

cc: Admin  
Plan

©  
**Township of Roxbury**  
1715 Route 46  
Ledgewood, New Jersey 07852  
www.roxburynj.us  
fax 973-448-2111

INFORMATION 973-448-2000  
CONSTRUCTION/BLDG. 973-448-2009  
COURT 973-448-2034  
ENGINEER 973-448-2018  
FIRE OFFICIAL 973-448-2012  
HEALTH 973-448-2028  
MANAGER 973-448-2002  
MAYOR & COUNCIL 973-448-2001  
POLICE 973-448-2100  
PLANNING/ZONING 973-448-2008

PUBLIC WORKS 973-448-2069  
RECREATION 973-448-2015  
TAX ASSESSOR 973-448-2021  
TAX COLLECTOR 973-448-2022  
TECHNOLOGY 973-448-2099  
TOWNSHIP CLERK 973-448-2001  
FINANCE DEPT. 973-448-2006  
WASTEWATER TREATMENT PLANT 973-584-5360  
WATER PLANT 973-398-2818

May 6, 2010

TO: Morris County Planning Board  
Township of Chester  
Borough of Hopatcong  
Township of Jefferson  
Borough of Mt. Arlington  
Township of Mt. Olive  
Township of Mine Hill  
Borough of Netcong  
Township of Randolph  
Borough of Wharton



RE: 10-10

“AN ORDINANCE AMENDING CHAPTER XIII, LAND DEVELOPMENT, ARTICLE VII, ZONING REGULATIONS, AND ELIMINATING SUBSIDIZED ACCESSORY APARTMENTS AS A SPECIFIC USE”

**NOTICE IS HEREBY GIVEN** that the above Ordinance was introduced on April 27, 2010 and the second reading and public hearing for this Ordinance has been scheduled for May 25, 2010 at the Roxbury Township Municipal Building, 1715 Route 46, Ledgewood, New Jersey at 7:30 PM.

Very truly yours,

TOWNSHIP OF ROXBURY

Amy E. Rhead  
Acting Township Clerk

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Enclosure

cc: Roxbury Township Planning Board

**Ord. No. 10-10**

**AN ORDINANCE AMENDING CHAPTER XIII,  
LAND DEVELOPMENT, ARTICLE VII, ZONING REGULATIONS, AND  
ELIMINATING SUBSIDIZED ACCESSORY APARTMENTS AS A SPECIFIC USE**

**WHEREAS**, former Ordinance Section 13-7.3509, which provided for subsidized accessory apartments as a conditional use in certain zones within the Township, was repealed and deleted by Ordinance No. 17-09; and

**WHEREAS**, subsidized accessory apartments are not part of the Township's current third round Mt. Laurel housing plan, as set forth in the approved Housing Element and Fair Share Plan; and

**WHEREAS**, Ordinance Section 13-7.830, which establishes definitions and procedures for the creation of subsidized accessory apartments, is now an orphan provision without function as a result of the repeal of former Ordinance Section 13-7.3509; and

**WHEREAS**, to avoid confusion, Ordinance Section 13-7.830 should also be deleted.

**WHEREAS**, Ordinance provisions 13-7.1001C.4, 13-7.1101C.4, 13-7.1201D.2, 13-7.1301C.3 and 13-7.1901C.4, contain references to the repealed conditional use for subsidized accessory apartments in the R-1, R-2, R-2.5, R-3, R-R and RR-5 residential districts; and

**WHEREAS**, to avoid confusion, Ordinance provisions 13-7.1001C.4, 13-7.1101C.4, 13-7.1201D.2, 13-7.1301C.3 and 13-7.1901C.4, should also be deleted.

**NOW THEREFORE, BE IT ORDAINED**, by the Township Council of the Township of Roxbury, County of Morris, State of New Jersey, as follows:

**SECTION 1.** The Revised General Ordinances of the Township of Roxbury, Chapter

XIII, Land Development, Article VII, Zoning Regulations, is hereby amended by the deletion and repeal of the following Sections:

Section 13-7.8, General Provisions for All Zones, Subsection 13-7.830, Subsidized Accessory Apartments;

Section 13-7.10, R-1 Residence District, Subsection 13-7.1001, Required Conditions, Paragraph C, Permitted Conditional Uses, Subparagraph 4, Subsidized Accessory Apartments;

Section 13-7.11, R-2 Residential District, Subsection 13-7.1101, Required Conditions, Paragraph C, Permitted Conditional Uses, Subparagraph 4, Subsidized Accessory Apartments;

Section 13-7.12, R-3 Residential District, Subsection 13-7.1201, Required Conditions, Paragraph D, Permitted Conditional Uses, Subparagraph 2, Subsidized Accessory Apartments;

Section 13-7.13, R-3 Residential District, Subsection 13-7.1301, Required Conditions, Paragraph C, Permitted Conditional Uses, Subparagraph 3, Subsidized Accessory Apartments; And

Section 13-7.19, R-R Rural Residential District, Subsection 13-7.1901, Required Conditions, Paragraph C, Permitted Conditional Uses, Subparagraph 4, Subsidized Accessory Apartments.

**SECTION 2.** This Ordinance may be renumbered for codification purposes.

**SECTION 3.** All ordinances of the Township of Roxbury which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 4.** 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 5.** This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

**NOTICE IS HEREBY GIVEN**, that the foregoing Ordinance was introduced in writing at a meeting of the Mayor and Township Council of the Township of Roxbury, County of Morris and State of New Jersey, held on the 27<sup>th</sup> day of April, 2010, introduced and read by title and passed on the first reading and that the said Governing Body will further consider the same for second reading and final passage thereon at a meeting to be held on the 25<sup>th</sup> day of May, 2010, at 7:30 p.m., prevailing time, at the Municipal Building in said Township, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens in interest shall have an opportunity to be heard concerning same.

INTRODUCED: April 27, 2010

ADOPTED:

Attest:

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BettyLou DeCrocce  
Township Clerk

EFFECTIVE DATE: