

ORDINANCE NO. 13– 2022

**AN ORDINANCE AMENDING CHAPTER 175-2, DEFINITIONS
OF THE CODE OF THE CITY OF MARGATE CITY,
COUNTY OF ATLANTIC AND STATE OF NEW JERSEY**

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

SECTION 1. Margate City Code **Chapter 175-2** shall be amended to **add** the following amendment to:

§ 175-2 Definitions.

Unless otherwise expressly stated, the following terms shall, for the purpose of this chapter, have the meanings as herein defined. Whenever a term is used in this chapter which is defined in the Municipal Land Use Law (MLUL), such term shall have the same meaning as defined in the Municipal Land Use Law (MLUL).

DECK

A roofed or unroofed outdoor extension of a house or other building for the purpose of outdoor activity by the occupants. ~~A deck may be constructed at or above a first-floor portion of a building at the level of the second story, but not above that level. Third floor decks shall be permitted on houses facing the bay and shall be placed on the facade of the house facing the water only. Third floor decks shall be permitted on all houses on the ocean side of Atlantic Avenue. Such third floor decks shall be subject to all setback requirements.~~

DECK, THIRD FLOOR

Third-floor decks shall be permitted on single family, two-family, and multifamily homes with site plan approvals directly facing and adjacent to, the bay, lagoon, mini creek and the Atlantic Ocean and water bodies and shall be placed on the facade of the house facing the water only. Limited to one (1) deck per residential unit. Third-floor decks shall be permitted on all single family and two-family houses throughout the City of Margate provided that they face the street and such third-floor decks shall be subject to all setback requirements and abide by the design standards in Section 175-26N.

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 All ordinances or parts of ordinances inconsistent with any terms of this ordinance are hereby repealed to the extent of such inconsistency only.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 as required by law.

Michael Becker, Mayor

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John Amodeo, Commissioner

Maury Blumberg, Commissioner

Board of Commissioners of the City of Margate City, NJ

Introduction: June 16, 2022

Advertisement: June 23, 2022

Adoption:

Advertisement: