

TOWNSHIP OF PITTSGROVE

ORDINANCE NO. 2024-01

AN ORDINANCE OF THE TOWNSHIP OF PITTSGROVE TO AMEND CHAPTER 60, SECTION 76, ENTITLED “FORESTRY AND CLEAR CUTTING AND/OR WOODCUTTING GENERALLY” OF THE CODE OF THE TOWNSHIP OF PITTSGROVE TO IMPLEMENT PROVISIONS REGARDING TREE REPLACEMENT

WHEREAS, the Township of Pittsgrove (the “Township”) recognizes the importance of continually reviewing and updating ordinances; and

WHEREAS, with the implementation of the Final Tier A Municipal Stormwater General Permit and as required by the New Jersey Department of Environmental Protection Agency (“NJDEP”) the Township hereby finds that a certain amendment is required in order to comply with the NJDEP’s regulations specifically addressing tree removal and replacement.

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Pittsgrove, County of Salem County, State of New Jersey as follows:

SECTION 1.

Chapter 60, Section 76 of the Code of the Township of Pittsgrove is hereby amended so that Section 60-76(b) of the Code of the Township of Pittsgrove now reads as follows (**new language in boldface**):

§60-76 Forestry and clear cutting and/or woodcutting generally.

B. Permit required. No forestry shall be carried out by any person unless a permit for such activity has been issued by the Township Zoning Officer. Notwithstanding this requirement, no such permit shall be required for the following forestry activities:

(1) Owners of properties up to 1 acre may remove up to 6 trees with a Diameter at Breast Height (“DBH”) of 8” or greater within a 12-month period. For each tree over 6 trees removed, the property owner must plant 1 tree with a minimum tree caliper of 1.5”.

(2) Owners of properties between 1 and 5 acres in size may remove up to 15 trees with 8” DBH or greater within a 12-month period. For each tree over 6 trees removed, the property owner must plant 1 tree with a minimum tree caliper of 1.5”.

(3) Owners of properties over 5 acres may remove up to 75 trees with 8” DBH or greater within a 12-month period. For each tree over the allowable number of trees removed, the property owner must plant 1 tree with a minimum tree caliper of 1.5”.

(4) Tree planting, provided that the area to be planted does not exceed five acres in any one year and no soil disturbance occurs other than that caused by the planting activity;

(5) Forest stand improvement designed to selectively thin trees and brush, provided that no clearing or soil disturbance occurs and that the total land area on the parcel in which the activity occurs does not exceed five acres in any one year;

(6) Prescribed burning and the clearing and maintaining of fire breaks; and

(7) Removal of any dead, diseased or other tree that is likely to endanger life or property.

SECTION 2. Repealer. All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflict.

SECTION 3. Severability. If any section, part of any section, or clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance. The governing body of the Township of Pittsgrove declares that it would have passed the ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses, or phrases may be declared unconstitutional or invalid.

SECTION 4. Effective Date. The ordinance shall take effect immediately upon passage and publication according to law.

ATTEST:

TOWNSHIP OF PITTSBORO

Charlet Cheeseman, Municipal Clerk

Fiore J. Copare, MD., Mayor

NOTICE

The above ordinance was introduced and passed on first reading at a Regular Meeting of the Pittsgrove Township Committee held on Wednesday, March 27, 2024. A public hearing and second reading of the aforesaid Ordinance will be held by the Township Committee at the Municipal Building, 989 Centerton Road, Pittsgrove, New Jersey 08318 at 7:30 p.m. on Wednesday, April 24, 2024 at which time any person interested therein will be given an opportunity to be heard and final passage of the Ordinance will be considered. Copies of the Ordinance can be obtained from the Municipal Clerk's Office or by telephoning 856/358-2300 ext. 6012. A full copy of the Ordinance will also be posted on the Township Website at www.pittsgrovetownship.com.

Charlet Cheeseman, Municipal Clerk

TOWNSHIP OF PITTSGROVE

COUNTY OF SALEM

NOTICE OF FINAL PASSAGE OF ORDINANCE

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WOODCUTTING GENERALLY” OF THE CODE OF THE TOWNSHIP OF PITTSGROVE
TO IMPLEMENT PROVISIONS REGARDING TREE REPLACEMENT”**

TAKE NOTICE that the above-titled ordinance was introduced and passed on first reading at a Regular Meeting of the Township Committee of the Township of Pittsgrove, in the County of Salem, held March 27, 2024 and after posting and publication according to law, was again read and further considered for final adoption after a public hearing at a Regular Meeting of the Township Committee held April 24, 2024.

Charlet Cheeseman
Municipal Clerk