

ORDINANCE NO. 2014-28

AN ORDINANCE AMENDING ORDINANCE 2008-39 AS AMENDED CHAPTER 425 ARTICLE 77 OF THE CODE OF THE CITY OF VINELAND ENTITLED FENCES.

WHEREAS, the Planning Board of the City of Vineland adopted Resolution 6089, a Resolution of Findings and Conclusions and Decision of the Vineland Planning Board, wherein the Planning Board acknowledged the need to amend City Code Section 425-77E prohibiting fencing within the LC, LMS and EG Zones; and

WHEREAS, City Council adopted the Findings and Conclusions of the Planning Board as specified in Resolution 6089.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland that Section 425-77E be deleted in its entirety and replaced as follows:

§425-77E:

For fences in business and industrial zones, except for LC, LMS and EG Zones: the height standard shall be eight feet maximum, including barbed wire, placed no closer than 10 feet to the front property line, said ten-foot setback being the boundary of the required front yard buffer. For LC, LMS and EG Zones, fences shall be prohibited, except for enclosures for trash receptacles and building mechanical equipment, such as air conditioning units, or as permitted by the Main Street District Outdoor Dining and Seating Design Standards.

BE IT FURTHER ORDAINED that any and all portions of Ordinance No. 2008-39 not so amended hereby shall remain in full force and effect.

Passed First Reading:

Passed Second Reading:

President of Council

Approved by the Mayor:

Mayor

ATTEST:

City Clerk

MEMORANDUM

TO: William Lutz, Business Administrator
FROM: Yasmin Ricketts, Planning Board Secretary
DATE: June 12, 2014
RE: Land Use Ordinance Amendment



Enclosed is a signed copy of Resolution #6089 of the Planning Board giving comments on a proposed amendment to Land Use Ordinance 425-77 relating to fences.

YR/
Encl.
xc: Keith Petrosky, City Clerk
Richard Tonetta, City Solicitor
Alex Curio, CDP

RESOLUTION NO. 6089
RESOLUTION OF FINDINGS AND CONCLUSIONS AND
DECISION OF THE VINELAND PLANNING BOARD

WHEREAS, the Planning Board of the City of Vineland seeks to amend Land Use Ordinance § 425-77, relating to fences; and

WHEREAS, the Planning Board considered the sworn testimony of Kathleen Hicks, Supervising Planner, City of Vineland, as well as the proposed amendment to the Land Use Ordinance.

Kathleen Hicks provided the following sworn testimony:

- a) Fences are not appropriate for the Landis Avenue area.
- b) This is the area bounded generally by Myrtle Street to West Avenue and Wood Street to Elmer Street including Landis Avenue.
- c) The recommendation is that the fence standards remain in place however no fencing be permitted for the LC, LMS and EG Zones except for trash enclosures, building mechanical equipment, such as air conditioning units or as permitted by the Main Street District Outdoor Dining and Seating Design Standards.
- d) She submitted a proposed amendment for the Board to consider.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Board of the City of Vineland, that recommendation is made to the City Council of the City of Vineland to amend Land Use Ordinance §425-77 to prohibit fencing within the LC, LMS and EG Zones except for the exceptions as noted.

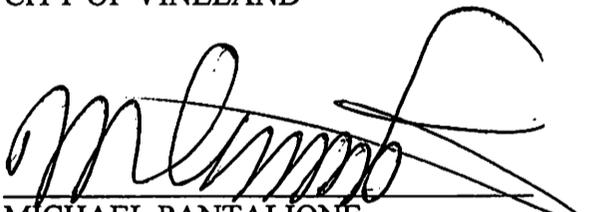
A copy of the proposed amendment is attached to this resolution and incorporated by reference.

The foregoing is a true copy of the Resolution and decision adopted by the Planning Board of the City of Vineland at its meeting held on May 14, 2014, as reflected in the recorded minutes of the said meeting.

ADOPTED DATE: 6-11-14


YASMIN RICKETTS, Secretary

PLANNING BOARD OF THE
CITY OF VINELAND


MICHAEL PANTALIONE,
Vice-Chairperson

ROLL CALL VOTE

VOTING IN FAVOR

SANDY VELEZ
STEVEN PLEVINS
MICHAEL PANTALIONE
MARY MENDEZ
JOHN CASADIA
MARIA PEREZ

ABSTAINING

ANGELA CALAKOS

ABSENT

DAVID MANDERS
RYAN HEADLEY

OPPOSED

NONE