

ORDINANCE NO. 2025-19

**AN ORDINANCE OF THE TOWNSHIP OF
BARNEGAT, COUNTY OF OCEAN AND STATE OF
NEW JERSEY AMENDING AND SUPPLEMENTING
VARIOUS SECTIONS OF CHAPTER 55 OF THE
TOWNSHIP CODE ENTITLED “LAND USE”**

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey, that the following various sections of Chapter 55 of the Township Code entitled “Lane Use” is hereby amended and supplemented as follows:

SECTION 1.

§55-9. PW-Preserved Waterfront Zone.

A. Permitted Uses.

Unchanged.

B. Accessory and Temporary Uses.

(1) Unchanged.

(2) Unchanged.

(3) Unchanged.

(4) Unchanged.

(5) Unchanged.

(6) Storage sheds, provided that they do not exceed two hundred (200) square feet.

(7) Unchanged.

C. Conditional Uses.

Unchanged.

D. Nonbuildable Areas.

Unchanged.

SECTION 2:

§55-42. PF- Preserved Forest Pinelands.

A. Permitted Uses.

Unchanged.

B. Accessory and Temporary Uses.

(1) Buildings and other structures customarily accessory to permitted residential and agricultural uses, including detached private garages, barns, sheds, and the like. Storage sheds, provided that they do not exceed a total area of two hundred (200) square feet.

(2) Unchanged.

(3) Unchanged.

(4) Unchanged.

(5) Unchanged.

(6) Unchanged.

(7) Unchanged.

C. Conditional Uses.

Unchanged.

D. Lot and Building Requirements.

Unchanged.

E. Clustered Development.

Unchanged.

SECTION 3:

§55-53. M-H – Mobile Home Residential Zone.

The following regulations apply in the M-H Zone:

A. Permitted Uses.

Unchanged.

B. Accessory and Temporary Uses.

- (1) Same as those permitted in the PF Zone, except agricultural commercial establishments, and as provided that a storage shed on a residential lot shall not exceed two hundred (200) square feet and does not conflict with provisions in Chapter 56, Code of the Township of Barnegat.

C. Conditional Uses.

Unchanged.

D. Land and Building Requirements.

Unchanged.

SECTION 4:

§55-305. Definitions and Word Usage.

The following definition is amended as follows:

YARD, SIDE

An open, unobstructed space on the same lot with a building, between the building and the side line of the lot and extending through from the front yard to the rear yard, into which space there is no extension of building parts, other than eaves, leaders and gutters, chimneys, fireplaces, bay windows, overhangs, air conditioners, generators, and other such fixtures with a maximum depth of two (2) feet and open porches, provided that said extensions shall have a minimum side yard setback of three (3) feet.

SECTION 5:

Attachment 2 to Chapter 55 of the Township Code entitled “Schedule of Area, Yard and Building Requirements for East of the Parkway (Section 55-31)” shall revise Footnote 9 and add Footnote 10 to read as follows:

9. For Zone R6, both aboveground and in-ground pools shall have a minimum side yard setback of five (5) feet, and a minimum rear yard setback of ten (10) feet, including the proposed areas surrounding the pool, including but not limited to any surrounding patio or deck or pool equipment. For all other zones, aboveground and in-ground pools shall have a side and rear yard setback of ten (10) feet, including the proposed areas surrounding the pool, including but not limited to any surrounding patio or deck or pool equipment.

10. For all zones, sheds shall have a minimum side yard setback of three (3) feet and a minimum rear yard setback of five (5) feet.

SECTION 6:

Attachment 3 to Chapter 55 of the Township Code entitled “Schedule of Area, Yard and Building Requirements for Properties West of the Parkway is amended and supplemented to add Footnote 6 which shall read as follows:

6. For all zones, sheds shall have a minimum side yard setback of three (3) feet and a minimum rear yard setback of five (5) feet.

SECTION 7. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 8. 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 9. 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 by the Township Committee on first reading at a meeting of the Township Committee of the Township of Barnegat on the **7th day of October, 2025**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the **6th day of November, 2025, at 6:30 PM.** at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Donna M. Manno, RMC
Municipal Clerk

CERTIFICATION

I, Donna Manno, Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify by my hand and seal that the foregoing Ordinance namely, **Ordinance 2025-19** entitled An Ordinance Amending and Supplementing various sections of Chapter 55 of the Township Code Entitled "Land Use", was introduced and passed on the **7th day of October 2025**, and finally adopted after Public Hearing at a regular meeting held on the **6th day of November, 2025** in the Municipal Complex, 900 West Bay Avenue, Barnegat, NJ

Donna M. Manno, RMC
Municipal Clerk