

O-16-07
02/17/16

AN ORDINANCE AMENDING AND SUPPLEMENTING THE PLANNING AND DEVELOPMENT REGULATIONS IN CHAPTER 33 OF THE GENERAL ORDINANCES OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY, CONCERNING APPLICATION FEES AND ESCROW REQUIREMENTS

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Legislature has authorized municipalities to make, amend, repeal and enforce ordinances for the good government, order and protection of persons and property and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as necessary to carry into effect the powers and duties conferred and imposed by law; and

WHEREAS, pursuant to N.J.S.A. 40:55D-45 *et seq.* and N.J.S.A. 40:55-65(c) of the Municipal Land Use Law a municipality is authorized to adopt ordinances to provide for planned developments and for the approval of general development plans within planned developments; and

WHEREAS, on April 22, 2015, the Municipal Council adopted Ordinance O-15-09 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING THE PLANNING AND DEVELOPMENT REGULATIONS IN CHAPTER 33 OF THE GENERAL ORDINANCES OF THE CITY OF BAYONNE, COUNTY OF HUDSON, NEW JERSEY, CONCERNING GENERAL DEVELOPMENT PLANS, PLANNED DEVELOPMENTS AND RELATED DEFINITIONS" with respect to provisions governing general development plans, planned development and related definitions and procedures; and

WHEREAS, the City of Bayonne desires to amend the Fee Schedule in order to establish a Schedule of Fees and Escrow Requirements for General Development Plans and Planned Developments, which is not currently established;

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

Section 1. Chapter 33 Planning and Development Regulations, Article 12 Application Fees and Escrow Requirements of the Revised General Ordinances of the City of Bayonne shall be and is hereby amended and supplemented to read as follows:

33-12.4 Schedule of Fees and Escrow Requirements for General Development Plans and Planned Development

GDP Application Fee:	Escrow Fee:
\$2,500	1-3 lots or units \$1,000
	4-10 lots or units \$2,500

	11–25 lots or units	\$5,000
	26–50 lots or units	\$7,500
	51–100 lots or units	\$10,000
	In excess of 100 lots or units	\$20,000

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held in valid or unconstitutional by any court or federal or state agency 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 thereof.

Section 3. All ordinances or part of ordinances of the City of Bayonne heretofore adopted that are inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 4. A copy of this Ordinance shall be available for public inspection at the office of the City Clerk during regular business hours.

Section 5. This Ordinance shall take effect in accordance with all applicable laws.