

ORDINANCE NO. 2024-17

**AN ORDINANCE OF THE TOWNSHIP OF
BARNEGAT, COUNTY OF OCEAN, STATE OF
NEW JERSEY AMENDING AND SUPPLEMENTING
CHAPTER 66 OF THE TOWNSHIP CODE
ENTITLED “STREETS AND SIDEWALKS” AND
ESTABLISHING ARTICLE VI THEREOF
ENTITLED “STREET TREES”**

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey that Chapter 66 of the Township Code entitled “Streets and Sidewalks” is hereby amended to establish Article VI thereof entitled “Street Trees” shall read as follows:

SECTION 1.

§66-54 Maintenance and replacement at expense of land owner.

All street trees along any streets, roads and public rights-of-way in the Township of Barnegat shall be maintained, removed or replaced at the cost and expense of the owner or owners of the lands in front of which such street trees are constructed.

§66-55 Construction specifications.

All street trees shall be installed in accordance with the specifications of the Township of Barnegat and approved by the Township Landscape Architect.

§66-56 Permit required.

No permit is required for street tree removal and/or replacement. The property owner is fully responsible for right-of-way restoration and elimination of trip hazards.

SECTION 2. 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 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. 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 5. 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 Township Committee on first reading at a meeting of the Township Committee of the Township of Barnegat on the **6th day of June, 2024**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the **2nd day of July, 2024, at 6:30 PM.** at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Donna M. Manno, RMC
Municipal Clerk