

NOTICE OF PENDING ORDINANCE

#15-11

The following Ordinance published herewith was submitted in writing, introduced and passed upon first reading at a meeting of the Municipal Council of the Township of Denville in the County of Morris and State of New Jersey, held on 7-12-11.

It will be further considered for final passage after public hearing thereon, at a meeting of the Municipal Council to be held in the Municipal Building in said Township of Denville, N.J. on 8-16-11 at 7:30 o'clock P.M.

During the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Office of the Municipal Clerk in said Township of Denville, to the members of the general public who shall request same.

BY ORDER OF THE MUNICIPAL COUNCIL  
OF THE TOWNSHIP OF DENVILLE

*Donna I. Costello, Deputy*

DONNA I. COSTELLO, RMC/CMC  
MUNICIPAL CLERK

7-13-11  
DATED:

#15-11

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 19, LAND USE REGULATIONS, SECTIONS 19-1.2, DEFINITIONS, and 19-5.714, OUTDOOR STORAGE, OF THE REVISED GENERAL ORDINANCES

BE IT ORDAINED by the Township Council of the Township of Denville, County of Morris, State of New Jersey, as follows:

SECTION 1. Chapter 19, Land Use Regulations, Section 19-1-2, Definitions, of the aforesaid Revised General Ordinances is hereby amended and supplemented with the addition of the following term(s):

SECTION 2. Chapter 19, Land Use Regulations, Section 19-5.714, Outdoor Storage, of the aforesaid Revised General Ordinances is hereby amended and supplemented to now read as follows:

§19-5.714 Outdoor Storage.

A. Residential Zones.

(1) In all residential zones of the Township, outdoor storage shall be prohibited. However, outdoor storage as permitted and regulated for residential zones in this subsection is only permitted in the side and rear yards. Seasonal farm produce grown on the premises is a specifically permitted outdoor use and may be displayed in the front yard of any lot without being screened. Registered Motor Vehicle's for residential use and parked on pavement or driveway area of residential lots shall not be considered outdoor storage.

(2) Within any residential zone, no motor vehicle shall be permitted to be stored or repaired (including, but not limited to, removal of wheels) outside of a garage so as to cause the same, at any time, to be in any disassembled or disabled condition, or be unregistered by not having a valid vehicle registration with the State of New Jersey Division of Motor Vehicles for the current year or same to be left on blocks or other similar devices.

B. Business and Industrial Zones.

(1) In the business and industrial zones, no article or material shall be kept, stored or displayed outside the confines of the building unless the same is so screened by special planting and fence as approved by the Planning Board so that it is not visible from any adjacent residential zone or public street. In instances where there is suitable existing plant materials appropriate measures shall be taken to adequately protect such plant materials during construction and supplemental plantings shall be provided as necessary to achieve an effective screen. Otherwise, a planting area at least twenty (20') feet in width shall be provided, where necessary, at the periphery of the outdoor storage area for new plantings which shall include staggered rows of evergreen trees, shrubs where appropriate and suitable ground covers.

(2) Public Garages, Services Stations, and New or Used Auto Establishments. All public garages or service stations and new or used automobile sales establishments are prohibited from storing the following materials, unless said materials are located in the rear yard and are screened so that no article shall be visible from the front of the premises or to any adjacent premises: wrecked, damaged or disassembled (either whole or in part) motor vehicles, boats or used automotive or marine parts or used supplies or materials thereof. *In addition, no registered motor vehicle or boats shall be kept on these premises, whether it be on a paved or an unpaved area, for more than sixty (60) days for repair or storage. A maximum of two (2) unregistered motor vehicles are permitted to be stored for a maximum period of sixty (60) days on these premises with the exception of those vehicles associated with approved new and/or used automobile sales establishments. In no event shall the same registered or unregistered motor vehicle or boat be permitted to be repaired and/or stored on the these premises for*

*more than two(2) sixty (60) day compliance periods over the course of one (1) calendar year. Upon a demonstration of good cause, the Township Council shall have the discretion to grant an additional thirty (30) day extension to the sixty (60) day compliance period set forth above. If permitted, the extension shall be granted by way of Resolution of the Township Council.*

**C. Violations and Penalties.**

(1) Any person or property/business owner violating the provisions of this Section shall be subject to the penalties as set forth under Section 19-5.30 of this Article.

(2) Each additional day a person or property/business owner is not in conformance with this Section shall be considered a separate and additional violation thereof.

**SECTION 2.** All ordinances of the Township of Denville, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 4.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**TOWNSHIP OF DENVILLE  
COUNTY OF MORRIS  
STATE OF NEW JERSEY**

**ATTEST:**

\_\_\_\_\_  
Donna I. Costello, RMC/CMC  
Municipal Clerk

By: \_\_\_\_\_  
P. Ted Hussa  
Mayor