

**ORDINANCE NO. 2507-18**  
**AN ORDINANCE OF THE TOWNSHIP OF MILLBURN, COUNTY OF ESSEX,**  
**STATE OF NEW JERSEY,**  
**AMENDING CHAPTER IX “BUILDING AND HOUSING” OF THE REVISED**  
**GENERAL ORDINANCES OF THE TOWNSHIP OF MILLBURN**

*Statement of Purpose:* This Ordinance adds a requirement to confirm that new construction complies with applicable zoning requirements including height, lot coverage and setback limits prior to receipt of a certificate of occupancy.

**BE IT ORDAINED** by the Township Committee of the Township of Millburn in the City of Essex and State of New Jersey as follows:

**Section 1.** Article IX entitled “Building and Housing” of the Revised General Ordinances, Part 9-1.15 entitled “Inspection of Construction by Enforcing Agency; Right of Entry; Stop Construction Orders” is amended in its entirety to read:

**9-1.15 Inspection of Construction by Enforcing Agency; Right of Entry; Stop Construction Orders.** The enforcing agency will administer the provisions of the State Uniform Construction Code Ordinance in accordance with N.J.S.A. 52:27D-132. (1967 Code § 7-1-7; Ord. No. 12-28-76 § 1). Prior to inspection of building framing, a certification, with supporting documentation, signed by a licensed land surveyor registered in the State of New Jersey shall be filed with the Construction Office who shall review same to assure compliance with applicable height restrictions.

**Section 2.** Article IX entitled “Building and Housing” of the Revised General Ordinances, Part 9-1.16 entitled “Certificates of Occupancy” is amended in its entirety to read:

**9-1.16 Certificates of Occupancy.** The enforcing agency will administer the provisions of the State Uniform Construction Code Ordinance in accordance with N.J.S.A. 52:27D-133. (1967 Code § 7-1-8; Ord. No. 12-28-76 § 1). Prior to the issuance of a certificate of occupancy, an as-built survey prepared by a licensed land surveyor registered in the State of New Jersey shall be filed with the Construction Office who shall review same to assure compliance with applicable zoning requirements, including front, rear and side yard setbacks, total lot coverage, building coverage, accessory use coverage and maximum building height.

**Section 3.** The provisions of this Ordinance are severable and the invalidity of any phrase, clause or part of this Ordinance shall not affect the validity or effectiveness of the remainder of the Ordinance.

**Section 4.** This Ordinance shall take effect after final passage and publication as required by law.

ATTEST:

MILLBURN TOWNSHIP

\_\_\_\_\_  
Christine A. Gatti, RMC  
Township Clerk

By: \_\_\_\_\_  
Cheryl H. Burstein, Mayor

Introduced: 7/17/18  
Published: 7/17/2018  
Public Hearing/Adopted:  
Published:

CERTIFICATION

I, Christine A. Gatti, Clerk of the Township of Millburn, in the County of Essex, State of New Jersey, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Township Committee at a regular meeting held on the 17th day of July, 2018.

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Christine A. Gatti, RMC  
Township Clerk