

TOWNSHIP OF MONTVILLE

ORDINANCE NO. 2024 - 11

AN ORDINANCE OF THE TOWNSHIP OF MONTVILLE, COUNTY OF MORRIS, AND STATE OF NEW JERSEY AMENDING CHAPTER 132, "DEVELOPMENT FEES," OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MONTVILLE

BE IT ORDAINED by the Township Committee of the Township of Montville, County of Morris, State of New Jersey, that the amendments set forth below are made to the Revised General Ordinances of the Township of Montville, Chapter 132 entitled "Development Fees."

SECTION 1. Chapter 132, "Development Fees," Section 132-3, "Definitions," Subsection A.(1), shall be amended to include the following new terms and definitions:

DEMOLITION

Any destruction or removal of an existing structure which surpasses the minimum threshold for "partial demolition," as defined in this Section, shall be considered demolition for the purposes of this Chapter only, and any new construction shall be subject to development fees pursuant to §132-4.B.(4) and §132-5.A.(3). (See also "partial demolition.")

PARTIAL DEMOLITION

Any act or process that destroys or removes part of an existing structure, where minimally the foundation and two walls that are minimally one story in height along the full dimension (horizontally and vertically) of the front, side or rear elevations of the building or structure remain intact. This definition shall apply solely for the purposes of this Chapter. Partial demolition of an existing structure shall not require development fees pursuant to this Chapter. However, in the event that the demolition exceeds the minimum threshold for partial demolition and such demolition was not anticipated at the time of permit, all work shall cease and the initial development fee payment per §132-6.H. shall be submitted prior to continuation of construction. (See also "demolition.")

SECTION 2. All Ordinances of the Township of Montville which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

ATTEST

TOWNSHIP OF MONTVILLE
COUNTY OF MORRIS
STATE OF NEW JERSEY



Stacy Kostka, Township Clerk



Matthew S. Kayne, Mayor

Introduced: 5/14/2024
Public Hearing: 5/28/2024
Adopted: 5/28/2024