

ORDINANCE NO. 2017-25

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN COUNTY,
NEW JERSEY AMENDING CHAPTER XIII ENTITLED “ZONING”
TO CREATE A NEW BOAT SLIP ZONE AND TO ESTABLISH THE APPROPRIATE
BOUNDARIES FOR SAME**

WHEREAS the purpose of the within ordinance is to establish a “Boat Slip” zone to recognize a long standing use of small parcels of real property located on a lagoon and known as Block 30, Lots 64 through 118 on the Borough Tax Map.

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the Borough of Harvey Cedars as follows:

SECTION 1. Chapter 13 of the Code of the Borough of Harvey Cedars, Section 13-6 entitled “RS, Residential Boat Slip District” is hereby amended to add:

<u>Symbol</u>	<u>Name</u>
“RS”	Residential Boat Slip District

SECTION 2. Chapter 13 of the Code of the Borough of Harvey Cedars is hereby amended by renumbering Section 18 entitled “Violations and Penalties” as Section 19.

SECTION 3. Chapter 13 of the Code of the Borough of Harvey Cedars is hereby amended to insert the following new section 13-18 entitled “RS, Residential Boat Slip District”:

Sec. 13-18.1 RS – Residential Boat Slip District. This district is made up of Block 30, Lots 64 through 118 on the Harvey Cedars Tax Map.

Sec. 13-18.2 Principal Uses. The District is limited to the use of residential boat slips. No one shall reside on or stay overnight on any docked boat for more than 48 hours.

SECTION 4. This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

SECTION 5. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Borough Mayor and Commissioners hereby declare that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 6. The within Ordinance shall take effect immediately after introduction and forwarding to the Land Use Board pursuant to Statute and adoption.

SECTION 7. The Borough Engineer shall incorporate the new zoning district with the new zoning map update.

ADOPTED ON: September 8, 2017