

**Borough of Highlands
Public Notice**

Please take notice that the following Ordinance was adopted on final consideration at the meeting of the Mayor and Council of the Borough of Highlands held on Wednesday, April 17, 2013. Copies of the Ordinance are available free of charge in the office of the Borough Clerk located at 42 Shore Drive, Highlands, N.J. between the hours of 8:30 a.m. and 4:30 p.m. Monday through Friday. Copies are also available on the Borough's website www.highlandsnj.us.

BOROUGH OF HIGHLANDS

ORDINANCE NO. O-13-3

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 10-5.3
"APPLICATION FOR CERTIFICATE OF OCCUPANCY" OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF HIGHLANDS TO PERMIT
CERTIFICATES OF OCCUPANCY TO BE ISSUED WITHOUT REQUIRING
THE NAME OF THE OCCUPANTS OF A RESIDENTIAL UNIT AT THE TIME
OF APPLICATION**

WHEREAS, the Borough of Highlands, desires to amend and supplement Chapter 10 of the Revised General Ordinances of the Borough of Highlands, specifically Section 10-5.3, entitled: "Application for Certificate of Occupancy;" and

WHEREAS, the Borough Planning Board has reviewed and recommended that the Certificate of Occupancy Ordinance be amended to permit Certificate of Occupancies to be issued without requiring the name of the occupants of a residential unit at the time of application; and

WHEREAS, the Governing Body has determined that amending Section 10-5.3 of the Revised General Ordinances of the Borough of Highlands is in the best interest of the Borough;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Borough of Highlands as follows:

Section 1. Section 10-5.3(a) shall be amended to include subsection (5), which shall provide as follows:

In the event that the premises has been damaged between the dates of October 29, 2012 and October 31, 2012, such that the premises was deemed uninhabitable by an appropriate government official, the applicant, provided the occupant(s) is the same individual(s) who occupied the premises on October 29, 2012, need not provide the names and ages of all persons who are to occupy the premises at the time the application for the Certificate of Occupancy is made to the inspector. Rather, the applicant need only provide the inspector with the names and ages of all persons who are to occupy the premises within thirty (30) days after issuance of the Certificate of Occupancy. This subsection shall only apply to the initial application for a Certificate of Occupancy made after the premises has been deemed uninhabitable; this subsection shall not apply to any subsequent application for a Certificate of Occupancy.

Section 2. **SEVERABILITY.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

Section 3. **REPEALER.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. **EFFECTIVE DATE.** This Ordinance shall take effect after final passage as provided by law.

Carolyn Cummins
Borough Clerk+