

ORDINANCE NO. 2020-9

**AN ORDINANCE OF THE BOROUGH OF SOUTH TOMS RIVER,
COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING
AND SUPPLEMENTING CHAPTER 26 OF THE BOROUGH
CODE ENTITLED “LAND DEVELOPMENT REGULATIONS”
AND SPECIFICALLY SECTION 26-13.2 ENTITLED “SIGNS,
MARQUEES, AWNINGS, CANOPIES, FENCES AND HEDGES IN
SINGLE-FAMILY RESIDENTIAL ZONES”.**

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council
of the Borough of South Toms River, County of Ocean, State of New Jersey as follows:

SECTION 1. Chapter 26 of the Borough Code entitled “Land Development
Regulations” and specifically, §13.2 D.1. entitled “Signs, Marquees, Awnings,
Canopies, Fences and Hedges in Single-Family Residential Zones” is hereby replaced in
its entirety with a new §13.2 D.1. to read as follows:

§13.2 D.

1. No fence shall:

- (a) Exceed six (6) feet in height on the front, side
and rear yards of the property; or
- (b) Be constructed or maintained on the front yard
or the street side of the property beyond the
front building line, or encroach on any public
right-of-way; or
- (c) Be electrically charged; or
- (d) Be construed of
barbed wire, pointed instruments, spikes or
similar material, or have this type of material
placed on or added to an existing fence.

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SECTION 2. All ordinances or parts of
ordinances inconsistent herewith are hereby repealed.

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 Borough Council on first reading at a meeting of the Borough Council of the Borough of South Toms River on the 27th day of July, **2020**, and was adopted on second and final passage after a Public Hearing, at a meeting of the Borough Council held on the 24th day of August, **2020**, at 7 PM.

JOSEPH A. KOSTECKI, RMC
Borough Clerk/Administrator

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