

TOWNSHIP OF WALL**ORDINANCE NO. 23-1999
AS AMENDED**

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING "THE LAND USE AND DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF WALL", PERTAINING TO THE TEMPORARY SALE OF CHRISTMAS TREES.

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

Section 1. Chapter XIV, "Land Use and Development", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, Article IV, "Zoning", Chapter 14-400E, "Use Restrictions", subsection 14-400E.4a, "Outdoor Storage and Display", subparagraph 14-400E.4a(3), "Non-residential Outdoor Displays", be and the same is hereby further amended and supplemented by the deletion therefrom of subparagraph (d) and the substitution therefor of the following:

"(d) Seasonal sales of christmas trees may be conducted by commercial establishments in the primary business of selling nursery stock or operating a christmas tree farm. The temporary sale of christmas trees by non-profit organizations shall be permitted in non-residential zones and on property owned by the organization in accordance with a permit issued by the zoning officer, beginning the day after Thanksgiving through the month of December. No such permit shall be issued unless adequate off-street parking and maneuvering space for vehicles of customers can be provided and unless it can be demonstrated that the temporary use will not interfere with other uses on the site. Each such temporary use shall be permitted to have one (1) freestanding sign, no larger than twelve (12) square feet in area, no closer to any property line than ten (10) feet, and not exceeding six (6) feet in height. All signs and other materials or equipment used in connection with such temporary sales shall be removed from the property on which the sales are being

conducted no later than January 2."

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 All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance, be and the same are hereby repealed to the extent of such inconsistency.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 3. Should any such 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 4. This Ordinance shall take effect upon its passage and publication according to law, and upon the filing thereof with the Monmouth County Planning Board.

NOTICE

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 July 14, 1999 and will further be considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on August 11, 1999 at 8:00 o'clock p.m. or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to, and up to and including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office in the Township of Wall Town Hall to members of the general public who shall request the same.

BEATRICE M. GASSNER, C.M.C.
Township Clerk