



South Brunswick Township

540 Ridge Road
Monmouth Junction, NJ 08852
Telephone: (732) 329-4000

South Brunswick Township

ORD-2015-8

540 Ridge Road
Monmouth Junction, NJ 08852

ORDINANCE 2015-8

Amending and Supplementing Chapter 62 of the Township Code with the Addition of 62-204(G)(5), Protection of Conservation Easements, Wetlands and Wetlands Transition Areas

WHEREAS, certain environmental areas within the Township are preserved as conservation easements; and

WHEREAS, in order to protect the integrity of these easements, the Township believes it is necessary to require permanent markers to clearly identify the boundaries of said easements so as to prevent damage or intrusion into said areas, especially during construction in areas adjacent to the easements;

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of South Brunswick, County of Middlesex, State of New Jersey, that:

I. South Brunswick Code Section 62-204(g), shall be and is hereby amended and supplemented, with the addition of the following:

62-204(g)(5). *Protection of conservation easements, wetlands and wetlands transition areas.*

- 1) To prevent adverse impacts on conservation easements and delineated wetlands and wetlands transition areas:
 - a) All boundaries of conservation easements, wetlands and wetlands transition areas shall be delineated with a sufficient number of permanent markers to clearly identify the boundaries of the easement.
 - b) All such markers shall be in accordance with the Township of South Brunswick Standard Conservation Easement Marker, an example of which is on file in the Planning Department.
- 2) During construction activities in or adjacent to any conservation easement, wetlands or wetlands transition areas, the following guidelines shall be employed:
 - a) All boundary markers required by this section shall be installed prior to the commencement of on-site construction.
 - b) A snow fence shall be installed in the area of disturbance outside of the conservation easement, wetlands, or wetlands transition area boundary lines

prior to the commencement of construction, so as to prevent encroachment into these protected areas.

- c) A silt fence and hay bales shall be installed downslope from any construction disturbance adjacent to the wetlands and wetlands transition areas so as to prevent the transport of silt into these areas.
- d) The applicant or developer of the property shall not encroach into state-regulated wetlands, wetlands transition areas or stream buffers except for those activities specifically permitted by a NJDEP permit.
- e) All existing on-site vegetation within conservation easements, wetlands, and wetlands transition areas shall be preserved.

II. If any clause, sentence, paragraph, section or part of this ordinance or any other codes or ordinances incorporated herein shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which said judgment shall have been rendered.

III. This ordinance shall become effective twenty (20) days after its final passage and upon filing with the Middlesex County Planning Board.

The above ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of South Brunswick held on March 24, 2015. It will be considered on second and final reading at a regular meeting of the Township Council of the Township of South Brunswick to be held at the Municipal Building, Monmouth Junction, New Jersey, at 7:30 p.m. on April 28, 2015, at which time and place any person having an interest therein will be given an opportunity to be heard.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chris Killmurray, Deputy Mayor
SECONDER:	Joseph Camarota, Councilman
AYES:	Camarota, Carley, Hochman, Killmurray, Gambatese

This is to certify that the foregoing is a true copy of a Ordinance Adopted at the South Brunswick Township Council meeting held on April 28, 2015.


Barbara Nyitrai, Township Clerk