



**2017
BOROUGH OF DUMONT
ORDINANCE**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
CORREA	✓			
DI PAOLO	✓			
GEIST	✓			
MANNA	✓			
MORRELL	✓			
RIQUELME				✓
MAYOR KELLY				
TOTALS	5			1

Ordinance No. 1532

Date: December 5, 2017

Page: 1 of 3

Subject: Driveway Width

Purpose: Amendment of Chapter 455-20

Dollar Amount: _____

Prepared By: Gregg Paster, Esq.

Offered by: Manna

Seconded by: Morrell

Certified as a true copy of an Ordinance Introduced and Passed by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

**ORDINANCE AMENDING ZONING: DRIVEWAYS AND OTHER PAVED AREAS
CHAPTER 455-20 OF THE DUMONT CODE**

WHEREAS, it is the express purpose of this ordinance to regulate the nature and extent of the uses of land and of building structures through zoning to the fullest extent permitted by the Municipal Land Use Law, the Constitutions of the United States and the State of New Jersey, and to generally exercise the police power; and

WHEREAS, it has been requested by the Dumont Joint Land Use Board that Chapter 455 of the Borough of Dumont Code be amended to appropriately clarify the building permits procedure following Board approval and the responsibilities therein.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Mayor and Council of the Borough of Dumont, in the County of Bergen and State of New Jersey, that the Chapter of the Borough of Dumont Code known as §455-20 Driveways and other paved areas shall be amended as hereinafter provided:

§455-20 A. shall be amended to read:

“In the RA Residential District, no driveway or other paved area having a total width of more than 20 feet shall be installed or extended in any front yard area, nor shall any curb cut for such driveway exceed the width of 20 feet.

§455-20 B. shall be amended to read:

“In the RA Residential District, no driveway or other paved area having a total width of more than 20 feet shall be installed or extended beyond the setback line or in the rear yard, except if the width of such driveway or paved area is equal to the width of the garage to which such driveway leads, and then only so long as such garage exists. However, nothing contained in this subsection shall be construed to permit the installation or extension of a driveway or other paved area wider than those permitted by Subsection A above in the front yard of the premises.”

A new subchapter, **§455-20 C.** shall be added to read:

“Driveway width between 16 feet and 20 feet, as permitted in front yards shall not constitute additional lot coverage for the purposes of calculating such limitation to be in compliance with zoning limitations defined in Section 435-35 limiting schedule

Invalidity. If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

Severability. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Effective Date. This Ordinance shall take effect upon final passage and publication pursuant to law.

BOROUGH OF DUMONT

James J. Kelly, Mayor

ATTEST:

Susan Connelly, RMC, Municipal Clerk

Introduced: December 5, 2017

Adopted: _____, 2017