

**BOROUGH OF OGDENSBURG
COUNTY OF SUSSEX
ORDINANCE 06-2024**

**AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX
AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 30
OF THE BOROUGH CODE ENTITLED "LAND DEVELOPMENT" RELATING TO
THE BOROUGH'S BC, BOROUGH CENTER DISTRICT ZONE**

WHEREAS, the Borough of Ogdensburg Land Use Board ("Board") has reviewed Chapter 30 of the Borough Code entitled "Land Development" and determined that it is in the best interest of the Borough to consider certain amendments to same including the BC, Borough Center District Zone; and

WHEREAS, the Borough of Ogdensburg ("Borough") has received and reviewed the amendments proposed by the Board which relate to automotive repair services, LED and free-standing signs, and parking waiver decision making authority in the BC Zone; and

WHEREAS, the Borough agrees with the recommendations by the Board and now seeks to amend and supplement Chapter 30 to incorporate said recommendations.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Borough of Ogdensburg, County of Sussex, and State of New Jersey that Chapter 30 of the Code of the Borough of Ogdensburg entitled "Land Development" is hereby amended as follows:

SECTION 1. Chapter 30, Section 30-201 of the Borough Code entitled "Definitions" is hereby amended to add the following definition:

Chapter 30 Land Development

§ 30-201. Definitions.

AUTOMOTIVE REPAIR SERVICES

Establishments engaged in the repair of vehicles, including the repair of mechanical systems and/or the repair of exterior and interior body damage, as limited by the restrictions of the zone in which the establishment is located.

SECTION 2. Chapter 30, Section 30-411 entitled "BC Borough Center District" shall be amended by deleting Section 30-411(A)(6) in its entirety and replacing same as follows:

A. Permitted Principal Uses.

6. Professional office and/or commercial service, i.e. bank, barber shop, beauty salon, studio, tailor shop, clinic real estate office, auto repair services, and other business and governmental offices.

SECTION 3. Chapter 30, Section 30-411 entitled “BC Borough Center District” shall be amended by deleting Section 30-411 (H)(4) and Section 30-411 (H)(6) in their entirety and replacing same as follows:

H. Signs.

4. Any permitted exterior sign may be illuminated but shall not have any flashing, pulsating, or continuously moving parts. Neon signs are prohibited for exterior display. All exterior signs shall be professionally painted and lettered and may not contain any fluorescent or “day-glo” based paint or materials. LED signs are permitted but the borough prohibits LED signs with any movement activity of the sign itself, not a flashing sign or moving sign.

6. Only one free-standing or sandwich-type sign is permitted per building, regardless of multiple use of the building. Such signs shall not exceed 2x3 square feet in display and only out during business hours. Such signs must be placed at least 10 feet from the curb line and not interfere with pedestrian traffic or obstruct the view of vehicular traffic.

SECTION 4. Chapter 30, Section 30-411 entitled “BC Borough Center District” shall be amended by deleting Section 30-411(I)(3) in its entirety and replacing same as follows:

I. Required Parking.

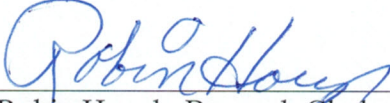
3. The above parking requirements may be waived by the Zoning Officer if the site under consideration contains a pre-existing structure and has little or no undeveloped land area available to meet these parking requirements.

SECTION 5. All Ordinances or parts of Ordinances inconsistent herewith are repealed.

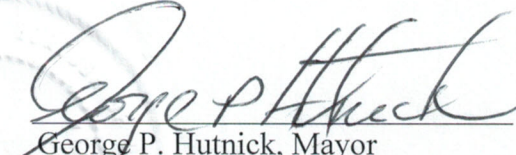
SECTION 6. If any section, subsection, sentence, clause, phrase, or a portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 7. This ordinance shall become effective after second reading and publication as required by law.

Attest:




Robin Hough, Borough Clerk



George P. Hutnick, Mayor

NOTICE

TAKE NOTICE that the above entitled Ordinance 06-2024 was introduced at a regular meeting of the Borough Council of the Borough of Ogdensburg on April 8, 2024 and will be considered for final passage after public hearing at a regular meeting of the Borough Council of the Borough of Ogdensburg to be held on May 13, 2024 at 7:00PM in the Municipal Building, 14 Highland Ave., Ogdensburg, New Jersey, and shall take effect according to law.



Robin Hough, Borough Clerk

Roll call vote for Introduction of Ordinance 06-2024:

| RECORD OF COUNCIL VOTES | | | | |
|--------------------------------|------|-------|---------|--------|
| COUNCIL MEMBER | AYES | NAYES | ABSTAIN | ABSENT |
| Councilman Alvarez | | | | ✓ |
| Councilman Ciasullo | ✓ | | | |
| Councilwoman Cowdrick | ✓ | | | |
| Councilman DeMeo | ✓ | | | |
| Councilman Poyer | ✓ | | | |
| Councilwoman Ruitenberg | ✓ | | | |
| Mayor Hutnick (Tie Only) | | | | |

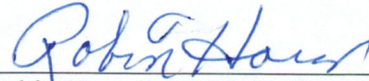
Roll call vote for Adoption of Ordinance 06-2024:

| RECORD OF COUNCIL VOTES | | | | |
|--------------------------------|------|-------|---------|--------|
| COUNCIL MEMBER | AYES | NAYES | ABSTAIN | ABSENT |
| Councilman Alvarez | | | | ✓ |
| Councilman Ciasullo | ✓ | | | |
| Councilwoman Cowdrick | ✓ | | | |
| Councilman DeMeo | ✓ | | | |
| Councilman Poyer | ✓ | | | |
| Councilwoman Ruitenberg | ✓ | | | |
| Mayor Hutnick (Tie Only) | | | | |

**BOROUGH OF OGDENSBURG
LEGAL NOTICE
ORDINANCE 06-2024**

**AN ORDINANCE OF THE BOROUGH OF OGDENSBURG, COUNTY OF SUSSEX
AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 30
OF THE BOROUGH CODE ENTITLED "LAND DEVELOPMENT" RELATING TO
THE BOROUGH'S BC, BOROUGH CENTER DISTRICT**

NOTICE is hereby given that the above Ordinance was introduced and passed on first reading at a meeting of the Borough Council of the Borough of Ogdensburg, in the County of Sussex, State of New Jersey, held in the Municipal Building on the 8th day of April, 2024, and the same came up for final passage at a meeting of the said Borough Council on the 13th day of May, 2024, at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the borough according to law by order to the Borough Council of the Borough of Ogdensburg, County of Sussex and State of New Jersey.



Robin Hough, RMC/CMR