

**ORDINANCE AMENDING THE
UNIFIED DEVELOPMENT ORDINANCE (UDO)
TO REVISE THE ZONING MAP
IN BLOCKS 157 AND 167
OF THE TAX ASSESSMENT MAPS
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 while the revision to the Zoning Map is inconsistent with the Land Use Plan Element, it nonetheless is supported by the goals of the Master Plan and represents 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 not recommended in a periodic general reexamination of the master plan pursuant to *N.J.S.A. 40:55D-89*; and

WHEREAS, the Township Council has determined that the depth of the C-2 district on the east side of Delsea Drive (Rt. 47) between Lexington Drive

and Kohler Avenue should be one lot deep and not extend to Arline Avenue, with the exception of Block 157, Lot 1.

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 to apply the R-10A zoning district to Block 157, Lots 3.01, 3.02, 6, 7, 10 and 11; and Block 167, Lots 1, 1.01, 1.02, 1.03, 7, 8, 10, 11, 12 and 13; and said Zoning Map shall be revised with the date of adoption, herein.

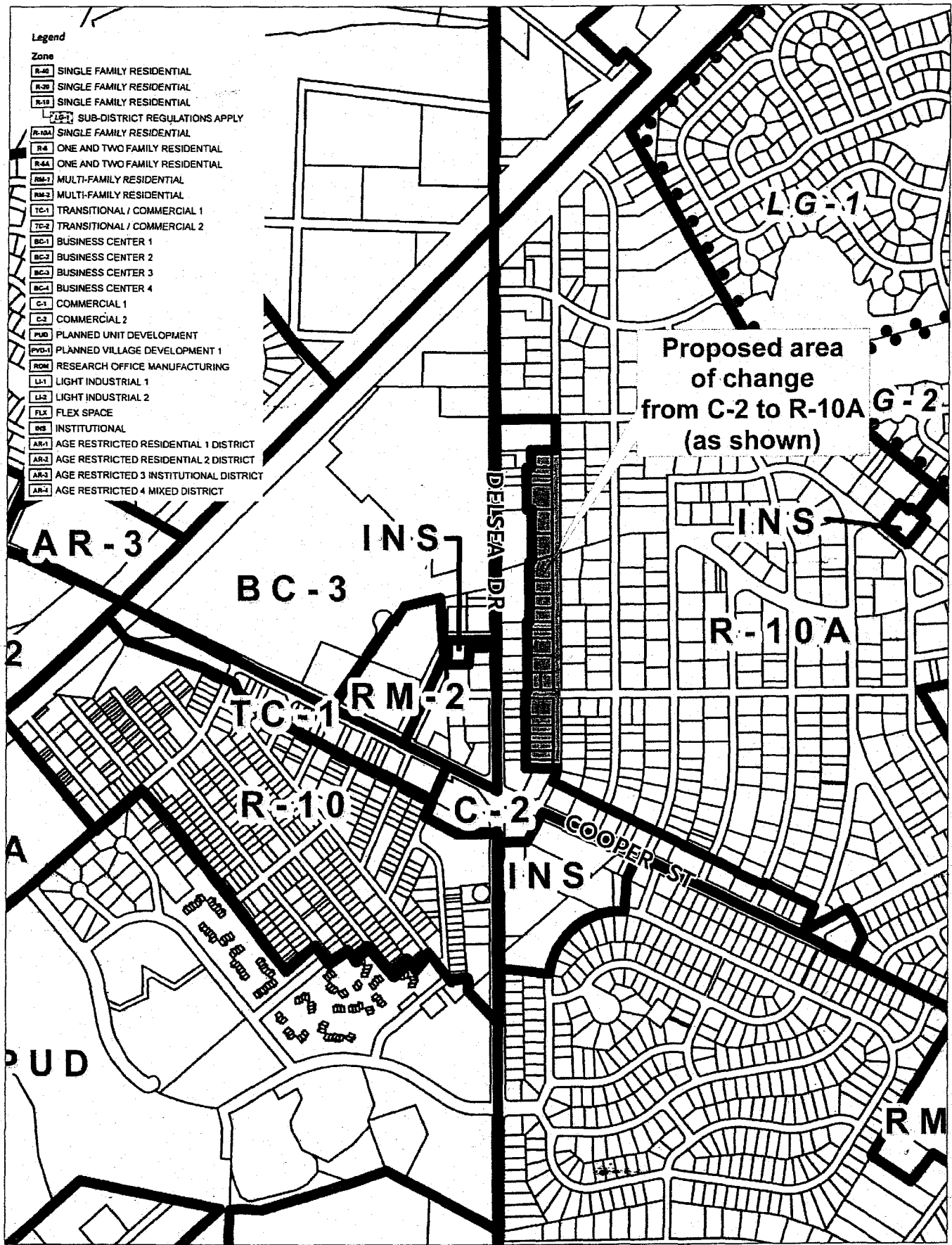
Section 3. Continuation. In all other respects, the Unified Development Ordinance of the Township of Deptford shall remain unchanged.

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 thereof 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.



Proposed Zoning Change

Deptford Township, Gloucester County, NJ June 3, 2011

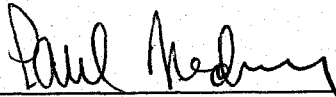


Clarke Caton Hintz ●●●

This Notice is published pursuant to N.J.S.A. 40A:2-17.

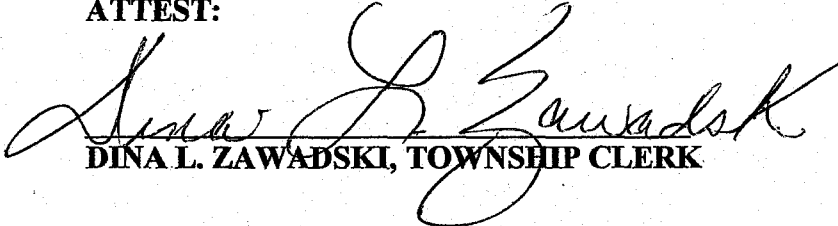


TOWNSHIP OF DEPTFORD



PAUL MEDANY, MAYOR

ATTEST:



DINA L. ZAWADSKI, TOWNSHIP CLERK

CERTIFICATION

The foregoing Ordinance was introduced at a Regular Meeting of Township Council of the Township of Deptford held on the 13th day of June, 2011, and will be considered for final passage and adoption at a Regular Meeting at which time any person interested therein will be given an opportunity to be heard. Said meeting to be held on 11th day of July, 2011 at the Municipal Building, 1011 Cooper Street, Deptford, New Jersey.



DINA L. ZAWADSKI, TOWNSHIP CLERK

Introduction

RECORD OF VOTE						
Council Member	Resolution No.	Ordinance No.	Yes	No	Abstain	Absent
		O.12.11				
Medany			✓			
Hufnell			✓			
DiMarco			✓			
Lamb			✓			
Love			✓			
Schocklin			✓			
Scott			✓			

Adoption

RECORD OF VOTE						
Council Member	Resolution No.	Ordinance No.	Yes	No	Abstain	Absent
		O.12.11				
Medany			✓			
Hufnell			✓			
DiMarco			✓			
Lamb			✓			
Love			✓			
Schocklin						✓
Scott			✓			