

**PLEASE TAKE NOTICE** that the following Ordinance was introduced on first reading by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey at a meeting held on the 3rd day of September, 2015. The Ordinance was then ordered to be published according to law. Notice is hereby given that the said Ordinance will be considered for final passage at a public hearing to be held on the 1st day of October, 2015 at a meeting beginning at 7:00 PM at the Municipal Building located at the corner of County Route 519 and Oak Grove Road, Kingwood Township, New Jersey, at which time all interested persons will be heard.

**ORDINANCE NO. 18 – 11 - 2015**

**AN ORDINANCE OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, STATE OF NEW JERSEY TO AMEND THE LAND USE REGULATIONS OF THE TOWNSHIP OF KINGWOOD, SPECIFICALLY “STREETS AND SIDEWALKS, CHAPTER 112”, “SUBDIVISION OF LAND, CHAPTER 115” AND “ZONING, CHAPTER 132” OF THE GENERAL ORDINANCES OF THE TOWNSHIP**

**WHEREAS**, Kingwood Township adopted Ordinance No. 14-26-2007 repealing Chapter 115 – Subdivision of Land , 115-3 (C) Definitions of the Ordinances of Kingwood on December 31, 2007, pertaining to Class III minor subdivisions; and

**WHEREAS**, the ordinance did not repeal all the sections in the Ordinances of Kingwood Township that refer to a Class III minor subdivision; and

**WHEREAS**, Kingwood Township desires to render all the provisions in the Ordinances of Kingwood in compliance with the repeal of the Class III minor subdivision.

**NOW, THEREFORE**, be it ordained by the Mayor and Township Committee of the Township of Kingwood as follows:

**Section I**

**CHAPTER 112 – STREETS AND SIDEWALKS** of the Ordinances of Kingwood Township, **ARTICLE II, DRIVEWAY CONSTRUCTION, 112-8(G). Procedures** is hereby repealed in its entirety.

**Section II**

**CHAPTER 132 – ZONING**, of the Ordinances of Kingwood Township, **ARTICLE I, General Provisions, §132-4. Definitions** is hereby amended and supplemented with the following amended definitions:

**LOT DEPTH**

The shortest horizontal distance between the front lot line and a line drawn parallel to the front lot line through the midpoint of the rear lot line. For corner lots, lots fronting on Class II common driveways, and lots abutting lands used or capable of use for a flag stem with fifty-foot frontage, lot depth shall be measured from each lot line fronting on a public street, on Class II common driveways, and abutting lands used or capable of use for a flag stem with fifty-foot frontage.

## **YARD FRONT**

A yard extending between side lot lines across the front of a lot adjoining a street. In the Byram Colony Zone, for lots abutting the Delaware River, or both the Delaware River and a public street, the front yard is a yard extending between side lot lines across the front of the lot abutting the Delaware River. The depth of the front yard shall be measured horizontally and at right angles to either a straight street line or the tangent lines of curved street lines, or, in the Byram Colony Zone, horizontally and at right angles to the line of the Delaware River. The minimum front yard requirements shall be the same as required in this chapter. For corner lots, lots fronting on Class II common driveways, and lots abutting lands used or capable of use for a flag stem with fifty-foot frontage, the front yard setback shall be measured from each lot line fronting on a public street, on Class II common driveways, and abutting lands used or capable of use for a flag stem with fifty-foot frontage.

## **Section III**

**CHAPTER 115 – SUBDIVISION OF LAND**, of the Ordinances of Kingwood Township, **ARTICLE IV, 115-4. General Provisions** is hereby amended and supplemented with the following:

**Introduction, 115-4(A)(6)** shall be repealed in its entirety.

**Procedure, 115-4(B)(1)(b)(10)** shall be amended as follows:

Township Planner, one copy of all plans for Class II minor subdivisions.

## **Section IV**

**CHAPTER 115 – SUBDIVISION OF LAND**, of the Ordinances of Kingwood Township, **ARTICLE VI, 115-10. Engineering Standards** is hereby amended and supplemented with the following:

**Engineering Standards, Subdivision Design Standards, 115-10((G)(5)** shall be amended to read:

The developer shall consult with the Kingwood Township Historical Society in an effort to agree upon a name for the street(s) within the subdivision. If the developer and the Kingwood Township Historical Society are able to agree upon a name for the street, that name shall be recommended for adoption by the Kingwood Township Committee. In the event that the developer and the Kingwood Township Historical Society are unable to agree upon a name, both the developer and the Kingwood Township Historical Society shall submit a proposed name for the street to the Kingwood Township Committee. The Kingwood Township Committee may then select and approve one of the two names submitted as the name for the street. The Kingwood Township Committee shall retain the sole and exclusive right to name any street within the Township.

**Section V**

**CHAPTER 132 – ZONING**, of the Ordinances of Kingwood Township, **ARTICLE XI, 132-145. Fees and Escrows** is hereby amended and supplemented with the following:

**Fees & Escrows, 132-145 (A)(1)(c)** shall be amended as follows:

Minor subdivision: \$500, plus \$200 for each new lot and remaining lands.

**Section VI**

All other provisions of Chapter 112 – Streets and Sidewalks, Chapter 115 – Subdivision of Land and Chapter 132 – Zoning, of the Ordinances of Kingwood Township not modified herein shall remain unchanged and in full force and effect.

**Section VII**

If the provisions of any article, section, subsection, paragraph, subdivision, clause or application of the Ordinance shall be judged invalid by any Court of competent jurisdiction, such order or judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph, subdivision, clause or application, and to this end, the provisions of this Ordinance are hereby declared to be severable.

**Section VIII**

This ordinance may be renumbered for codification purposes.

**Section IX**

This Ordinance shall take effect immediately upon final passage, publication according to law, and filing with the Hunterdon County Planning Board.