

ORDINANCE NO. 2024-19

**AN ORDINANCE OF THE TOWNSHIP OF
BARNEGAT, COUNTY OF OCEAN, STATE OF
NEW JERSEY AMENDING AND SUPPLEMENTING
CHAPTER 55 OF THE TOWNSHIP CODE
ENTITLED “LAND USE” AND SPECIFICALLY
SECTION 55-355.5.1 ENTITLED “AFFORDABLE
HOUSING ADMINISTRATION FEES”**

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 55 of the Township Code entitled “Land Use” and specifically Section 55-355.5.1 entitled “Affordable Housing Administration and Fees” shall be supplemented to read as follows:

SECTION 1.

§55-355.5.1 Affordable housing administration fees.

A. The following fees shall be paid by the developer, sponsor, owner, or landlord, as applicable, of an affordable housing unit to the Township, except in situations where the developer acts as its own affordable housing agent:

- (1) Unchanged.
- (2) Unchanged.
- (3) Unchanged.

B. All developments that include affordable housing rental units shall on an annual basis on or before February 1 each year, provide to the Township Affordable Housing Planner, Affordable Housing Agent, and Planning/Zoning Administrator a list of all tenants and of units occupied for the previous twelve (12) months of all affordable housing rental units. This aforementioned list shall include, at a minimum:

- i. Name of Tenant(s)
- ii. Address of Unit

iii. Date of Occupancy

iv. Term of Lease

C. To the extent that the affordable housing rental unit landlord or property owner has failed to pay the required re-rental fee as set forth in §55-355.5.1A(1) above, the landlord or property owner shall pay the fee as well as an additional late fee of \$300.00 within five (5) days written notice by the Township.

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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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

DASTI & STAIGER
ATTORNEYS AT LAW

310 Lacey Road | P.O. Box 779
Forked River, NJ 08731