

TOWNSHIP OF WALL

ORDINANCE NO. 12-2022

**AN ORDINANCE OF THE TOWNSHIP OF WALL, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY REPEALING ORDINANCE NO. 17-2020 TO
REINSTATE THE FORMER ZONING OF R-30 TO BLOCK 909 LOT(S) 1 AND 6 -
5006 MARSHALL ROAD**

WHEREAS, the Township Committee adopted Ordinance No. 17-2020 to rezone certain property designated as Block 909, Lots 1 and 6 in the Township of Wall tax maps for Affordable Housing Residential Health Care Facility, also known as AH6; and

WHEREAS, Ordinance No. 17-2020 will only take effect upon execution of a developer's agreement for the respective lots; and

WHEREAS, the anticipated developer for the subject property has abandoned the construction of the proposed affordable housing residential health care facility; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, the Township Committee and Mayor deems it in the public interest to repeal Ordinance No. 17-2020;

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

Section 1. Ordinance No. 17-2020 is hereby repealed and shall be of no force and effect whatsoever.

Section 2. All sections of the Township Code not amended hereunder shall remain in full force and effect.

Section 3. In the event any section, part or provision of this Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the validity of this Ordinance or any remaining part of this Ordinance other than the part held unconstitutional or invalid.

Section 4. All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of their inconsistencies.

Section 5. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

Introduced: February 23, 2022

Adopted: March 23, 2022

Attest: Roberta M. Lang
Roberta Lang, RMC
Township Clerk

Approve: Kevin P. Orender
Kevin P. Orender
Mayor

SUMMARY AND NOTICE

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Adoption of this ordinance will repeal Ordinance 17-2020

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 **February 23, 2022** and will further be considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on **March 23, 2022** at 7:00 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 the members of the general public who shall request the same or may be viewed on our website at www.wallnj.com.

**Roberta M. Lang, R.M.C.
Municipal Clerk**