

ORDINANCE NO. 4, 2012

AN ORDINANCE AMENDING ORDINANCE NO. 22 OF 2007, AS AMENDED BY ORDINANCE NO. 23 OF 2008, AND AS FURTHER AMENDED BY ORDINANCE NO. 15 OF 2010, THE DEVELOPMENT FEE ORDINANCE IN THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey that Ordinance No. 22 of 2007, as amended by Ordinance No. 23 of 2008 and as further amended by Ordinance No. 15 of 2010, the Development Fee Ordinance, is hereby amended as follows:

SECTION 1: Section 4: Residential Development fees,

b) Eligible exactions, ineligible exactions and exemptions for residential development, is hereby amended to add the following:

iv. Development fees shall not be imposed and collected on single family residential structures.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies and should any section, clause, sentence, phrase or provision of any item in this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 3: This Ordinance shall take effect upon final passage and publication as provided by law and the filing of same with the Atlantic County Planning Board as required by N.J.S.A. 40:55D-60 of the revised Statues of the State of New Jersey.

FIRST READING: *January 25, 2012*
PUBLICATION: *February 8, 2012*
PASSAGE: *February 22, 2012*

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on January 25, 2012 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on February 22, 2012.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR