

INTRO: 6/10/2013
ADOPTED: 6/24/13

TOWNSHIP OF FAIRFIELD
ORDINANCE # 2013-08

**AN ORDINANCE AMENDING CHAPTER 45-54, PROVISIONS
FOR FLOOD HAZARD REDUCTION**

WHEREAS, the Town Administrator and the governing body finds it necessary to amend Chapter 45-54 to improve the overall rating within the Community Rating System (CRS) program; and

WHEREAS, the Town Administrator and the governing body has determined there is a need to amend the Ordinance in order to improve the rating; and

WHEREAS, the governing body finds the amendments to Chapter 45-54 to be in the best interest of the Township of Fairfield.

**NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND
COUNCIL OF THE TOWNSHIP OF FAIRFIELD, COUNTY OF ESSEX, STATE
OF NEW JERSEY AS FOLLOWS:**

1. CHAPTER 45-54 -- PROVISIONS FOR FLOOD HAZARD REDUCTION shall be revised as follows:

Section 45-51, "Definitions": Substantial Improvements (add last sentence)

Substantial improvement shall mean any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which exceeds fifty (50%) percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage," regardless of the actual repair work performed. **Substantial improvements and repairs to substantial damage for existing buildings are counted cumulatively for 10 years.**

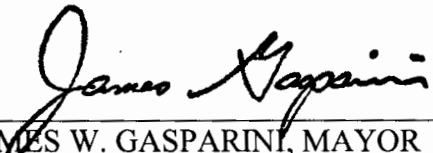
Section 45-54.1 General Standards. (delete entire section e. and replace with new section e.)

~~e. Enclosure Openings. All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two (2) openings having a total net area of not less than one~~

~~(1) square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one (1) foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.~~


e. Enclosure Openings. No area in a new structure or a substantially improved structure may be enclosed below the base flood elevation.

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged to be invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed, valid and effective.
4. This Ordinance shall take effect immediately upon passage and publication in accordance with law.



JAMES W. GASPARINI, MAYOR

ATTEST:



DENISE D. CAFONE, MUNICIPAL CLERK

NOTICE

Notice is hereby given that the foregoing ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Fairfield, County of Essex, State of New Jersey, held on **June 10, 2013** introduced and read by title and passed first reading, and that said Governing Body will further consider the same for second reading and final passage thereof at a meeting to be held on **June 24, 2013 at 7:30 p.m.**, at the Municipal Building, 230 Fairfield Road, Fairfield, New Jersey, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens of interest shall have an opportunity to be heard concerning same.

Denise C. Cafone
Municipal Clerk

**INTRODUCTION OF ORDINANCE June 10, 2013: ORDINANCE # 2013-08
 AN ORDINANCE AMENDING CHAPTER 45-54, PROVISIONS FOR FLOOD
 HAZARD REDUCTION**

**INTRODUCED BY: COUNCILMAN CIFELLI
 SECONDED BY: COUNCILMAN LAFORGIA
 PUBLISHED: JUNE 15, 2013**

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCIL PRESIDENT MICHAEL B. MCGLYNN	X				
COUNCILMAN THOMAS J. MORGAN	X				
COUNCILMAN JOHN LAFORGIA	X				
COUNCILMAN JOSEPH CIFELLI	X				
MAYOR JAMES GASPARINI	X				

2ND READING AND PUBLIC HEARING: June 24, 2013

**INTRODUCED BY: COUNCIL PRESIDENT MCGLYNN
 SECONDED BY: COUNCILMAN CIFELLI
 PUBLISHED: JUNE 27, 2013**

ROLL CALL VOTE

GOVERNING BODY	AYES	NAYS	ABSTAIN	ABSENT	NOT VOTING
COUNCIL PRESIDENT MICHAEL B. MCGLYNN	X				
COUNCILMAN THOMAS J. MORGAN	X				
COUNCILMAN JOHN LAFORGIA	X				
COUNCILMAN JOSEPH CIFELLI	X				
MAYOR JAMES GASPARINI	X				