

**ORDINANCE 2018 - 18**

**ORDINANCE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING AND APPROVING THE AMENDMENT TO THE SHORELINE SAND AND GRAVEL AND COMPASS POINT REDEVELOPMENT PLAN FOR PROPERTY KNOWN AS BLOCK 92, LOTS 15, 16, 18, 18.01, 20, 21, 23, 23.03 AND 23.04 WHICH COMPRISE THE SHORELINE SAND AND GRAVEL TRACT; AND BLOCK 92.103, LOTS 1 THROUGH 4; BLOCK 92.104, LOTS 1 THROUGH 16; BLOCK 92.105, LOTS 1 THROUGH 23; BLOCK 92.106, LOTS 1 THROUGH 24; BLOCK 92.107 LOTS 7 AND 8; BLOCK 92.108, LOTS 15 THROUGH 24; BLOCK 92.109, LOTS 14 AND 15; BLOCK 92.113, LOTS 42 THROUGH 45 WHICH COMPRISE THE COMPASS POINT TRACT, BARNEGAT TOWNSHIP, NEW JERSEY.**

**WHEREAS**, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the “Township”) previously adopted Resolution 2010-285 which authorized the Township Planning Board to conduct an investigation to determine whether property known and designated as Block 92, Lots 15, 16, 18, 18.01, 20, 21, 23, 23.03 AND 23.04 which comprise the Shoreline Sand and Gravel Tract; and Block 92.103, Lots 1 through 4; Block 92.104, Lots 1 through 16; Block 92.105, Lots 1 through 23; Block 92.106, Lots 1 through 24; Block 92.107 Lots 7 and 8; Block 92.108, Lots 15 through 24; Block 92.109, Lots 14 and 15; Block 92.113, Lots 42 through 45, which comprise the Compass Point Tract, Barnegat Township, New Jersey (hereinafter referred to as the “property”) as an area in need of redevelopment; and

**WHEREAS**, pursuant to the report dated March 3, 2010 it was concluded that the property met several statutory criteria for designation as an area in need of redevelopment; and

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**WHEREAS**, on April 10, 2012, the Township Planning Board voted to recommend to the Township that the properties identified herein above be determined to be in a redevelopment area; and

**WHEREAS**, on April 7, 2014 the Township adopted Resolution 2014-229 which authorized a redevelopment study; and

**WHEREAS**, as a result of litigation recently concluded with the Fair Share Housing Council (hereinafter referred to as “Fair Share”) and numerous developers, a Consent Order was entered into thereby addressing and resolving the Township’s Affordable Housing obligations as it pertains to the subject property; and

**WHEREAS**, as a result thereof the Planning Board prepared an Amendment to the aforementioned Plan, which Amended Plan is on file at the office of the Township Clerk and can be reviewed by the public during normal business hours; and

**WHEREAS**, the Township believes that it is appropriate and necessary to adopt this Ordinance thereby amending the Shoreline Sand and Gravel and Compass Point Redevelopment Plan.

**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.** The Township adopts the Amended Shoreline Sand and Gravel and Compass Point Redevelopment Plan dated April, 2018, a true copy of which is on file at the office of the Township Clerk and can be reviewed during normal business hours.

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**SECTION 2.** All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** 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 4.** 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 5.** Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

**SECTION 6.** 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 **May 1, 2018 at 10:00 a.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. The Ordinance will be considered for second and final reading at a meeting of the Township Committee on **May 24, 2018, at 9:00 a.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

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invited to ask questions, raise objections or provide public comment with regard to the proposed adoption of this Ordinance.

**MICHELE RIVERS, RMC  
TOWNSHIP CLERK**

Prepared by:

**DASTI, MURPHY, McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**  
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**CERTIFICATION**

I, Michele Rivers, 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 was finally adopted after Public Hearing at a regular meeting held on the 24<sup>th</sup> day of May, 2018 in the Municipal Complex, 900 West Bay Avenue, Barnegat, NJ.

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Michele Rivers, RMC  
Municipal Clerk