

ORDINANCE 2019-6

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER 142, BUILDINGS, MOVING OF; STORAGE SHEDS AND CHAPTER 450, STORAGE SHEDS

WHEREAS, the Borough of Bradley Beach (“Borough”) has adopted Chapter 450, to regulate “Zoning”, within the Borough; and

WHEREAS, it is in the interests of the Borough and its citizenry that the regulation of “Storage Sheds” be removed from Chapter 142, Section 3 and be placed in Chapter 450, Section 13 for clarity and consistency; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bradley Beach, Monmouth County, State of New Jersey, that Chapter 142, Section 3 of the Borough Code shall be repealed:

~~—142 3. **Storage sheds and other structures for storage; location; permit required.**~~

~~**A.** On all streets or avenues running in an easterly and westerly direction in the Borough, private storage sheds and all types of permitted structures or containers for storage of any kind or nature shall be erected or placed no less than 75 feet from the curb line of the street.~~

~~**B.** On all streets or avenues running in a northerly and southerly direction into the Borough, private storage sheds and all types of permitted structures or containers for storage of any kind or nature shall be constructed or placed not less than 30 feet from the curb line of the street.~~

~~**C.** Any storage sheds, and any types of permitted structures or containers for storage of any kind or nature, shall be erected on the rear of any lot; except where lots may only have a depth of 50 feet, then the location thereof shall be as directed by the Code Enforcement Officer, to carry out the terms and intent of this chapter.~~

~~**D.** In no event shall any such shed or type of permitted structures or containers for storage of any kind or nature be erected or placed in the front of any other building or structure on such lot or on the front of any lot within the Borough.~~

~~**E.** the Code Enforcement Officer and the Borough Council shall approve the permit for any of the foregoing construction, erection, or placement before the same shall be performed.~~

~~**F.** The fee for the issuance of a permit under this chapter shall be \$30.~~

BE IT FURTHER ORDAINED, by the Mayor and Council of the Borough of Bradley Beach, Monmouth County, State of New Jersey, that Chapter 450 of the Borough Code shall be amended and shall read as follows:

~~450-13 H(7) Violations and penalties provide for the maximum penalty that is included in Chapter 1, Article II, General Penalty, of the Borough Code.~~

450-13 I – STORAGE SHEDS

Private Residential Storage Sheds shall comply with the following regulations

- (1) In no event shall any such shed or type of permitted structures or containers for storage of any kind or nature be erected or placed in the front of any other building or structure on such lot or on the front of any lot within the Borough.
- (2) Any storage sheds, and any types of permitted structures or containers for storage of any kind or nature, shall be erected no closer than five (5) feet from a side or rear property line.
- (3) No shed shall exceed 120 square feet. No shed shall exceed ten (10) feet in height. No more than one (1) shed per lot shall be permitted.
- (4) The Zoning Officer of the Borough of Bradley Beach shall approve the permit for any of the foregoing construction, erection, or placement before the same shall be performed.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall only apply to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, This ordinance shall take effect twenty (20) days after passage by the Mayor and Council and publication according to law.

SO ORDAINED as aforesaid.

KELLY BARRETT
Municipal Clerk

GARY ENGELSTAD
Mayor