
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Michele Rivers, RMC  
Township Clerk

DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
  
COUNSELLORS AT LAW  
  
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FORKED RIVER, N.J. 08731

Prepared by:

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