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AN ORDINANCE OF THE CITY OF BAYONNE, NEW JERSEY AMENDING THE GENERAL ORDINANCES OF THE CITY, CHAPTER 33, PLANNING AND DEVELOPMENT REGULATIONS, SECTION 4 ZONING PERMITS, SUBSECTION 4.1 ZONING PERMIT; SECTION 11 SUBMISSION REQUIREMENTS, SUBSECTION 11.1 DATA TO BE SUBMITTED; CHAPTER 35, ZONING REGULATIONS, SECTION 25 SIGN REGULATIONS, SUBSECTION 25.1 SIGN PERMIT; AND SECTION 31 ADMINISTRATION AND ENFORCEMENT, SUBSECTION 35.1 APPLICATION FOR CONSTRUCTION PERMIT OR CERTIFICATE OF OCCUPANCY

WHEREAS, the current Planning and Development Regulations and Zoning Regulations of the City of Bayonne, in the County of Hudson, New Jersey (the “City”), a public body corporate and politic of the State of New Jersey (the “State”), do not require electronic submission of application materials to the City’s Zoning Officer, Planning Board or Zoning Board of Adjustment; and

WHEREAS, in light of the ongoing Coronavirus disease 2019 (“COVID-19”) pandemic, the City’s Planning Board and Zoning Board of Adjustment have been holding public meetings virtually via web conferencing; and

WHEREAS, due to the COVID-19 pandemic, individuals submitting applications to the City’s Zoning Officer, Planning Board and Zoning Board of Adjustment have been limited in their ability to timely submit documents in-person and via mail; and

WHEREAS, the City’s Planning Board and Zoning Board of Adjustment Secretary and Zoning Officer have recommended that all applicants be required to submit a copy of all application materials in an electronic format to be easily shared at remote public meetings and distributed to board members, professionals and members of the public; and

WHEREAS, the additional electronic submission requirements will allow the Zoning Officer to safely and timely review applications during the COVID-19 pandemic and thereafter will provide residents with certainty in the review of their applications for development of their property; and

WHEREAS, the Municipal Council desires to adopt submission requirements that are in the City’s best interest to maintain and support stability, future growth, development and uniform zoning determinations on all parcels of land in the City; and

WHEREAS, the Municipal Council believes that amending the General Ordinances of the City of Bayonne, Chapter 33, Planning and Development Regulations and Chapter 35, Zoning Regulations to include requirements for electronic submission of all application materials is in the best interest of the City; and

WHEREAS, pursuant to N.J.S.A. 40:55D-64 the City hereby refers this Ordinance and proposed zoning amendments to the Planning Board for a hearing and seeks their recommendations as to the consistency with the Master Plan of the City.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF BAYONNE, NEW JERSEY AS FOLLOWS:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The Revised General Ordinances of the City of Bayonne, Chapter 33, Planning and Development Regulations, Section 4, Zoning Permits, Subsection 4.1 entitled Zoning Permit is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {~~within brackets and/or struck through~~):

33-4.1 Zoning Permit.

a. No change

1. No change

2. No change

****3. An electronic copy of the documents required in (1) and (2), above. Electronic submissions shall be required to be submitted to the Zoning Officer and may be in the following formats: PDF, Microsoft Word, JPG or any other electronic format acceptable by the Zoning Officer. The Zoning Officer is permitted to waive the requirement for the submission of any paper copies.****

b. No change

c. No change

d. No change

Section 3. The Revised General Ordinances of the City of Bayonne, Chapter 33, Planning and Development Regulations, Section 11, Submission Requirements, Subsection 11.1 entitled Data to Be Submitted is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {~~within brackets and/or struck through~~):

33-11.1 Data to Be Submitted.

Every applicant submitting an application for development before the Board of Adjustment or the Planning Board shall submit {~~16 copies~~} ****4 copies**** of the following materials for review by the Approving Agency. ****In addition, every applicant submitting an application for development before the Board of Adjustment or the Planning Board shall submit an electronic copy of all application materials for review by the Approving Agency and/or Zoning Officer. Electronic submissions shall be provided in addition to paper copies required to be submitted**

to the Approving Agency and/or Zoning Officer and may be in the following formats: PDF, Microsoft Word, JPG or any other electronic format acceptable by the Approving Agency and/or Zoning Officer. The Approving Agency and/or Zoning Officer is permitted to waive the requirement for the submission of any paper copies.** {Where review by the City is required for sewer or water service, 17 copies shall be submitted.} See checklist and forms included in the Appendix to this chapter.

Section 4. The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 25, Sign Regulations, Subsection 25.1 entitled Sign Permit, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {~~within brackets and/or struck through~~):

35-25.1 Sign Permit.

All signs hereinafter erected, altered, enlarged, relocated, or repaired shall require a sign permit issued by the Zoning Officer.

Applications shall include two copies of each of the following:

- a. Drawings indicating plot plan, building elevation, indicating sections showing sign location, size, type, materials, method of attachment and indicating all other existing “wall signs,” “projecting signs,” or other signs on the building, lighting and support details.
- b. Proof of ownership or authorization of the owner to erect a sign.

****c. An electronic copy of the documents required in (a) and (b), above. Electronic submissions shall be required to be submitted to the Zoning Officer and may be in the following formats: PDF, Microsoft Word, JPG or any other electronic format acceptable by the Zoning Officer. The Zoning Officer is permitted to waive the requirement for the submission of any paper copies.****

Section 5. The Revised General Ordinances of the City of Bayonne, Chapter 35, Zoning Regulations, Section 31, Administration and Enforcement, Subsection 31.3 entitled Application for Construction Permit or Certificate of Occupancy, is hereby amended and supplemented as follows (additions ****between asterisks and/or in bold****, deletions {~~within brackets and/or struck through~~):

35-31.3 Application for Construction Permit or Certificate of Occupancy.

- a. No change
 1. No change
 2. No change

****3. An electronic copy of the documents required in (1) and (2), above. Electronic submissions shall be submitted to the Zoning Officer and may be**

in the following formats: PDF, Microsoft Word, JPG or any other electronic format acceptable by the Zoning Officer. The Zoning Officer is permitted to waive the requirement for the submission of any paper copies.**

b. No change

Section 6. The Planning and Development 33 Attachment 4 entitled Appendix D City of Bayonne Development Application Checklist has been updated in accordance with this Ordinance and is attached hereto as Exhibit A to this Ordinance.

Section 7. Any and all prior Zoning Regulations of the City that are inconsistent with this Ordinance are superseded by the Zoning Regulations adopted by this Ordinance.

Section 8. If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Ordinance.

Section 9. A copy of this Ordinance and Exhibit A shall be available for public inspection at the office of the City Clerk during regular business hours.

Section 10. This Ordinance shall take effect in accordance with all applicable laws.