

ORD.#24-2020

Ordinance of the Township of Mount Olive, in the County of Morris and State of New Jersey, Amending Section 550-82, Fences and Walls, of the Township Code to Clarify Height and Construction Requirements for Corner Lots.

CLERK:

Delivered to Mayor:

Date: 11/25/2020

Time: 9:00 am

Signed: _____

Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:

Approved: ☒

Date: 11/25/2020

Vetoed: ☐

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: _____

Mayor

CLERK:

Returned:

Date: 11/25/20

Time: 9:20 am

Not returned with in (10) days

Date: _____

Signed: _____

Township Clerk

ORD.#24-2020
ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING
SECTION 550-82, FENCES AND WALLS, OF THE TOWNSHIP CODE
TO CLARIFY HEIGHT AND CONSTRUCTION REQUIREMENTS FOR
CORNER LOTS

WHEREAS, Section 550-82 of the Land Use Code of the Township of Mount Olive sets forth various zoning requirements for applicants seeking to construct fences and walls; and

WHEREAS, the Township Planner has recommended that the Township amend the ordinance to clarify requirements regarding corner lots; and

WHEREAS, the Mayor and Township Council find it in the best interest of the Township to make these changes to the Township Code.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Chapter 550, Land Use, Article VI, Zoning, Section 550-82, Fences and walls, paragraph A, Height and construction requirements; definition, subparagraph (1) is hereby amended to read as follows:

- “(1) No fence or wall shall be erected, altered or constructed in any residential zone which shall exceed six feet in height above ground level, except as otherwise provided by ordinance; no closed type or chain link fence shall be erected within the front yard setback; all such fences or walls shall be located within the boundary lines of the premises intended to be fenced or walled. Ornamental fencing, such as wrought iron, open picket or post and rail, may be permitted within the front yard setback. For preexisting nonconforming dwellings in a residential district, a fence or wall no greater than six feet in height may be constructed or maintained at a point no closer to the front lot line than the front foundation wall of the principal building.

In the case of corner lots or through lots, the front yard may be designated as that area situate in front of the house and the other street frontage(s) may be designated as a side yard(s) for purposes of locating fencing. Subject to requirements for sight triangle easement as set forth in § 550-62 of this chapter, closed type fencing may be permitted in the side yard(s) as designated for corner and through lots.”

SECTION 2. This Ordinance may be renumbered for purposes of codification.

SECTION 3. If any section, subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. All ordinances or parts of ordinances of the Township of Mount Olive that are inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 5. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 11/10/2020

Adopted: 11/24/2020

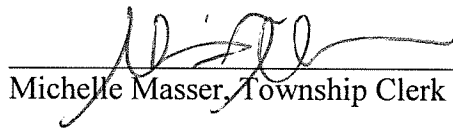
Effective Date: 12/19/2020

TOWNSHIP OF MOUNT OLIVE



Joe Nicastro, Township Council President

ATTEST: 11/24/2020



Michelle Masser, Township Clerk