

TOWNSHIP OF MOORESTOWN

ORDINANCE NO. 10-2005

**AN ORDINANCE AMENDING CHAPTER 180 (ZONING)
OF THE CODE OF THE TOWNSHIP OF MOORESTOWN
TO AMEND THE ZONING MAP IN THE VICINITY OF
NEW ALBANY ROAD (WEST SIDE)**

WHEREAS, the Township Council of the Township of Moorestown, a municipal corporation in the County of Burlington, State of New Jersey, finds that the public health, safety, and the general welfare of the community shall be promoted by the revision and amendment to the Zoning Map of the Township; and

WHEREAS, the Planning Board of the Township of Moorestown has adopted a Master Plan providing for the appropriate use and development of lands in the Township in a manner which will promote the public health, safety, and the general welfare; and

WHEREAS, the Municipal Land Use Law at N.J.S.A. 40:55D-62a requires substantial consistency of the regulations governing zoning and land use development with the adopted Master Plan; and

WHEREAS, the Land Use Plan in the adopted Master Plan recommends that a certain property in the vicinity of New Albany Road (West Side) be designated for Open Space, and while there is no equivalent open space zone, the property is adjacent to the R-1A Residential Zone; and

WHEREAS, the Township of Moorestown is the owner of this property.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Moorestown, in the County of Burlington, State of New Jersey as follows:

Section 1. The Zoning Map established pursuant to §180-4 of the Code of the Township of Moorestown is hereby amended by redesignating a portion of the following property from the Specially Restricted Commercial-1 and the Specially Restricted Industrial Zones to the R-1A Residential Zone:

Block: 3900 Lot: 18

Section 2. Continuation. In all other respects, Chapter 180 shall remain in full force and effect.

Section 3. Severability. In the event that any section or paragraph, clause, phrase, term, provision, or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not affect, impair or invalidate the remainder thereof, but

shall be confined in its operation to the section, paragraph, clause, phrase, term, provision or part thereof directly involved in the controversy in such judgment shall be rendered.

Section 4. Repealer. Any and all ordinances, inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistencies.

Section 5. Effective Date. This ordinance shall take effect upon proper publication and in accordance with law.

Section 6. Short Title. This ordinance shall be known as Ordinance No. 10-2005.

NOTICE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, held on April 4, 2005. This ordinance will be further considered for final passage by the Township Council at a meeting to be held in the Council Chambers of Town Hall of Moorestown Township, 111 West Second Street, Moorestown, New Jersey on May 9, 2005 at 8:00 PM or at any time and place to which such meeting may be adjourned. All persons interested will be given the opportunity to be heard concerning such ordinance. During the week prior to and including the date of such further consideration, copies will be made available at the Municipal Clerk's Office in said Town Hall to any member of the general public who shall request such copies.

PATRICIA L. HUNT, RMC
Township Clerk