

**AN ORDINANCE OF
THE TOWN OF SECAUCUS, NEW JERSEY**

ORDINANCE NO. 2024-6

**AN ORDINANCE AMENDING CHAPTER 135 “ZONING” OF THE CODE OF
THE TOWN OF SECAUCUS TO UPDATE THE LANDSCAPING PROVISION**

WHEREAS, the Town of Secaucus has established a Zoning Ordinance pursuant to the Municipal Land Use Law designed to regulate buildings and uses as to their extent and impact upon the landscape; and

WHEREAS, the Mayor and Council have determined that changes, recommended by the Zoning Official, are needed to update the landscaping provision in Chapter 135 to specify suitable materials for the strip between the curb and sidewalk.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council for the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

1. The following sections and provisions of Chapter 135 of the Code of the Town of Secaucus, “Zoning” be, and are hereby amended and supplemented to read as follows: (deletions are indicated by ~~crossouts~~; additions are indicated in **bold**):

□

§135-9.2 Landscaping.

A.

General provisions. The following general provisions shall apply to the installation and design of landscapes:

...

(3)

For any residential dwelling, there shall be a minimum of 30% of landscaped surface in the front yard. For purposes of calculation of this percentage, the strip between the sidewalk and the curb shall be included. **No other material shall be installed in this strip besides topsoil, seeding, grass/sod and street trees, unless deemed not feasible.** The required percentage of landscaped surface shall include at least six (6) shrubs from the approved species list and one (1) tree from the approved species list, with said tree either on the property or along the street line. Other trees, shrubs, ground cover, perennials and annuals may be used to meet any remaining required percentage of landscaped surface. The approved species list shall be kept on file with the Town Clerk and the Construction Department.

...

2. This Ordinance shall be subject to review and recommendation by the Town Planning Board in accordance with N.J.S.A. 40:55D-26.
3. The County Planning Board shall be provided notice of this proposed ordinance in accordance with N.J.S.A. 40:27-6.10.
4. There are no other changes to this Chapter of the Code of the Town of Secaucus.
5. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
6. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed to be valid and effective.
7. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED, that the remainder of this Chapter and the Code of the Town of Secaucus shall remain in full force and effect.

I, Michael Marra, Town Clerk of the Town of Secaucus, County of Hudson, do hereby certify that the above is a true copy of an Ordinance introduced and passed on first reading on 2-27, 2024 and finally adopted by the Mayor and Council on 3-12, 2024.

Michael Marra
Town Clerk

[Signature]
Mayor

Motion <u>RC</u>	Yes	No	Abstain	Absent
Second: <u>JG</u>				
Councilman Costantino	✓			
Councilman McKeever	✓			
Councilman Clancy	✓			
Councilman Dehnert				✓
Councilman Gerbasio	✓			
Councilwoman Tringali	✓			
Mayor Gonnelli	✓			

Motion <u>JC</u>	Yes	No	Abstain	Absent
Second: <u>MD</u>				
Councilman Costantino	✓			
Councilman McKeever	✓			
Councilman Clancy	✓			
Councilman Dehnert	✓			
Councilman Gerbasio	✓			
Councilwoman Tringali	✓			
Mayor Gonnelli	✓			