

ORDINANCE NO. 14 of 2012

**AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 175 OF
THE MARGATE CITY LAND USE ORDINANCE SO AS TO PROVIDE FOR A
MINOR SUBDIVISION COMMITTEE TO APPROVE “BY- RIGHT” MINOR
SUBDIVISIONS**

BE IT ORDAINED by the Board of Commissioners of the City of Margate, County of Atlantic and State of New Jersey as follows:

SECTION 1. Margate City Code Chapter 175 shall be amended to **ADD** the following provisions:

Section 175-17 B.(1) is hereby amended to add the following: If a proposed subdivision is determined to be minor, meaning no more than three Lots, and if the proposed Lots meet all bulk requirements of the Margate Zoning Code, such minor subdivision shall be designated a “by-right” minor subdivision.

Section 175-17 B. (3) is hereby added as follows: The Planning Board shall establish a Minor Subdivision Committee to consider “by-right” subdivisions. Said Committee shall consist of the Zoning Officer, and two members of the Planning Board to be designated by the Board. The Committee shall meet within seven (7) days of advisement by the Staff Committee so as to review and confirm that a proposed Minor Subdivision meets all standards of a “by-right” subdivision. Said Minor Subdivision Committee is hereby established as authorized by N.J.S.A. 40:55D-47.

Section 175-17 B. (4) is hereby added as follows: A Notice of Public Hearing for a “by-right” subdivision shall not be required. A “by-right” Minor Subdivision shall be deemed to be finally approval if granted by the Committee and may be conditioned upon compliance of all requirements pertaining to Minor Subdivisions as specified in the Margate City Code.

Section 175-17 B. (5) is hereby added as follows: The “by-right” Subdivision Committee shall consist of the Zoning Officer, and two additional members of the Planning Board to be selected on a rotating basis beginning in alphabetical order.

SECTION 2: All ordinances or parts of ordinances inconsistent with any terms of this ordinance are hereby repealed to the extent of such inconsistency only.

SECTION 3: This ordinance shall take effect upon its final passage and publication is required by law.

Board of Commissioners of the City of Margate City, NJ

Introduction: 9/20/12

Enactment: _____