Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

http://www.bloomfieldtwpnj.com

Meeting: 08/14/23 06:30 PM

2023 RESOLUTION APPROVAL

RESOLUTION REFERRING TO THE TOWNSHIP PLANNING BOARD, PURSUANT TO N.J.S.A. 40:55D-26, A PROPOSED AMENDMENT TO CHAPTER 315, "LAND DEVELOPMENT", SECTION 38 "ZONING REGULATIONS", SUBSECTION A(4), "CONDITIONAL USES", REGULATING THE USE OF EXISTING DETACHED GARAGES AS ACCESSORY DWELLING UNITS IN THE R-1A ZONE ONLY

WHEREAS, the Mayor and Council have introduced an Ordinance amending Chapter 315 of the Township Code to permit as a conditional use existing detached garages as in-law suites and establish requirements for the conditional use; and

WHEREAS, this ordinance will permit as a conditional use within a one-family home the occupancy and use of existing detached garages in the R-1A zones as in-law suites, for use by the parent, parents, or adult dependent relatives of one of the owner-occupants or tenant-occupants, after a public hearing; and

WHEREAS, the Municipal Land Use Law ("MLUL") requires in N.J.S.A. 40:55D-26 that all ordinances constituting a development regulation must be referred to the Planning Board for review to determine whether there are any inconsistencies between the proposed ordinance and the Township Master Plan and for any other recommendations the Planning Board may have with respect to the proposed ordinance; and

WHEREAS, concurrently with this resolution, the Mayor and Council have introduced on first reading an Ordinance amending Chapter 315, Section 38, Subsection A(4) of the Code of the Township of Bloomfield for the purpose of establishing as a conditional use accessory dwelling units in existing detached garages in the R-1A zones only within the Township of Bloomfield; and

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WHEREAS, by this resolution, the Mayor and Council hereby refer to the Planning Board the aforementioned Ordinance for its review pursuant to N.J.S.A. 40:55D-26.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Bloomfield, Essex County, New Jersey, as follows:

Section 1.   The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2.   The Mayor and Council of the Township of Bloomfield hereby direct the Township of Bloomfield Planning Board to review, pursuant to N.J.S.A. 40:55D-26, the proposed Ordinance amending Chapter 315, Section 38, Subsection A(4) of the Code of the Township of Bloomfield for the purpose of establishing as a conditional use accessory dwelling units in existing detached garages in the R-1A zones only.

Section 3.   The Township Clerk is hereby directed to forward a copy of proposed the Ordinance to the Planning Board for its review.

Section 4.   This Resolution shall take effect immediately.

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Approved as to form and procedure on basis of facts set forth.

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Director of Law-Township Attorney

I do hereby certify that the funding will be legally appropriated per the above information for the purpose specified in the attached contract. Furthermore, it has been represented to me that the contracts have been processed in accordance with the applicable provisions of New Jersey Local Public Contract Law and the Code of the Township of Bloomfield.

_____
Chief Financial Officer

I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on August 14, 2023.

_____
Municipal Clerk of the Township of Bloomfield

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Mayor of the Township of Bloomfield

✓ Vote Record – Resolution			Yes/Aye	No/Nay	Abstain	Absent
☐ Adopt ☐ Deny						
☐ Withdrawn	Jenny Mundell		☐	☐	☐	☐
☐ Table ☐ Not Discussed	Nicholas Joanow		☐	☐	☐	☐
☐ First Reading	Sarah Cruz		☑	☐	☐	☐
☐ Table with no Vote	Wartyna Davis		☑	☐	☐	☐
☐ Approve ☐ Veto by Mayor	Ted Gamble		☑	☐	☐	☐
☐ Discussion	Richard Rockwell		☑	☐	☐	☐
☐ Defeated ☐ Discussion No Vote	Michael J. Venezia		☑	☐	☐	☐