



## Legislation Text

File #: 16-0763, Version: 1

**AN ORDINANCE AMENDING TITLE II, ADMINISTRATION, CHAPTER 10, DEPARTMENT OF ECONOMIC AND HOUSING DEVELOPMENT, SECTION 3, NEWARK LANDMARKS AND HISTORIC PRESERVATION COMMISSION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 2000, AS AMENDED AND SUPPLEMENTED, TO AMEND THE SCOPE OF POWERS TO INCLUDE THE REVIEW AND APPROVAL OR DISAPPROVAL OF APPLICATIONS FOR A STREET DEDICATION OR DESIGNATION IN A HISTORIC DISTRICT.**

**Sponsors: Ramos/ Crump**

**NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

**NOTE: Additions are in bold and underlined and deletions are ~~strikethrough~~.**

**Section 1.** Title II, Administration, Chapter 10, Department of Economic and Housing Development, Section 3, Newark Landmarks and Historic Preservation Commission, of the Revised General Ordinances of the City of Newark, New Jersey, 2000, as amended and supplemented, is hereby amended as follows:

**2:10. 1 DEPARTMENT OF ECONOMIC AND HOUSING DEVELOPMENT.**

**2:10-3. Newark Landmarks and Historic Preservation Commission.**

**2:10-3.9. Scope of Powers.**

a. Nothing contained in this section shall be construed as authorizing the Commission in acting with respect to any site, historic district, or improvement therein, or in adopting regulations in relation thereto:

1. To regulate or limit the height and bulk of buildings except in designated historic districts.

2. To regulate or supervise ordinary maintenance and repair which in no way affects the design, material, or appearance of a landmark; or

b. Except as provided in paragraph a. above, the Commission shall have the responsibility to:

1. Prepare a survey of historic sites of the municipality pursuant to criteria identified in the survey report;

2. Make recommendations to the Planning Board on the Historic Preservation Plan element of the master plan and on the implications for preservation of historic sites of any other

master plan elements;

3. Advise the Administration through the Planning Board on the inclusion of historic sites in the recommended capital improvement program;

4. Advise the Planning Board and Board of Adjustment on applications for development pursuant to N.J.S.A. 40:55D-110;

5. Provide the Zoning Officer with written reports pursuant to N.J.S.A. 40:55D-111 on the application of the zoning ordinance provisions concerning historic preservation;

6. Carry out such other advisory, educational and informational function as will promote historic preservation in the City of Newark subject to the prior approval of the Office of the Mayor;

7. Advise all appropriate City departments and agencies in the manner specified in Title XL, Zoning and Land Use Regulations, Chapter 10, Historic Sites and Districts, of these Revised General Ordinances on all permit applications which propose to construct, reconstruct, alter, restore, preserve or demolish any architectural features of a historic site or any exterior architectural feature of a historic district which appears on the official landmark and district designation list and map or which is under consideration for designation as a historic site, or historic district; and

8. Advise all appropriate City departments and agencies on the availability of grant monies and programs from both public and private sources which may assist in the promotion of historic preservation in the municipality.

**9. Review and either approve or disapprove a Municipal Council member's proposal, through an application process, for a street dedication or street designation in a historic district pursuant to Revised Ordinance 2:3-1.12.**

**Section 2.** All City ordinances or portions of ordinances inconsistent herewith are hereby repealed to the extent of their inconsistency only.

**Section 3. Severability.** If any part of this ordinance shall be declared to be invalid or inoperative, such part shall be deemed severable and the invalidity thereof shall not affect remaining parts of this Ordinance.

**Section 4. Effectiveness.** This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

## **STATEMENT**

Ordinance amending Title II, Administration, Chapter 10, Department of Economic and Housing Development, Section 3, Newark Landmarks and Historic Preservation Commission, scope and powers of the Newark Landmarks and Historic Preservation Commission to add the responsibility to review and either approve or disapprove a Municipal Council member's proposal, through an application process, for a street dedication or street designation in a historic district pursuant to Revised Ordinance 2:3-1.12.