

Ordinance # 2010-11

An Ordinance of the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey Amending Chapter 15.52 of the Codified Ordinance of the Township of Ocean, Entitled "Signs".

Be it ordained by the Township Committee of the Township of Ocean, County of Ocean, State of New Jersey as follows:

SECTION I. Purpose:

The Township Committee has carefully reviewed Chapter 15.52 of the Codified Ordinance of the Township of Ocean entitled "Signs", based upon comments and concerns raised by members of the Business Community. The Township Committee wishes to be responsive to the concerns of the Business Community, particularly in view of the unprecedented economic conditions currently existing. The purpose of this ordinance is to assist local businesses and residents while protecting the public, health, safety and welfare of the municipality.

SECTION II.

Section 15.52.030 entitled "Fee-Application Information" shall be amended as follows:

Sub-section C. delete "additional fee (initial and continuing) for signs, extending over public right of way, per sign, \$50.00 annually and a \$10,000.00 liability policy."

Section 15.52.070 entitled "Special Zoning Restrictions" shall be amended as follows:

A(2) all references to 20 feet above the level of the street shall be replaced with 30 feet.

Paragraph (a) which states "Off-site freestanding signs are prohibited" shall be deleted.

Paragraph (b) shall be re-designated as Paragraph (a).

New paragraph (b)(iii) which currently states "Sign may be an illuminated sign or indirect illumination sign only" shall be deleted.

Sub-section (iv) shall be re-designated as sub-section (iii).

Sub-section (v) which states "Changeable copy sign reader boards are prohibited, except as specifically defined in this chapter". Shall be deleted.

Sub-section 4 "Wall Signs" shall be amended by deleting sub-paragraph (c) which states "Reference should be made to the master signage plan" shall be deleted.

Sub-paragraph (d) shall be re-designated at sub-paragraph (c).

Sub-paragraph (e) which states "If the sign is lighted it may be lighted by an illuminated sign only" shall be deleted.

Sub-paragraph (f) shall be re-designated as sub-paragraph d.

Sub-section 6. entitled "Portable Swinger, "A" Frame, Sandwich, Attraction Sign Board Prohibited" shall be amended by deleting sub-paragraph (a) and replacing same with the following: (a) One "A" Frame sign may be allowed per business which sign shall be permitted for a period of one year from the issuance date of the sign permit with the express purpose of advertising, commodities, services or entertainment for a business located on or adjacent to where the sign is located. The sign may be no larger than two feet by three feet on each site.

Sub-paragraph (b) shall be amended to delete "building inspector" and replace same with "zoning officer".

Paragraph 7 "Banners" shall be amended to include in subsection 7(c) an additional sentence as follows: However, for a new business opening in this municipality, such signs advertising the Grand Opening of said business shall be permitted for a period of 30 days.

SECTION III.

Chapter 15.52.070 (B) entitled "Residential Zones" shall be amended as follows:

Paragraph 4. "Permanent Sub-division Signs" shall be amended by deleting all references which prohibit said signs being illuminated including 4(e), 4(f)(v), (g)(v).

Paragraph 5 "Real Estate Signs" delete "unanimated" with reference to real estate signs.

Section B(6) entitled "Election Signs" shall be amended by deleting the following:

(b) Political signs may be placed on private fences, with owners permission no sooner than 30 days before said election and said sign shall be removed within 48 hours after said election.

Sub-section (c) shall be re-designated as sub-section (b).

B. "Residential Zones", section 9., entitled "Sign Exempt From Regulation Under This Chapter" shall be amended to include an additional provision to be designated as section (e). Any public notice or sign of an event sponsored by the Township of Ocean or the Ocean Township Board of Education.

SECTION IV.

Chapter 15.52.080 entitled "Prohibited Signs" shall be amended as follows:

A(5) delete.... "or exposed high density illumination or exposed neon tubes or reflective material.

Sub-section A(7) delete "Exterior signs using moving parts or banners, spinners, flags and pennants."

SECTION V. Enforcement:

This ordinance shall be enforced by the Police Department and/or Code Enforcement of the Township of Ocean.

SECTION VI. Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed one thousand two hundred fifty dollars (\$1,250.00)

SECTION VII. Severability:

Each section, subsection, sentence, clause, and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase; and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause or reason, shall not affect any other portion of this Ordinance.

SECTION VIII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be 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 23rd day of September, 2010. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 14th day of October, 2010, 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 Ambrosio, RMC
TOWNSHIP CLERK