

NOTICE OF INTRODUCTION AND FIRST READING

BOROUGH OF AVALON
CAPE MAY COUNTY
NEW JERSEY

ORDINANCE NO. 849-2022

AN ORDINANCE ADOPTING THE FLOODPLAIN MANAGEMENT REGULATIONS AS MANDATED BY THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND AMENDING AND SUPPLEMENTING CHAPTER 19 OF THE AVALON BOROUGH CODE PERTAINING TO FLOOD DAMAGE PREVENTION AND REPEALING ORDINANCE NOS. 682-2013, 688-2013, 731-2015 AND 757-2017

This Ordinance amends Chapter 19 of the Borough Code, Flood Damage Prevention, to adopt the mandated New Jersey State Model Ordinance and repeal the current Ordinance provisions.

Section 1: Recitals and factual findings.

Section 2: Repeals existing ordinances and prior code provisions.

Section 3: Adopts new regulations in accordance with New Jersey Model Flood Damage Prevention Ordinance as follows:

- Section 101 establishes the scope and administration;
- Section 102 details the applicability of the flood regulations;
- Section 103 pertains to the duties and powers of the municipal Floodplain Administrator;
- Section 104 pertains to the requirements for permits and the application process; the validity of permits and the expiration thereof; and the suspension or revocation of such permits;
- Section 105 pertains to Site Plans and Construction Documents; the authority of the Floodplain Administrator to waive certain submittal requirements; certifications by Licensed Professional Engineer; and submittal of additional data.
- Section 106 pertains to Inspections by Borough personnel on an interim and final basis as well as periodic inspections at least annually thereafter; Certificates of Approval; Inspections pursuant to non-conversion agreements; inspections prior to transfer of property ownership; Manufactured Homes and Accessory Buildings;
- Section 107 pertains to Variances and hearings before the Avalon Planning and Zoning Board; Historic structures; when variances are authorized and conditions for issuance of variance;
- Section 108 pertains to Violations; need for corrective action' stop work orders; procedures following issuance of stop work order; appeal of stop work order;
- Section 201 pertains to definitions as used in Chapter 19;
- Section 301 pertains to Subdivisions and other Developments;
- Section 401 pertains to Site Improvements;
- Section 501 pertains to Manufactured Homes;

- Section 601 pertains to Recreational Vehicles;
- Section 701 pertains to Tanks;
- Section 801 pertains to Other Development and Building Work;
- Section 901 pertains to Temporary Structures and Temporary Storage;
- Section 1001 pertains to Utility and Miscellaneous Group U
- Section 1002 pertains to Fees.

Section 4 & 6: Provides that all inconsistent ordinances are repealed and that the provisions are severable.

Section 4: The Ordinance will take effect September 1, 2022.

This Ordinance was introduced and passed on first reading on July 13, 2022 and will be further considered for second reading, public hearing and final adoption on July 27, 2022 at the Municipal Building, 3100 Dune Drive, Avalon, NJ 08202 at 4:15 p.m.

A copy of the Ordinance is available at no charge from the Borough Clerk's Office, Borough of Avalon, 3100 Dune Drive, Avalon, NJ 08202 between the hours of 8:15 a.m. and 4:15 p.m., Monday through Friday, excluding holidays.

C. DANIELLE NOLLETT
Borough Clerk

Publication date: July 18, 2022