

# BULKHEADS

## ZONING PERMIT REQUIRED

### ALONG WITH \$50 FEE

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#### ORDINANCE #14-2014

#### AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 130 "LAND USE", ARTICLE IX DESIGN STANDARDS, SECTION 130-59 DESIGN STANDARDS FOR SPECIFIC USES, (Bulkheads) OF THE CODE OF THE BOROUGH OF SEA BRIGHT, 1998

**BE IT ORDAINED** by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey that Chapter 130 entitled "Land Use", Article IX Design Standards, Section 130-59 Design Standards for Specific Uses of an Ordinance entitled "Code of the Borough of Sea Bright, 1998", be and the same is hereby amended and supplemented in the following manner:

#### SECTION 1

#### CHAPTER 130 "Land Use"

Article IX, Design Standards for Specific Uses is hereby amended to include the following, with all other section not listed remaining the same.

§130-59 Design Standards for Specific Uses:

#### G. Bulkheads

1. This ordinance applies to locations that abut the Shrewsbury River and/or the Sandy Hook Bay. In areas where beach exists along the river, new bulkheads will not be required; however, previously existing bulkheads and any new bulkheads shall be maintained and improved in accordance with the provisions below and shall be located in the same line as the abutting bulkhead to the north and south, permitting beach to the west of said bulkhead.
2. Notwithstanding the provisions of Section §130-46C, in the case of previously existing bulkhead structures, destroyed by reason of windstorm, fire, explosion or other act of God or the public enemy to an extent of less than 50% of the linear foot of total bulkhead on the property, then such destruction shall be deemed to be "Partial Destruction" and may be rebuilt restored or repaired. Nothing in this chapter shall prevent the strengthening or restoring to a safe condition any wall, floor or roof which has been declared unsafe by the Building Inspector or other competent legal authority having jurisdiction.
3. **All newly constructed bulkheads, bulkheads repaired that exceed more than 50% of the linear foot of bulkhead on the property, and damaged bulkheads that are not "partially destroyed," as defined above in Section B, shall be constructed at a minimum elevation of 7 feet (NAVD88) and shall be constructed of steel, aluminum, vinyl or other approved material. All connections to adjacent bulkheads shall be constructed in a manner to provide a water tight connection. All bulkhead designs and connections shall be designed by a Professional Engineer, licensed in the State of New Jersey.**
4. All existing bulkheads that are damaged to a condition that can be determined as "partial destruction" as defined above in Section B, can be rebuilt, restored or repaired to existing conditions.
5. **All property owners requesting permits to construct new bulkheads or repair existing bulkheads shall be required to submit all plans to the Municipal Zoning Officer.**
6. Bulkhead construction is subject to review by CAFRA and/or Waterfront Development and/or the Coastal General Permit Process.

#### SECTION II

All other ordinances or parts thereof enacted prior to the adoption of this ordinance are hereby repealed to the extent of such inconsistency.

#### SECTION III

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjusted invalid such subparagraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

#### SECTION IV

This ordinance shall take effect as provided by law after its final passage.

INTRODUCED: September 16, 2014  
PUBLIC HEARING: November 17, 2014  
ADOPTION: November 17, 2014