

BOROUGH OF HOPATCONG

ORDINANCE #23-2014

**AN ORDINANCE TO AMEND CHAPTER 242
OF THE CODE OF THE BOROUGH OF HOPATCONG,
SUSSEX COUNTY, NEW JERSEY, ENTITLED "ZONING"
TO REMOVE THE REQUIREMENT OF INCLUSIONARY
AFFORDABLE HOUSING**

BE IT ORDAINED, by the Mayor and Council of the Borough of Hopatcong in the County of Sussex, State of New Jersey, that Chapter 242 of the Code of the Borough entitled Zoning is hereby amended as follows:

Section 1. The title of Section 242-38.1 shall be changed from "R-1A Multifamily Inclusionary Residence Zone" to "R-1A Multifamily Residence Zone".

Section 2. Chapter 242 is hereby amended to replace Section 242-38.1D(9), which shall read as follows (the remainder of Section 242-38.1 shall remain unchanged):

D(9) MANDATORY AFFORDABLE HOUSING PROVISION. The developer's plan shall be required to provide a number of on or off site affordable residential dwelling units satisfactory to the Hopatcong Borough Council, but no less in number than the requirements established by the Council On Affordable Housing for low and moderate income housing as set forth in N.J.A.C. 5:97-1.1 et seq.; N.J.A.C. 5:96-1.1 et seq.; and N.J.A.C. 5:80-26.1 et seq. including amendments thereto.

Section 3. The zone boundary of the R-1A Multifamily Residence Zone shall be modified to include Block 10712, Lots 36 and 37.

Section 4. All ordinances of the Borough of Hopatcong which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 5. If any provision of this ordinance is declared to be invalid by a court of competent jurisdiction, this declaration shall not affect the remainder of the ordinance.

Section 6. This ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Borough of Hopatcong held on July 16, 2014, at 7:30 p.m. and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Borough Council to be held on August 6, 2014, at 7:30 p.m., or as soon thereafter as the Borough Council may hear this Ordinance at the Municipal Building, 111 River Styx Road, Hopatcong, New Jersey 07843, at which time all persons interested may appear for or against the passage of said Ordinance.

Catherine Gleason, RMC

CERTIFICATION

I, Catherine Gleason, Clerk of the Borough of Hopatcong, do hereby certify that the Borough of Hopatcong Council duly adopted the foregoing Ordinance on the 6th day of August, 2014.

Catherine Gleason, RMC

Introduced: July 16, 2014
Adopted: August , 2014