

**ORDINANCE NO. 2020- 15**

**AN ORDINANCE OF THE TOWNSHIP OF BARNEGAT,  
COUNTY OF OCEAN AND STATE OF NEW JERSEY  
AMENDING AND SUPPLEMENTING CHAPTER 55 OF  
THE TOWNSHIP CODE ENTITLED "LAND USE" AND  
SPECIFICALLY SECTION 55-355.5 ENTITLED  
"AFFIRMATIVE MARKETING REQUIREMENTS".**

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

**SECTION 1.** Chapter 55 of the Township Code entitled "Land Use" and specifically Section 55-355.5 thereof entitled "Affirmative Marketing Requirement", paragraph G is hereby amended and supplemented to read as follows:

**§ 55-355.5 Affirmative Marketing Requirements.**

G. The costs of advertising and affirmative marketing of the affordable units carried out by the administrative agent of the Township of Barnegat, including all costs related to correspondence with applicants, preliminary application review, coordination and hosting of the lottery, and related items, shall be the responsibility of the developer, sponsor or owner, unless otherwise determined or agreed to by the Township.

**SECTION 2.** Chapter 55 of the Township Code entitled "Land Use" is hereby amended and supplemented to include the following provision Section 55-355.5.1 thereof entitled "Affordable Housing Administration Fees"

**§ 55-355.5.1 Affordable Housing Administration Fees.**

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A. The following fees shall be paid by the developer, sponsor, owner, or landlord, as applicable, of an affordable housing unit:

1. Re-rental of an Affordable Rental Unit: A fee of \$600.00 shall be paid by the landlord within ten (10) calendar days of the signing of a lease for re-rental of affordable housing unit.
2. Resale of an Owner Occupied Affordable Housing Unit: A fee of \$1,250.00 shall be paid at the time of the closing for resale of an affordable housing unit.
3. Refinance of an Owner Occupied Affordable Housing Unit: A fee of \$600.00 shall be paid at the time of the loan closing for refinancing of an affordable housing unit.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** 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 deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 5.** This ordinance shall take effect after second reading and publication as required by law.

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**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Barnegat on the 1st day of September, **2020**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the 5th day of November, **2020**, at 6:30 ~~AM~~PM. at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

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**MICHELE RIVERS, RMC, Clerk**  
Township of Barnegat

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