

ORDINANCE NO. 2009-12

**ORDINANCE AMENDING CHAPTER 15.52 OF
THE CODIFIED ORDINANCES OF THE
TOWNSHIP OF OCEAN ENTITLED "SIGNS".**

BE IT ORDAINED by the Township Committee of the Township of Ocean, in the County of Ocean, State of New Jersey, as follows:

SECTION 1: Purpose. The Township of Ocean is desirous of assisting the Township's marina industry in providing public access to their locations since said waterfront locations do not have easy access to the main public thoroughfare through the municipality. As a result, this Ordinance would permit the Township of Ocean to authorize, construct and maintain directional signage for marina properties in the public rights of way. This Ordinance would also permit the Township Committee to grant permission for the placement of off site signage which is otherwise prohibited by this Chapter.

SECTION 2: A new section to be designated as Section 15.52.170 entitled "Exemptions" is hereby established as follows:

- A. Notwithstanding any language to the contrary set forth in this Chapter, the Township of Ocean, through the Township's Governing Body, shall be permitted to authorize, construct and/or maintain directional or other signage for the Township's marina businesses along and in the public right of way, subject to any outside agency approvals, despite the fact that said signage is located off site.
- B. Notwithstanding anything to the contrary in this Chapter, any marine business located within the Township of Ocean, which does not front upon a county or state roadway may request permission from the Township Committee to erect and maintain a sign which is not located on the property on which the marina operates its business. Any such application must comply with all other terms and conditions of the Township's Sign Ordinance and must have the legal authority for the location of said sign where requested. No such authorization shall be permitted without a written Resolution of the Township's Committee authorizing same and the Township Committee shall make such determination at its own discretion after the submittal of a sketch of the proposed signage by the business owner along with all other information necessary for the Township Committee to reach its determination.

SECTION 3: If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4: This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Township Committee of the Township of Ocean on first reading at a meeting held on the 12th day of November 2009. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 10th day of December, 2009, at 7:00 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 50 Railroad Avenue, Waretown, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

Diane B. Ambrosio, RMC
TOWNSHIP CLERK

GPM/dn
Ocean Township – Ordinances 2009
11-18-09

**DASTI, MURPHY
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COUNSELLORS AT LAW

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