

**ORDINANCE NO. 23-2009**

**AN ORDINANCE OF THE MAYOR AND COMMITTEE OF TOWNSHIP OF HARRISON,  
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY  
AMENDING CHAPTER 174 ENTITLED "SITE PLANS, MAJOR"  
OF THE CODE OF THE TOWNSHIP OF HARRISON**

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**WHEREAS**, the Mayor and Committee, Township of Harrison, have determined that certain amendments to Chapter 174 entitled "Site Plans, Major" are necessary; and

**WHEREAS**, in all other respects Chapter 174 entitled "Site Plans, Major" 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 C. of §174-18. entitled "Guarantees" shall be amended to read as follows:

- C. The owner or developer shall furnish a performance guarantee in favor of the municipality in an amount not to exceed 120% of the cost of the installation of the improvements, which the approving authority determined were necessary or appropriate. Ten percent (10%) of the total performance guarantee posted 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. The Municipal Engineer shall prepare an itemized cost estimate of the improvements covered by the performance guarantee, according to the method of calculation set forth in the Municipal Land Use Law, which itemized cost estimate shall be appended to each performance guarantee posted by the obligor.

**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All prior Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.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 174 entitled "**Site Plans, Major**" 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:**

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**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.

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DIANE L. MALLOY  
Acting Municipal Clerk