

ORDINANCE #2020-02
AN ORDINANCE REVISING THE BOROUGH CODE OF
THE BOROUGH OF ALLENHURST, CHAPTER XXVI
SUBSECTION 4.4(a) ENTITLED REGULATIONS
APPLYING TO ALL RESIDENTIAL DISTRICTS

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to revise a portion of its existing Borough Code concerning the Development Regulations to clarify subsection 4.4(a);

NOW THEREFORE, BE IT ORDAINED by the Borough of Allenhurst, County of Monmouth, State of New Jersey, that the Borough Code of the Borough of Allenhurst be and is hereby amended and supplemented as follows:

I. Chapter XXVI be and is hereby revised to delete the existing subsection 26-4.4(a) entitled Regulations Applying to All Residential Districts and replace it with the following:

26-4.4(a) In each residential district, building height shall not exceed two and one-half (2 1/2) stories in height or thirty-five (35) feet in height, except that the provision of this subsection with regard to height shall not apply to chimneys or flagpoles. No residential dwelling shall have living, or habitable, space on more than three (3) floors, which shall include any portion or all of any one-half (1/2) story permitted by the Borough's Development Regulations.

And, it is further

ORDAINED that except as herein above provided, the remainder of Chapter XXVI entitled Development Regulations shall remain unaltered and in full force and effect; and it is further

ORDAINED that the provisions of these ordinances are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of these ordinances shall stand notwithstanding the invalidity of any part; and it is further

ORDAINED, That this Ordinance shall take effect after publication and adoption according to law.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

APPROVED: January 14, 2020

ADOPTED: January 28, 2020

CERTIFICATION

I, Donna M. Campagna, Borough Clerk/Administrator, do hereby certify this to be a true and exact copy of a Ordinance approved by the Board of Commissioners of the Borough of Allenhurst, County of Monmouth, State of New Jersey, at a meeting held on January 28, 2020.

Donna M. Campagna
Borough Clerk/Administrator

