

Resolution No.: 15-2023

**RESOLUTION OF THE BOROUGH OF CLAYTON LAND USE BOARD
CONFIRMING MASTER PLAN CONSISTENCY OF ORDINANCE NO. 13-2023**

WHEREAS, Section 26.a of the Municipal Land Use Law (N.J.S.A. 40:55D-26.a) requires the Governing Body, prior to the adoption of a land development regulation or revision or amendment thereto, to refer same to the Land Use Board for determination of whether the regulation, revision or amendment is consistent with the Master Plan; and

WHEREAS, the statute provides the Land Use Board 35 days from the date of referral to conduct its review and submit a report to the Governing Body setting forth its recommendations and determinations as to Master Plan consistency which the Governing Body must evaluate and consider prior to the final adoption of the development regulation; and

WHEREAS, the Council of the Borough of Clayton has referred to the Land Use Board proposed Ordinance No. 13-2023 for Master Plan consistency review pursuant to the aforementioned statute; and

WHEREAS, Ordinance No. 13-2023 addresses safety concerns surrounding swimming pools; and

WHEREAS, on May 22, 2023, the Land Use Board reviewed the Ordinance and heard testimony from Wayne Roorda, PE, PP, the Board's Planner and Engineer; and

WHEREAS, Mr. Roorda testified that the proposed Ordinance is consistent with Master Plan and the 2017/2018 Master Plan Reexamination Report, and that it addressed safety concerns; and

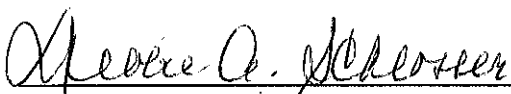
WHEREAS, the Land Use Board has found and determined that Ordinance 13-2023 is consistent with the Master Plan and made no recommendation for changes to the Ordinance prior to adoption.

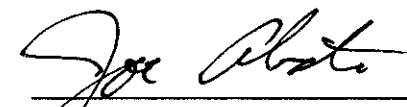
NOW, THEREFORE, BE IT RESOLVED by the Borough of Clayton Planning Board that Ordinance No. 13-2023, that has been referred from the Borough Council pursuant to N.J.S.A. 40:55D-26.a, is hereby declared consistent with the Master Plan of the Borough of Clayton and that no changes are recommended prior to adoption.

THIS RESOLUTION DULY ADOPTED at a regular meeting of the Borough of Clayton Planning Board held on Monday, June 26, 2023.

Attest:

**Borough of Clayton Combined Planning
Board and Zoning Board of Adjustment**


Debbie A. Schlosser, Secretary

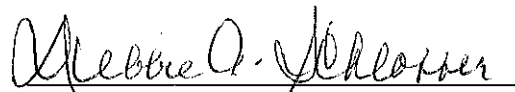

By: Joe Abate, Chairman

ROLL CALL VOTE

THOSE IN FAVOR	<u>4</u>
THOSE OPPOSED	<u>0</u>
THOSE ABSTAINED	<u>2</u>

CERTIFICATION

I hereby certify that the foregoing Resolution is a true copy of a Resolution adopted by the Borough of Clayton Combined Planning Board and Zoning Board of Adjustment at a regularly scheduled meeting of the Board held on May 22, 2023 at the Borough of Clayton Municipal Building, 125 Delsea Drive, Clayton, New Jersey 08312 at 7:00 p.m. and memorializes the decision reached by said Board on the herein application at the Board's June 26, 2023 meeting and public hearing.


Debbie A. Schlosser, Secretary

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