

ORDINANCE 2025-04

**AN ORDINANCE OF THE BOROUGH OF BAY HEAD,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AMENDING AND SUPPLEMENTING CHAPTER 147 OF
THE BOROUGH CODE OF THE BOROUGH OF BAY HEAD,
ENTITLED "LAND USE" (ESCROW)**

NOW, THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BAY HEAD, IN THE COUNTY OF OCEAN, NEW JERSEY, AS FOLLOWS:

SECTION 1. The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 147, entitled “Land Use” so as to amend §147-48 entitled “Schedule of fees; filing applications; scheduling hearings” so as to add a new subsection I Schedule of fees as follows:

I. Schedule of fees:

Development Application Fees		
Application Type	Application Fee	Escrow Deposit
Appeal alleging Zoning Officer error (N.J.S.A. 40:55D-70a)	\$350	\$3,000
Interpretation of Zoning Map or Zoning Ordinance and special questions (N.J.S.A. 40:55D-70b)	\$350	\$3,000
Variances pursuant to N.J.S.A. 40:55D-70c	\$350	\$3,000
Variances relating to the construction of fences	\$350	\$3,000
Single-family residential	\$350	\$3,000
All others	\$350	\$3,000
Request for use variance (N.J.S.A. 40:55D-70d)		
Single-family residential	\$350	\$3,000
Multifamily residential	\$350	\$3,000
Business and commercial	\$350	\$3,500
Request to direct issuance of a permit to build in bed of mapped street (N.J.S.A. 40:55D-76a-1)	\$350	\$1,500

Request to direct issuance of a permit to build on a lot not abutting a street (N.J.S.A. 40:55D-76a-2)	\$350	\$1,500
Request for issuance of certificate of nonconforming use (N.J.S.A. 40:55D-68)	\$350	\$1,500
Conditional use approval (N.J.S.A. 40:55D-67)	\$500	\$3,000
Waiver of required submissions	\$350	\$1,500
Extend time period for previously approved application	50% of original fee	0% of original deposit
Minor subdivision approval	\$350	\$3,000
Application Type	Application Fee	Escrow Deposit
Major subdivision approval		
Informational review	\$350	\$3,000
Sketch plat	\$350	\$3,000
Preliminary plat (plus \$100 application fee and \$100 escrow deposit for each lot in excess of 3 lots)	\$350	\$3,000
Final plat (plus \$100 application fee and \$100 escrow deposit for each lot in excess of 3 lots)	\$350	\$2,500
Combined preliminary and final plat plus \$200 application fee and \$200 escrow deposit for each lot in excess of 3 lots)	\$350	\$2,500
Amended preliminary and final plat	50% of original fee	50% of original deposit
Request for exception to subdivision requirements and standards (N.J.S.A. 40:55D-51a)	\$350	\$1,500
Tax Map maintenance fees		
Minor subdivision 2 to 4 lots	\$200	
Final major subdivision:		
Up to 6 lots	\$300	
7 or greater lots	\$400 plus \$25 per lot	

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of Bay Head, in the County of Ocean, State of New Jersey, held on **February 3rd, 2025**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **3rd day of March 2025**, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 83 Bridge Avenue, Bay Head, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

NOTICE OF ADOPTION

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing ordinance published herewith has been finally adopted by the Borough Council of the Borough of Bay Head, in the County of Ocean, New Jersey on March 3, 2025.

ATTESTED TO BY:



ANTOINETTE JONES, RMC, CMR
BOROUGH CLERK

APPROVED:



WILLIAM W. CURTIS,
MAYOR