

ORDINANCE NO. 16 of 2012

**AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 175 OF
THE MARGATE CITY LAND USE ORDINANCE**

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 and supplemented as follows:

Section 175-26D(3) is hereby amended to add the following: The planting of trees in the beach block shall be optional and if the property owner elects to plant trees, trees are prohibited from the curb strips commonly referred to as the governor's strip so as to preserve view corridors along the street.

Section 175-2 Definitions. Deck is amended to add the following: Third floor decks shall be permitted on houses facing the ocean or bay only and shall be placed on the facade of the house facing the water only, such third floor decks shall be subject to all setback requirements.

Section 175-33D (4) is hereby amended to delete the following: "and shall meet principal setbacks" and shall be supplemented to read as follows: Outdoor showers shall be a permitted accessory use in all residential zones. (a) Shower shall be defined as consisting of a plumbing fixture containing a shower head to which water flows with a cold and/or hot water hookup for the purpose of rinsing. (b) All showers shall have drainage. (c) All shower enclosures may be no greater than 9.0 feet in height as measured from the ground nor greater than 4.0 feet of depth from the structure and 8.0 feet of width along the structure. (d) A shower enclosure shall be no closer than 3.0 feet to the side and rear lot boundary line. (e) No shower enclosure shall be situate in the front of the structure.

Section 175-10: Design Standards and Guidelines Advisory Committee is hereby repealed in its entirety which repeal shall include all other references and control standards as may be contained in other Ordinance provisions.

Section 175-11: Bayfront Special District Commission is hereby repealed in its entirety which repeal shall include all other references and control standards as may be contained in other Ordinance provisions.

Section 175-27: Supplemental Design Standards in Overlay District is hereby repealed in its entirety which repeal shall include all other references and control standards as may be contained in other Ordinance provisions.

SECTION 2: All ordinances or parts of ordinances inconsistent with any terms of this ordinance are hereby repealed to the extent of such inconsistency only.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