

**ORD. #23-2009**

**AN ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE TO AMEND  
SECTION 400-109 (IV) CONTAINED IN ARTICLE IX ENTITLED  
“DEVELOPMENT FEE AND AFFORDABLE HOUSING CONTRIBUTION”  
OF THE CODE OF THE TOWNSHIP OF MOUNT OLIVE**

**WHEREAS**, the Township Council adopted Ordinance 8-2009 on April 28, 2009; and

**WHEREAS**, on May 4, 2009 the staff of the Council on Affordable Housing (COAH) reviewed Ordinance 8-2009, specifically Section 4 amending Article IX entitled “Development fee and Affordable Housing Contribution”; and

**WHEREAS**, COAH staff recommended approval of the amendment to the Township’s development fee ordinance subject to revision to Section 400-109 (iv); and

**WHEREAS**, COAH approved the amendment to the development fee ordinance with the noted revision at their public meeting held on August 12, 2009.

**NOW THEREFORE, BE IT ORDAINED**, by the Council of the Township of Mount Olive in the County of Morris and State of New Jersey that the Township’s Land Use regulations set forth in Chapter 400 of the Township Code shall be revised and modified as follows:

Section 1. Article IX entitled “Development Fee and Affordable Housing Contribution” is hereby amended as follows:

1. Section 400-109 (iv) shall be amended to read:  
Owner occupied residential structures demolished and replaced as a result of a fire, flood or natural disaster shall be exempt from paying a development fee.

Section 2. This ordinance shall take effect in accordance with law.

Section 3. This ordinance must be filed with COAH within seven days of adoption by the Township Council.

TOWNSHIP OF MOUNT OLIVE

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Steve Rattner, Council President

ATTEST:

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Lisa Lashway, Township Clerk