

ORDINANCE NO. 2021-12

**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 SECTIONS 55-188.2 DESIGN
STANDARDS AND 55-305 ENTITLED “DEFINITIONS
AND WORD USAGE”.**

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 Sections 55-188.2 entitled “Design Standards”, specifically Sections B and D thereof are hereby amended and supplemented to read as follows:

§55-188.2 Design Standards:

- A. Unchanged.
- B. Fences not exceeding forty-eight (48) inches in height above the ground level may be erected between the Township road, street and/or right-of-way and the front building line.
- C. Unchanged.
- D. Front fences on corner properties shall not block the line of site triangle, as to interfere with vehicular traffic at the intersection.
- E. Unchanged.
- F. Unchanged.
- G. Unchanged.
- H. Unchanged.
- I. Unchanged.

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310 Lacey Road
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SECTION 2. Chapter 55 of the Township Code entitled “Land Use” and specifically Sections 55-305 entitled “Definitions and Word Usage”, the following definitions are amended to read as follows:

§55-305 Definitions and Word Usage.

Division 1: Pinelands West of Parkway-Lot, Corner

The definition of Lot Corner, which is defined in Division 1: Pinelands West of Parkway shall be deleted in its entirety.

The following new definition of Lot Corner shall be included under Subsection B entitled “Definitions” to apply to all properties within the Township and shall read as follows:

§55-305 Definitions and Word Usage.

B. Definitions.

LOT, CORNER

Any lot which occupies the interior angle of the intersection of two (2) street lines. On all corner lots the building setback line abutting both street frontages shall not be less than the minimum front yard setback required on an adjoining interior lot fronting on such street. On all corner lots the minimum lot width and depth shall be measured along both abutting street lines. All corner lots shall have two (2) front yards, one (1) side yard and a rear yard. The side yard shall be considered to be the lesser of the two (2) remaining yards.

For the purposes of the installation of fences, sheds, pools or accessory structures only, the front yard shall extend the full width of the street upon which the house fronts. On the other street, the front yard shall extend to a line perpendicular to the street which intersects the front most point of the building. To the rear of this line shall be considered to be a part of the rear yard.

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 June, **2021**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the 6th day of July **2021**, at **6:30 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.

DONNA M. MANNO, RMC
Township Clerk

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