

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

ORDINANCE #09-2023

**ORDINANCE OF THE BOROUGH OF MENDHAM, COUNTY OF MORRIS, STATE OF NEW JERSEY,
AMENDING CHAPTER 215, ZONING, OF THE BOROUGH CODE TO MODIFY LOT
GRADING PLAN REQUIREMENTS**

WHEREAS, the Borough Engineer has recommended changes to § 215-12.2, Lot grading plans, of the Borough Code to eliminate certain inconsistencies with the Borough's stormwater control ordinance; and

WHEREAS, the Mayor and Borough Council desire to adopt the Borough Engineer's recommendation to amend the Borough Code.

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Mendham, County of Morris, State of New Jersey, as follows:

SECTION 1. Chapter 215, Zoning, Article III, General Regulations, § 215-12.2, Lot grading plans, paragraph A, is hereby amended to read as follow:

§ 215-12.2 Lot grading plans.

[Added 3-18-2002 by Ord. No. 02-02]

- A. Activities requiring a lot grading plan. Prior to the issuance of any construction permit, zoning permit or driveway permit involving 1,000 square feet or more of lot coverage or 2,500 square feet or more of soil disturbance and any land disturbance involving 1,000 square feet or more of lot coverage or 2,500 square feet or more of soil disturbance where a construction permit, zoning permit or driveway permit is not required, except for normal agricultural operations in connection with a farming operation, an application for a lot grading permit shall be submitted to the Borough Engineer.

SECTION 2. If any portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 4. This Ordinance shall take effect immediately upon final passage and

publication in the manner according to law.

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Introduced: May 10, 2023
Public Hearing: June 14, 2023
Adopted: June 14, 2023

ATTEST

BOROUGH OF MENDHAM

Carolynn Budd, Borough Clerk

Christine Serrano Glassner, Mayor

CERTIFICATION

I HEREBY CERTIFY the foregoing to be a true copy of the Ordinance adopted by the Council of the Borough of Mendham at a duly noticed regular meeting held on June 14, 2023, after a public hearing was held and all interested persons were given an opportunity to be heard on this ordinance.

Carolynn Budd, RMC, CMR
Borough Clerk