

WEST AMWELL TOWNSHIP  
Ordinance #12, 2010

AN ORDINANCE AMENDING CHAPTER 109 OF THE CODE OF THE TOWNSHIP OF WEST AMWELL, HUNTERDON COUNTY, NEW JERSEY – Stream Corridor Protection

BE IT ORDAINED by the Township Committee of the Township of West Amwell, Hunterdon County, State of New Jersey, that Chapter 109-150.1 of the Stream Corridor Protection Ordinance be amended as follows:

Section 1. 109-150.1 Activities Permitted in Stream Corridors Under Hardship, item B is hereby deleted in its entirety and replaced with:

B. For all other stream corridors, applicable variances may be granted by the Board of Adjustment or the Planning Board, whoever has jurisdiction. In cases of a pre-existing lot (existing at the time of adoption of this ordinance), when there is insufficient room outside the stream corridors for uses permitted by the underlying zoning and there is no other reasonable or prudent alternative to placement in the stream corridors, including obtaining variances from setback or other requirements that would allow conformance with the stream corridors requirements, a variance may be granted according to Section 40:55D-70 of the Municipal Land Use Law and if only if it is shown that the activity is in conformance with all applicable local, state, and federal regulations, including but not limited to the Stormwater Management rules, N.J.A.C. 7:8, and the Flood Hazard Area Control Act rules, N.J.A.C. 7:13.

Section 2. All ordinances or parts of ordinances deemed to be inconsistent with this ordinance are hereby repealed.

Section 3. This Ordinance shall become effective immediately upon final adoption and publication in accordance with the laws in the State of New Jersey, and upon filing a copy thereof with the Hunterdon County Planning Board in accordance with N.J.S.A. 40:55D-16.

Section 4. Upon adoption this ordinance shall become part of the Code of the Township of West Amwell.

APPROVED BY TOWNSHIP COMMITTEE:

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Thomas J. Molnar, Mayor

ATTEST:

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Sandy Haberle  
Deputy Township Clerk

#### Notice of Introduction

PLEASE TAKE NOTICE that the above Ordinance was adopted on first reading by the West Amwell Township Committee at a regular meeting held October 6, 2010. It will be considered for final adoption on second reading, following a public hearing, at a regular meeting of the Committee beginning at 7:00 p.m. on November 3, 2010 at the West Amwell Municipal Building, 150 Rocktown-Lamb. Road, Lambertville NJ. At that time all interested citizens will be given an opportunity to be heard.