

ORDINANCE NO. 18-08

**AN ORDINANCE REVISING THE AFFORDABLE HOUSING DEVELOPMENT FEES
WITHIN THE BOROUGH OF WOODCLIFF LAKE**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF WOODCLIFF LAKE, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS , the Mayor and Council of the Borough of Woodcliff, with the advice of the Borough Planner, has recognized a need to update its Affordable Housing Development Fees Ordinance codified in Chapter 380 Article X to remove references to partially destroyed structures.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey, as follows:

Section 1: That chapter § 380-69 is amended to entirely strike the definition of “PARTIAL DESTRUCTION”

Section 2: That the chapter § 380 -70 (2) (d) is amended to strike references to partially destroyed structures and shall now read as:

§ 380-70 (2)

- d. Development fees shall be imposed and collected when an existing structure is demolished, torn down or destroyed and replaced by a new or rebuilt structure. The development fee hereunder shall be calculated on the increase in the equalized assessed value of the new or rebuilt structure.

Section 3: The terms of this ordinance shall not be deemed and are not intended to impair the provisions and enforcement of any other chapter of this Code, which shall remain in full force and effect.

Section 4: The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

Section 5. All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

Section 6: This ordinance shall take effect upon passage and publication according to law.