



**BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH**

RESOLUTION 19-284

**A Resolution setting forth reasons for adopting Ordinance Number O-19-21
Notwithstanding the Land Use Board's Consistency Report**

WHEREAS, the Borough of Highlands introduced Ordinance O-19-21 ("the Ordinance") which amends the requirements for residential grading plans and adds fees for grading plan review; and

WHEREAS, the Ordinance was referred to the Borough of Highlands Land Use Board pursuant to N.J.S.A. 40:55D-26(a) for a Consistency Report; and

WHEREAS, the Land Use Board issued a Consistency Report by Resolution dated November 7, 2019 and found that the proposed development regulation, revision or amendment is consistent with the Borough's Master Plan; and

WHEREAS, in accordance with the aforesaid Consistency Report that was issued by the Land Use Board, the Board made the following recommendations:

- a. The Grading Plan shall be submitted to the Borough Engineer
- b. The words "*a new accessory building or structure that exceeds 500 square feet*" should be removed.

WHEREAS, the governing body of the Borough of Highlands in considering the adoption of Ordinance O-19-21, reviewed the report of the Land Use Board, dated November 7, 2019, and disapproves of the said report and rejects the recommendations contained therein.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Highlands that it is of the opinion that Ordinance O-19-21 should be adopted, insofar as Section 21-65.9(C) of the Borough Code contains language concerning a review by the Borough Engineer.

BE IT FURTHER RESOLVED, by the Council of the Borough of Highlands that it is of the opinion that Ordinance O-19-21 should be adopted, insofar as the suggestion to remove the term "a new accessory building or structure that exceeds 500 square feet" is contrary to the recommendation of the Municipal Engineer.

BE IT FURTHER RESOLVED, that a copy of this Resolution certified by the Borough Clerk to be a true copy be forwarded to the Monmouth County Planning Board when filing a copy of Ordinance No. O-19-21.

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
BRASWELL			X			
BROULLON			X			
MAZZOLA		X	X			
RYAN	X		X			
O'NEIL			X			

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: 12/04/2019



Matthew Conlon, RMC, Municipal Clerk

