

ORDINANCE NO. 39-14

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER AMENDING AND SUPPLEMENTING CHAPTER 166 OF THE CODE OF THE TOWNSHIP ENTITLED LAND USE AND DEVELOPMENT LEGISLATION BY AMENDING THE PERMITTED USES IN THE I-B3 ZONE DISTRICT

WHEREAS, Chapter 166 of the Township of Code establishes various zone districts in the Township and provides regulations for said districts; and

WHEREAS, the I-B3 zone district, established in 2010 by Ordinance 22-10, permits various uses, including but not limited to industrial uses, research laboratories, offices, large-scale retail sales establishments, eating and drinking establishments and other uses; and

WHEREAS, the Township Committee desires to amend the permitted uses in the district to clarify its original intent concerning permitted eating and drinking establishments.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris in the State of New Jersey, that Chapter 166 of the Code of the Township entitled Land Use and Development Legislation, is hereby amended and supplemented as follows:

Section 1. Section 166-203.8., *Prohibited uses*, in Article XXXVIB: *I-B3 Industrial and Business District*, is hereby amended by the addition and insertion of a new Subsection K., to read as follows:

- K. The serving of alcoholic beverages for consumption on the premises, unless as an accessory to an eating and/or drinking establishment that is a separate use and: a) is located in a separate building from any other business establishment on the same premises, or b) is separated from any other business establishment on the same premises by a continuous wall that does not allow access between such business establishments.

Section 2. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 3. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 4. This ordinance shall take effect in accordance with the law.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

DATE OF INTRODUCTION: September 11, 2014

DATE OF ADOPTION: October 9, 2014

NOTICE OF INTRODUCTION

NOTICE IS HEREBY GIVEN, that the foregoing Ordinance was submitted in writing at a meeting of the Township Committee of the Township of Hanover, in the County of Morris and State of New Jersey, held on the 11TH day of September, 2014, introduced and ready by title and passed on first reading and the Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on the 9th day of October, 2014, at 8:30 o'clock in the evening prevailing time, at the Municipal Building, 1000 Route 10 in Whippany, in said Township of Hanover, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens in interest shall have an opportunity to be heard concerning same.

JOSEPH A. GIORGIO, TOWNSHIP CLERK
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

DATED: September 18, 2014