

ORDINANCE NO. 05- 2016

ORDINANCE OF THE BOROUGH OF TUCKERTON,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AMENDING AND SUPPLEMENTING CHAPTER 210 OF
THE BOROUGH CODE OF THE BOROUGH OF
TUCKERTON, ENTITLED "PROPERTY MAINTENANCE"
SO AS TO REVISE THE REGULATIONS PERTAINING TO
PLACEMENT OF FENCES.

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of
Tuckerton, County of Ocean, State of New Jersey, as follows:

SECTION 1. §210-10 of Chapter 210 of the Borough Code of the Borough of
Tuckerton entitled "Permit; regulations" is hereby amended and supplemented to
revise Subsection 210-10(A) to read as follows:

§210-10. Permit regulations.

- A. Permit required. No fence shall be constructed, erected, relocated
or replaced without the issuance of a fence permit from the
Borough Code Enforcement Official. A fee of fifty (\$50.00) dollars
shall be charged at the time of application, and a survey of the
property in question in a form acceptable to the Code Enforcement
Official must be presented showing the location and type of fencing
proposed to be erected.

SECTION 2. §210-10 of Chapter 210 of the Borough Code of the Borough of
Tuckerton entitled "Permit; regulations" is hereby amended and supplemented to
revise Subsection 210-10(B)(2) to read as follows:

- (2) All fences shall be erected and located at least six inches inside of
the property line of the property upon which they are to be
placed; except that a fence may be erected and located fewer
than six inches from the property line with the express written
consent of the affected adjoining property owner which shall be
memorialized in a Boundary Line Agreement with attached
survey, which shall be recorded in the Ocean County Clerk's
Office and a copy provided to the Code Enforcement Official.

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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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 thereof.

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

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Borough Council on first reading at a meeting of the Borough Council of the Borough of Tuckerton held on the 19th day of January, 2016, and will be considered for second reading and final passage at a meeting of the Borough Council to be held on the 16th day of February, 2016, at 7:00 p.m. at the Borough Hall located at 140 East Main Street, Tuckerton, 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.

JENNY GLEGHORN, RMC
Borough Clerk, Borough of Tuckerton

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The Borough of Tuckerton introduced the above ordinance at its January 19, 2016 meeting. The Ordinance amends and supplements Chapter 210 of the Borough Code of the Borough of Tuckerton entitled "Property Maintenance" so as to revise the regulations pertaining to placement of fences. The Ordinance will be considered on second and final reading at the February 16, 2016 meeting of the governing body. All meetings are held at the Borough Hall located at 140 East Main St., Tuckerton, New Jersey, commencing at 7:00 p.m. Copies of all Ordinances are available at no cost at the Borough Clerk's Office located at 420 East Main St., Tuckerton, New Jersey, Monday through Friday from 9:00 a.m. to 4:00 p.m.

JENNY GLEGHORN, RMC
Borough Clerk
Borough of Tuckerton