

**ORDINANCE NO. 25-11**

**AN ORDINANCE AMENDING CHAPTER 25, ZONING AND LAND DEVELOPMENT,  
ARTICLE 800 ZONING BOARD OF ADJUSTMENT § 25-800.1 ESTABLISHMENT,  
MEMBERSHIP AND ORGANIZATION OF THE REVISED ORDINANCES OF THE  
CITY OF OCEAN CITY**

BE IT ORDAINED by the Mayor and Council of the City of Ocean City, County of Cape May, State of New Jersey, as follows:

**Section 1.**

Chapter 25, Article 800, Section § 25-800.1 is hereby amended.

**Section 2.**

The following is added:

d. A vacancy on the Board of Adjustment is created when a member resigns, a member's term of appointment ends, or when a member is disqualified by the body of competent jurisdiction after finding a member ineligible. The resignation of a board member shall be placed in writing to the Chairman of the Board of Adjustment.

e. When a vacancy on the Board of Adjustment arises, the Chairman shall notify the City Clerk and the City Clerk shall notify City Council of the vacancy. Notice soliciting qualified residents wishing to apply for the vacant position and providing the form of application shall be publicly advertised on the city's website for a period of 30 days before the deadline to submit written application to fill the vacancy.

f. Applicants for a position on the Board of Adjustment shall be interviewed by City Council in Closed Session and selected by majority of vote of City Council members during a public meeting of City Council. Applicants who were previously interviewed by City Council but were not thereafter appointed to the Board may be appointed by a majority vote of City Council members without a second interview.

**Section 3.**

All ordinances or portions thereof inconsistent with this ordinance are repealed to the extent of such inconsistency.

**Section 4.**

If any portion of this ordinance is declared to be invalid by a court of competent jurisdiction, it shall not affect the remaining portions of the ordinance which shall remain in full force and effect.

**Section 5.**

This Ordinance shall take effect immediately upon final passage in the time and manner prescribed by law.

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Jay A. Gillian, Mayor

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Terry Crowley, Jr., Council President

The above Ordinance was passed by the Council of Ocean City, New Jersey, at a meeting of said Council held on the 7<sup>th</sup> day of August, 2025 and was taken up for a second reading and final passage at a meeting of said Council held on the 12<sup>th</sup> day of September, 2025 in Council Chambers, City Hall, Ocean City, New Jersey, at ten o'clock in the morning.

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Melissa G. Rasner, City Clerk