

Explanation: This Ordinance creates a new subsection within Chapter 16 (Zoning) entitled "Zoning Violations".

**TOWNSHIP OF WARREN
ORDINANCE NO. 10-03**

**AN ORDINANCE AMENDING CHAPTER XVI ENTITLED "ZONING" OF
THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF
WARREN, BY ESTABLISHING A NEW SUBSECTION 16-26.1A
ENTITLED "ZONING VIOLATIONS"**

BE IT ORDAINED, by the Township Committee of the Township of Warren, Somerset County, New Jersey, as follows:

SECTION 1. Chapter XVI entitled "Zoning" is hereby supplemented and amended by creating the following new subsection 16-26.1A entitled "Zoning Violations":

16-26.1A Zoning Violations. Each of the following types, categories or classes of cases may be prosecuted by the Township Prosecutor and/or Township Attorney in the Warren Township Municipal Court by the filing therewith of a summons by the Zoning Officer, the Township Engineer or their designees:

- a. Violation of any site plan or subdivision approval granted by either the Warren Township Zoning Board of Adjustment ("Zoning Board") or the Warren Township Planning Board ("Planning Board"), including the failure or refusal to comply with (i) any details set forth in the approved plans, or (ii) any condition or conditions of approval as set forth in the approving board's Resolution; or
- b. Violation of any "d" variance approval granted by the Zoning Board; or
- c. Violation of any "c" variance granted by the Zoning Board or Planning Board; or
- d. Violation of any easement granted to or running in favor of the Township of Warren or to any other municipal entity, body or board; or
- e. Violation of any court order (including a consent order) issued by the Judge of any court of competent jurisdiction relative to any land use or land development case or controversy; or
- f. Violation of any zoning agreement entered into between the Township and any property owner; or
- g. Violation of any agreement between the Township and a named defendant which was entered into to resolve a municipal court zoning case; or

- h. Violation of any requirement under the Municipal Land Use Law, NJSA 40: 55D -1 et seq. relative to any land within the Township of Warren.

SECTION 2. Conflicts: All other ordinances, parts of ordinances, or other local requirements that are inconsistent or in conflict with this ordinance are hereby repealed to the extent of any inconsistency or conflict, and the provisions of this ordinance apply.

SECTION 3. Severability: Notwithstanding that any provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, all remaining provisions of the Ordinance shall continue to be of full force and effect.

SECTION 4. Interpretation: This Ordinance shall be so construed as not to conflict with any provision of New Jersey or Federal law. The provisions of this Ordinance shall be cumulative with, and not in substitution for, all other applicable zoning, planning and land use regulations.

SECTION 5. After introduction, the Township Clerk is hereby directed to submit a copy of the within Ordinance to the Planning Board of the Township of Warren for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Township Committee, within 35 days after referral, a report including identification of any provisions in the proposed ordinance which are inconsistent with the master plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

SECTION 6. This ordinance shall take effect immediately upon (1) adoption; (2) publication in accordance with the laws of the State of New Jersey; and (3) filing of the final form of adopted ordinance by the Clerk with the Somerset County Planning Board pursuant to N.J.S.A. 40:55D-16.

ATTEST:


Patricia A. DiRocco, RMC
Township Clerk

TOWNSHIP OF WARREN

By: 

Victor J. Sordillo
Mayor

INTRODUCED: MARCH 25, 2010

ADOPTED: April 15, 2010

EFFECTIVE: April 22, 2010