

ORDINANCE NO. 22-2009

**AN ORDINANCE OF THE MAYOR AND COMMITTEE OF TOWNSHIP OF HARRISON,
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY
AMENDING CHAPTER 176 ENTITLED "SITE PLANS, MINOR"
OF THE CODE OF THE TOWNSHIP OF HARRISON**

WHEREAS, the Mayor and Committee, Township of Harrison, have determined that certain amendments to Chapter 176 entitled "Site Plans, Minor" are necessary; and

WHEREAS, in all other respects Chapter 176 entitled "Site Plans, Minor" shall remain in full force and effect;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Committee of the Township of Harrison, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Paragraph A. of §176-12. entitled "Guarantees" shall be amended to read as follows:

- A. ~~At the option of the Planning Board or the Zoning Board of Adjustment, a~~ A performance bond, letter of credit, or other form of guarantee shall be posted with suitable to the Township in an amount to be determined by the Township Board's Engineer to be sufficient in an amount not to exceed 120% of the total cost of improvements. to insure completion of all improvements, and may be a condition to the issuance of a building permit where other improvements remain to be constructed elsewhere or off the site in order to complete the entire project. The form of such guarantee shall insure completion of specified improvements within one year, which is subject to the execution by approval of the Planning Board or the Zoning Board of Adjustment, under penalty of forfeiture. Such fee shall be placed in a separate escrow account, countersigned in the manner of other Township accounts. Applicant shall have the option of providing a performance bond, letter of credit or other form of guarantee acceptable to the Township. Ten percent (10%) of the total performance guarantee shall be in cash, and the balance shall be in the form of a surety bond or an irrevocable letter of credit approved and accepted by the Township governing body.

Section 2.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 3.

Severability.

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

Section 4.

In all other respects, Chapter 176 entitled "**Site Plans, Minor**" shall remain in full force and effect.

Section 5.

When effective.

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

TOWNSHIP OF HARRISON

BY: _____
LOUIS F. MANZO, MAYOR

ATTEST:

DIANE L. MALLOY, Acting Municipal Clerk

INTRO: 6/1/09
ADOPT: 6/15/09

NOTICE

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Harrison, in the County of Gloucester and State of New Jersey, held on June 1, 2009. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township's Municipal Building, 114 Bridgeton Pike, Mullica Hill, New Jersey 08062, in the Township, on June 15, 2009 at 7:30 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the Municipal Building, 114 Bridgeton Pike, in the Township, to the members of the general public who shall request the same.

DIANE L. MALLOY
Acting Municipal Clerk