

# BOROUGH OF NORTH HALEDON

## ORDINANCE #6-2019

### AN ORDINANCE OF THE BOROUGH OF NORTH HALEDON AMENDING AND SUPPLEMENTING CHAPTER 600, ZONING OF THE CODE OF THE BOROUGH OF NORTH HALEDON

**BE IT ORDAINED**, by the Governing Body of the Borough of North Haledon, County of Passaic, State of New Jersey, as follows:

#### Section 1.

§ 600-18 Prohibited Uses shall be amended and supplemented as follows:

- (9) Food and / or drink stands or other stands or businesses dispensing food and / or drinks through an opening of an exterior wall of a building or providing service on the premises, except an outdoor café, and food and / or drink establishments located in B-1, B-2, and the RDZ zones.
  - (a) Permitted hours of drive-through operation shall be 6:00 a.m. to 10:00 p.m.
  - (b) Prior to the issuance of a permit for a drive-through, a site plan approval shall be required from the Planning Board.
  - (c) Design Requirements:
    1. Drive-through lanes shall be a minimum of 12 (twelve) feet in width.
    2. Order boards adjacent to the drive-through lane shall have sound attenuation devices, and illumination thereof will cease at 10:00 p.m. No sign shall be higher than (8) eight feet nor have a surface area larger than 32 (thirty-two) square feet.
    3. A by-pass lane shall be provided adjacent to the drive-through lane.
    4. Vehicle stacking in the drive-through lane shall accommodate at least 4 (four) vehicles.
    5. Drive-through lanes adjacent to a residential use or zone shall provide an opaque fence 6 (six) feet in height in accordance with provisions related to fences in section § 600-63 of the Borough Code, or dense landscaping at the property line.

#### Section 2.

All ordinances of the Borough which are inconsistent with the provisions of this ordinance are hereby repealed as to the extent of such inconsistency.

Section 3.

If any section, subsection clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portion of the ordinance.

Section 4.

This Ordinance shall take effect as provided by law.

**NOTICE**

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on February 20, 2019, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on March 20, 2019 at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 7:30 p.m., or shortly thereafter at which time anyone interested therein or affected thereby will be given an opportunity to be heard.

Renate Elatab