

TOWNSHIP OF LUMBERTON, BURLINGTON COUNTY  
ORDINANCE 2017-009  
AN ORDINANCE REPEALING SECTION 130-48.1 OF THE TOWNSHIP CODE

**WHEREAS**, Township Solicitor reviewed the municipal code and determined that Section 130-48.1 requiring the dedication of recreation or payments in lieu of dedication for recreation purposes following the New Jersey Supreme Court's decision in New Jersey Shore Builders Association v. Township of Jackson is now null and void; and

**WHEREAS**, the Township has the obligation to be consistent with this change of law;

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Township Committee of the Township of Lumberton, County of Burlington, State of New Jersey as follows:

1. Section 130-48.1 of the Lumberton Township Code is repealed in its entirety consistent with New Jersey Shore Builders Association v. Township of Jackson; and
2. Any section of the Code inconsistent with this ordinance is similarly repealed to remove the inconsistency; and
3. The fee requirement for any development approval granted but not yet paid or pending approval which is subject to this section is null and void by operation of law.

**NOTICE OF PENDING ORDINANCE**

Notice is hereby given that the aforesaid ordinance was introduced and passed upon first reading at a meeting of the Township Committee of the Township of Lumberton, County of Burlington, State of New Jersey, held July 25, 2017.

It will be further considered for final passage after public hearing thereon, at a meeting of said Township Committee to be held in the Lumberton Township Municipal Building, 35 Municipal Drive, Lumberton, New Jersey, on August 22, 2017, beginning at 7:30PM. During the week prior to, up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in said Municipal Building to members of the general public who shall request the same.

Published by: Debra L. Shaw-Blemings, RMC, Lumberton Township Clerk