

QUINTON TOWNSHIP

ORDINANCE NO. 2021-09

**AN ORDINANCE AMENDING THE QUINTON TOWNSHIP CODE
LAND USE CHAPTER TO REDUCE THE NUMBER OF SOIL REMOVAL PERMITS
FROM THREE TO TWO**

WHEREAS, on May 11, 2021, the Quinton Township Planning Board adopted, as its periodic general reexamination of Quinton Township’s Master Plan and development regulations, and also as an amendment of the Quinton Township Master Plan, a master plan reexamination report entitled “Township of Quinton Master Plan: Year 2018 Reexamination Report and Master Plan Amendment,” prepared by Lawrence M. DiVietro, Jr., PLS, PP, AICP, and Persefoni Kapotas, PP, AICP (the “Reexamination Report”); and

WHEREAS, the Reexamination Report recommends, on page 30, that the number of outstanding soil removal permits in Quinton Township as specified in Quinton Code Section 170-55.B.(1) should be reduced from three to two; and

WHEREAS, the Quinton Township Committee has determined that it is appropriate to accomplish the recommended revision for the reasons stated in the Reexamination Report;

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Quinton, in the County of Salem, State of New Jersey, as follows:

1. Subsection 170-55.B.(1) of Quinton Township Code Chapter 170 (“Land Use”), Part 2 (“Zoning”), Article V (“General and supplemental use regulations”), Section 170-55 (“Soil removal and resource extraction”), is hereby deleted and replaced with the following new Subsection 170-55.B.(1):

B. Permit required.

- (1) No persons shall excavate for the removal of soil or otherwise remove soil for sale or for use other than on the premises from which the soil shall be taken except in connection with construction or alteration of a building on such premises for which a construction permit has been properly issued, and excluding all grading incidental thereto, without first having obtained a permit therefor approved by the Township Committee of the Township of Quinton or its designee. The permit shall be conspicuously posted and displayed in the office of the licensee and produced upon request. No more than two (2) soil removal permits shall be outstanding at any one time.
2. The Quinton Township Clerk is directed to give notice of this Ordinance pursuant to *N.J.S.A. 40:55D-15* to the Clerks of all municipalities adjoining Quinton Township and to the Salem County Planning Board at least ten (10) days prior to the date scheduled for hearing on the adoption of this Ordinance.

3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged invalid by a court of competent jurisdiction, such adjudication shall apply only to the section, paragraph subsection, clause or provision so adjudged, and the remainder of the Ordinance shall be deemed valid and effective.
4. Any article, section, paragraph, subsection, clause, or other provision of the Quinton Township Code that is inconsistent with the provisions of this Ordinance is hereby repealed to the extent of such inconsistency.
5. This Ordinance shall, following adoption and publication in accordance with the laws of the State of New Jersey, take effect immediately upon its filing with the Salem County Planning Board pursuant to *N.J.S.A. 40:55D-16*.

NOTICE

Notice is hereby given that the foregoing proposed Ordinance No. 2021-09 was introduced and passed on first reading by the Township Committee of the Township of Quinton, County of Salem, State of New Jersey, at a regular meeting held on June 1, 2021. A second reading and public hearing on the foregoing Ordinance will be conducted by the Township Committee at a regular meeting to be held on July 6, 2021 at 7:00 p.m., at the Quinton Township Municipal Building, 885 Quinton Road (Route 49), Quinton, New Jersey 08072, after which the Ordinance will be considered for final passage.

ATTEST:

Marty R. Uzdanovics, Township Clerk

Marjorie Sperry, Mayor

CERTIFICATION

I hereby certify the above to be a true copy of an Ordinance introduced and passed by the Quinton Township Committee on second reading following a public hearing at a regular meeting held on July 6, 2021

Marty R. Uzdanovics, Township Clerk

DATE: _____