

ORDINANCE 2013-7 (1122)

AN ORDINANCE OF THE BOROUGH OF LAVALLETTE IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 26 OF THE CODE OF THE BOROUGH OF LAVALLETTE ENTITLED "FENCES".

BE IT ORDAINED by the Mayor and Council of the Borough of Lavallette, in the County of Ocean, State of New Jersey, as follows:

SECTION 1. Section § 26-2 of the Code of the Borough of Lavallette, entitled "**Height limitation; type of fence required**" is hereby amended and supplemented to add fencing requirements for ocean front properties. Section § 26-2 is amended and supplemented to add Section F. as follows:

- F. Lots bordering on the Oceanfront. Notwithstanding any of the foregoing, any Fences located in the front yard area of lots bordering on the Oceanfront shall be of open wire construction, having openings not smaller than two inches and not exceeding 48 inches in height, or shall be made of wood, vinyl or similar material with at least 1 1/2 inch openings between the rails or slats and not exceeding 48 inches in height. Snow fencing shall be permitted as per the provisions of § 26-4.B. Fences shall be set back at least 2 feet from the eastern property line of the lot.

SECTION 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held 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 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect immediately upon its enactment after second reading and publication as required by law.

**BOROUGH OF LAVALLETTE
NOTICE OF PENDING ORDINANCE
ORDINANCE 2013-7 (1122)**

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COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING
CHAPTER 26 OF THE CODE OF THE BOROUGH OF
LAVALLETTE ENTITLED "FENCES".**

Take Notice the ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Borough of Lavallette, in the County of Ocean, State of New Jersey on June 3, 2013. It will be further considered for final passage after public hearing thereon, at a meeting of said governing body to be held in the Lavallette First Aid Building located at 1207 Bay Boulevard, Lavallette, New Jersey, on June 17, 2013 at 7:00 p.m. or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein shall be given the opportunity to be heard concerning said Ordinance.

A copy of this Ordinance has been posted on the bulletin board upon which public notices are posted in the Temporary Trailer located in the parking lot of the Lavallette Fire House located at 125 Washington Avenue during the week prior to and up to and including the date of such meeting; copies of the ordinance are available to the general public of the Borough who shall request such copies, at the office of the Municipal Clerk in said Borough of Lavallette, in the County of Ocean, New Jersey.

CHRISTOPHER F. PARLOW
Municipal Clerk

BOROUGH OF LAVALLETTE

NOTICE

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NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Borough Council on first reading at a meeting held on June 3, 2013. It was further considered for second reading and final passage at a meeting of the Borough Council held on the 17th day of June, 2013 at 7:00 pm at the Lavallette First Aid Building located at 1207 Bay Boulevard, Lavallette, New Jersey at which time and place persons desiring to be heard upon the same were given the opportunity to be heard.

Said Ordinance was duly adopted on the 17th day of June, 2013 and shall take effect upon publication as required by law.

CHRISTOPHER F. PARLOW
Municipal Clerk

APPROVED:

WALTER G. LaCICERO
Date: June 17, 2013