

## ORDINANCE NO. 2017-15

### ORDINANCE OF THE BOROUGH OF BELMAR AMENDING THE REVISED GENERAL ORDINANCE CHAPTER 40: "DEVELOPMENT REGULATIONS" TO INCLUDE STANDARDS FOR COMMERCIAL BOAT STORAGE IN THE MC-1 AND MC-2 ZONING DISTRICTS

**BE IT ORDAINED** by the Mayor and Council of the Borough of Belmar, County of Monmouth, State of New Jersey, that Chapter 40 "Development Regulations" of the Borough's Revised General Ordinances is hereby amended as follows (~~stricken text~~ indicates deletions, underlined text indicates additions):

#### **40-7.18 Storage of Boats and Recreational Vehicles.**

- a. Boats or parts, section, pieces or appurtenances of boats shall not be placed or stored on any lot situated in a residential zone, except:
  1. No more than one (1) boat, not longer than twenty-six (26') feet, may be placed or stored on any lot.
  2. No boat may be placed or stored in a front or side yard unless such yard is adjacent to a navigable waterway.
  3. Any boat placed or stored on a lot must be the property of the resident owner or resident tenant of the lot.
  4. During the boating season (May 1 to November 1 of each year) small boats under eighteen (18') feet in length such as rowboats, canoes, kayaks, or dinghies, the propelling force of which is limited to oars, sails or paddles (not motor driven) may be parked or stored in the open upon any lot in a residential zone provided that they do not exceed in number the number of persons who are members of the family and who reside in the premises subject however to the above restrictions as to the portions of the lot upon which boats may be parked or stored.
- b. Boats or parts, sections, pieces or appurtenances of boats may not be placed or stored on any lot situated in the CBD-1, CBD-2, or B-C zone districts except in accordance with a site plan approved by the Municipal Agency or, for lots occupied by only residential uses, in accordance with subsection 40-7.18a.
- c. Boats or parts, sections, pieces or appurtenances of boats may be placed or stored on any lot situated in the MC-1 and MC-2 zone districts, provided that:
  1. All boats or parts, sections, pieces or appurtenances of boats must be stored at least ten (10) feet from all property lines, except that no such setback shall be applicable along any property line that is adjacent to a navigable waterway.
  2. All racking or multi-level boat storage system must be located at least ten (10) feet from all property lines, except that no such setback shall be applicable along any property line that is adjacent to a navigable waterway.

3. All boats or parts, sections, pieces or appurtenances of boats stored on any racking or multi-level boat storage system shall be securely affixed to said storage system in accordance with such system's manufacturer instructions and requirements.
  4. No racking or multi-level boat storage systems shall contain more than three levels upon which boats or parts, sections, pieces or appurtenances of boats may be stored.
  5. All racking or multi-level boat storage systems shall be equipped with a fire suppression system appropriate to the storage application.
- ~~e.d.~~ Recreational vehicles or parts, sections, pieces or appurtenances of recreational vehicles shall not be parked overnight, stored or placed on any lot situated in a residential zone, except:
1. Not more than one (1) recreational vehicle may be parked overnight, stored or placed on any lot in a residential zone.
  2. In the R-100, R-75 and R-70 residential zones, a recreational vehicle may be parked overnight, stored or placed only in a rear yard no closer than ten (10') feet to any property line.
  3. On a riverfront property the parking and storing of a recreational vehicle shall not be permitted on property that abuts the river.
- ~~e.e.~~ Recreational vehicles or parts, sections, pieces or appurtenances of recreational vehicles may not be parked overnight, stored or placed on any lot in the CBD-1 or B-C zone districts except in accordance with a site plan approved by the Municipal Agency, or for lots occupied by only residential uses in accordance with subsection 40-7.18e.

**BE IT FURTHER ORDAINED** that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

**BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

**BE IT FURTHER ORDAINED** that this ordinance shall be in full force and take effect twenty (20) days after final passage and publication, as required by law.