

**ORDINANCE AMENDING THE
UNIFIED DEVELOPMENT ORDINANCE (UDO)
TO GENERALLY REVISE THE ZONING MAP
TO IMPLEMENT THE MASTER PLAN OF THE
TOWNSHIP OF DEPTFORD,
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY**

WHEREAS, the Township Council of the Township of Deptford, a municipal corporation in the County of Gloucester, State of New Jersey, finds that the public health, safety, morals, and general welfare of the community shall be promoted by the revision and amendment of the Zoning Map of the Township; and

WHEREAS, the Planning Board of the Township of Deptford has adopted a Master Plan, dated November 20, 2007 that comprehensively provides for the appropriate use and development of lands in the Township in a manner which will promote the public health, safety, morals, and general welfare; and

WHEREAS, the Municipal Land Use Law at *N.J.S.A. 40:55D-62a* requires substantial consistency of the provisions regulating zoning and land use with the adopted Land Use Plan Element; however, a governing body may adopt a zoning ordinance or zoning map wholly or partly inconsistent with such land use plan element provided that the reasons for so doing are set forth in a resolution and recorded in its minutes; and

WHEREAS, the Planning Board has determined that the revisions and amendments to the Zoning Map are consistent with said Land Use Plan Element, represent sound land use planning and therefore favorably recommends to the Township Council that the Zoning Map be so amended; and

WHEREAS, this ordinance effectuates a classification and boundary change recommended in a periodic general reexamination of the master plan pursuant to *N.J.S.A. 40:55D-89*; and

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Deptford that the Unified Development Ordinance (UDO) be hereby amended as follows:

Section 1. Purpose. The Township of Deptford, as a municipality in the State of New Jersey, hereby declares that pursuant to the purposes of the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-2, that the amendments contained herein shall promote a desirable visual environment through creative development techniques and good civic design and arrangement, while continuing to promote the establishment of appropriate land uses to avoid congestion and blight and thereby contributing to the well being of persons, neighborhoods, the community and region as a whole.

Section 2. §7.B, Establishment of Zoning Districts and Zoning Map, shall be amended as follows:

2. The boundaries of these zoning districts are established on a map entitled, Zoning, Deptford Township, Gloucester County, NJ”, dated December 10, 2007, which accompanies this ordinance and is incorporated herein.

Section 3. Continuation. In all other respects, the Unified Development Ordinance of the Township of Deptford shall remain unchanged.

Section 4. Severability. If any portion of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole, or any other part thereof. Any invalidation shall be confined in its operation to the section, paragraph, sentence, clause, phrase, term, or provision or part there of directly involved in the controversy in which such judgment shall have been rendered.

Section 5. Interpretation. If the terms of this Ordinance shall be in conflict with those of another Ordinance of the Code of the Township of Deptford, then the restriction which imposes the greater limitation shall be enforced.

Section 6. Repealer. All ordinances or parts of ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency only.

Section 7. Enactment. This Ordinance shall take effect upon the filing thereof with the Gloucester County Planning Board after final passage, adoption, and publication by the Township Council of the Township of Deptford in the manner prescribed by law.

TOWNSHIP OF DEPTFORD

PAUL MEDANY, MAYOR

ATTEST:

DINA L. ZAWADSKI, TOWNSHIP CLERK

CERTIFICATION

The foregoing Ordinance was **introduced** at a Regular Meeting of the Township Council of the Township of Deptford held on the 7th day of **April, 2008** and will be considered for final passage and adoption at the Regular Meeting which time any person interested therein will be given an opportunity to be heard. Said meeting to be held on the 9th day of **June, 2008** at the Municipal Building, 1011 Cooper Street, Deptford, NJ 08096.

DINA L. ZAWADSKI, TOWNSHIP CLERK