

TOWNSHIP OF WALL

ORDINANCE NO. 14-2019

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 140, ATTACHMENT 3:2, “SCHEDULE OF PERMITTED AND CONDITIONAL USES FOR NONRESIDENTIAL ZONE DISTRICTS” AND SECTION 140-155, “SPECIAL TRADE CONTRACTORS; PLUMBING , HEATING AND AIR-CONDITIONING CONTRACTORS (NAICS 23511)”

**WHEREAS**, the Township of Wall regulates the schedule of permitted and conditional uses for nonresidential zone districts in the Township; and

**WHEREAS**, the Township of Wall wishes to amend the existing schedule of permitted and conditional uses for nonresidential zone districts in the Township;

**WHEREAS**, the Township Committee seeks to amend the schedule of permitted and conditional uses to prohibit NAICS 23511 with respect to Solar System Contractors as a conditional use in the OR-2 Zone.

**WHEREAS**, the Township Committee seeks to amend the schedule of permitted and conditional uses to permit NAICS 23511 with respect to Plumbing, Heating and Air-Conditioning Contractors, as a conditional use in the OR-2 Zone subject to the conditions set forth in Section 140-155.

**WHEREAS**, the Township Committee seeks to amend the schedule of permitted and conditional uses to permit NAICS 23511 with respect to Solar System Contractors, as a conditional use in the OR-5 Zone subject to the conditions set forth in Section 140-155.

**NOW, THEREFORE BE IT ORDAINED** by the Mayor and Township Committee of the Township of Wall, in the County of Monmouth, in the State of New Jersey, as follows:

**Section 1.** Chapter 140, Attachment 3:2 entitled “Schedule of Permitted and Conditional Uses for Nonresidential Zone Districts” of the Code of the Township of Wall be and the same is hereby amended and supplemented to:

A. Modify 140 Attachment 3:2 in the line item row for NAICS Code 23511 as follows:

(1) In that row, under the ‘Office Research’ column replace the existing language as follows (existing in ~~strike through~~, new in *italics*):

~~C<sup>7</sup> (OR-2 only)~~

C<sup>8</sup> (OR-2 only)

C<sup>7</sup> (OR-5 only)

**Section 2.** Chapter 140, Section 155 entitled “Special trade contractors; plumbing, heating and air-conditioning contractors (NAICS 23511)” be and the same is hereby amended and supplemented to read as follows (existing in ~~strike through~~, new in ***bold italics***):

140-155 Special trade contractors; plumbing, heating, ~~and~~ air-conditioning, ***and solar system*** contractors (NAICS 23511).

Special trade contractors; plumbing, heating, air-conditioning, and solar system contractors involving the installation, servicing and selling of heating and air-conditioning appliances and solar systems may be permitted in the OP-2, ~~and~~ OR-2, ***or*** OR-5 Zones as set forth in the Schedule of Permitted and Conditional Uses<sup>(1)</sup> only upon receipt of a conditional use permit.

**Section 2.** All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistency.

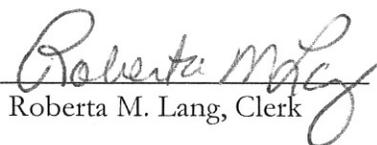
**Section 4.** Should any section, paragraph clause or any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

**Section 5.** This Ordinance shall take effect upon its passage and publication according to law.

**Introduced:** August 28, 2019

**Adopted:** September 25, 2019

Attest:

  
Roberta M. Lang, Clerk

Attest:

  
Kevin P. Orender, Mayor

SUMMARY AND NOTICE  
TOWNSHIP OF WALL  
ORDINANCE NO. 14-2019

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 140, ATTACHMENT 3:2, “SCHEDULE OF PERMITTED AND CONDITIONAL USES FOR NONRESIDENTIAL ZONE DISTRICTS” AND SECTION 140-155, “SPECIAL TRADE CONTRACTORS; PLUMBING , HEATING AND AIR-CONDITIONING CONTRACTORS (NAICS 23511)”**

Adoption of this Ordinance will remove Solar System Contractors as a conditional use in the OR-2 Zone, permit plumbing, heating, and air-conditioning contractors as a conditional use in the OR-2 Zone subject to the conditions set forth in 140-155, and permit Solar System Contractors as a conditional use in the OR-5 Zone subject to the conditions set forth in 140-155.

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on August 28, 2019, and finally adopted on September 25, 2019. Copies of said Ordinance will be made available at the Clerk's Office in the Township of Wall, to members of the general public who shall request the same or may be viewed in full on the Township's website [www.wallnj.com](http://www.wallnj.com) under Legal Notices.

Roberta M. Lang, RMC  
Township Clerk