

TOWNSHIP OF FRANKLIN
O-12-2018

**ORDINANCE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF
GLOUCESTER, AND STATE OF NEW JERSEY, AMENDING CHAPTER 253 OF
THE CODE OF THE TOWNSHIP OF FRANKLIN ENTITLED, "ZONING"**

WHEREAS, Chapter 253 of the Code of the Township of Franklin, entitled, "Zoning" promotes orderly development, limits congestion on streets, protects against hazards, regulates intensity of use, regulates location of buildings, establishes standards of development, encourages good aesthetics, prohibits incompatible uses, regulates alterations of existing buildings, conserves taxable value of land and implements the Master Plan of the Township; and

WHEREAS, Article XIV of Chapter 253 establishes the B Business District Zone within the Township of Franklin; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Committee of the Township of Franklin, County of Gloucester and State of New Jersey as follows:

SECTION 1: Chapter 253-114, entitled, "Permitted uses," in the B Business District is hereby

amended, revised and/or supplemented to read as follows:

"A. (18) Agricultural uses, including horticultural, wholesale nurseries and the raising of crops and livestock, except as otherwise restricted, and buildings related to the same. Forestry in accordance with an approved woodland management plan, vacant woodlots and other similar agricultural uses."

SECTION 2: Chapter 253-29, entitled, "Zoning Map," shall be amended to delete any reference to the, "Mixed-Use Overlay Zone" in the B Business District. Any references to a "Mixed-Use Overlay Zone" within Article XIV of the B Business District are hereby repealed.

SECTION 3: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 5: This Ordinance shall be referred to the Township Planning Board for review.

SECTION 6: Upon adoption of this Ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of this Ordinance with the County Planning Board, the Pinelands Commission and other agencies as required by law.

SECTION 7: This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Attest:

Township of Franklin

BARBARA FREIJOMIL, RMC

MAYOR LEAH VASSALLO

CERTIFICATION

I, Barbara Freijomil, Clerk of the Township of Franklin, County of Gloucester, do hereby certify that the foregoing Ordinance was introduced at the meeting of the Township of Franklin held on October 9, 2018 and thereafter duly advertised in the legal newspaper of the Township at least ten (10) days prior to it being considered for final passage and adoption at a subsequent meeting to be held on November 27, 2018, at which time any person interested therein will be given an opportunity to be heard.

BARBARA FREIJOMIL
Township Clerk

Introduced October 9, 2018

| Name | Yes | No | Abstain | Absent |
|---------------|-----|----|---------|--------|
| Flaim | x | | | |
| Pluta | x | | | |
| Petsch-Wilson | | | | x |
| Deegan | x | | | |
| Vassallo | x | | | |

Adopted November 27, 2018

| Name | Yes | No | Abstain | Absent |
|---------------|-----|----|---------|--------|
| Flaim | | | | |
| Pluta | | | | |
| Petsch-Wilson | | | | |
| Deegan | | | | |
| Vassallo | | | | |

