

## ORDINANCE #O-05-2023

### AN ORDINANCE OF THE BOROUGH OF MONMOUTH BEACH AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCE OF THE BOROUGH OF MONMOUTH BEACH BY AMENDING CHAPTER 30 SECTION 30-5.34.6 ENTITLED “PERMIT APPLICATION REQUIREMENTS”

*Chapter XXX Section 30-5.34.6 “Permit application requirements” of the General Ordinances of the Borough of Monmouth Beach is hereby amended or supplemented as follows (new text is double underlined, text to be deleted is ~~struck through~~ and notations to the reader and changes in subparagraph designations either with or without changes to content are italicized):*

**BE IT ORDAINED** by the Mayor and Borough Commissioners of the Borough of Monmouth Beach, County of Monmouth, and State of New Jersey that Chapter 30 Section 30-5.34.6 entitled “Permit application requirements” is hereby amended or supplemented as follows:

#### SECTION 1

30-5.34.6 Permit application requirements.

a. Application for a tree protection permit shall consist of:

5. A tree protection permit application fee:

(a) For applications on a lot containing an existing single-family dwelling, not subject to a contract to sell, an option or agreement to buy or a similar agreement, and where no change of title has taken place within the prior calendar year:

(1) ~~Ten~~ Fifty dollars for removal of five or fewer trees; or

(2) ~~Fifty~~ One-Hundred dollars for removal of between six and 10 trees; or

(3) One hundred fifty dollars for removal of between 11 and 20 trees; or

(4) ~~One~~ Two hundred fifty dollars for removal of over 20 trees.

(b) For all other applications:

(1) ~~One~~ Two hundred fifty dollars for removal of five or fewer trees; or

(2) ~~One~~ Two hundred fifty dollars, plus \$25 for each tree removed over five trees.

## **SECTION 2**

All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

## **SECTION 3**

If any section, paragraph, subdivision, clause or provision of this Ordinance is adjudged to be invalid, such adjudication shall apply only to section paragraph, subdivision, clause, or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

## **SECTION 4**

The Borough Clerk is hereby directed, upon adoption of the Ordinance after public hearing thereon, to publish notice of the passage thereof and to file a copy of this Ordinance as finally adopted with the Monmouth County Planning Board as required by N.J.S.40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Borough Tax Assessor as required by N.J.S. 40:49-2.1.

## **SECTION 5**

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

Introduced: February 21, 2023  
Passed & Adopted: March 21, 2023

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Joyce L. Escalante, RMC  
Borough Clerk