

BOROUGH OF MIDLAND PARK

ORDINANCE # _____

**AN ORDINANCE TO AMEND CHAPTER 34 OF THE
CODE OF THE BOROUGH OF MIDLAND PARK
ENTITLED "ZONING".**

BE IT ORDAINED by the Mayor and Council of the Borough of Midland Park, in the County of Bergen, and State of New Jersey as follows:

Section 1.

Chapter 34 of the Code of the Borough of Midland Park, Zoning, §34-21.3, Zoning Certificate, be and is hereby amended to add the following:

- j. Revocation of Zoning Certificate
 - 1. Any person, corporation, partnership, firm or entity which has received a zoning certificate pursuant to this section and is subsequently determined to have violated the terms and conditions of the zoning certificate or has otherwise been determined to have violated any statute, ordinance or other provision pertaining to the use of the structure shall be subject to having the zoning certificate revoked by the Zoning Officer. Any party subject to such revocation shall have the right to appeal such revocation pursuant to N.J.S.A. 40:55D-70a.
 - 2. A construction permit or certificate of occupancy for industrial use in the Industrial District shall also be subject to having the construction permit or certificate of occupancy revoked by the Zoning Officer if it is determined that the holder of the construction permit or certificate of occupancy has violated the terms and conditions thereof or has otherwise been determined to violate any statute, ordinance or other provision pertaining to the use of the structure. Any party subject to such revocation shall have the right to appeal such revocation pursuant to N.J.S.A. 40:55D-70a.

Section 2. Severability.

If any section, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

Section 3. Inconsistent Ordinances Repealed.

All ordinances or parts or ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 4. Effective Date.

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

HARRY SHORTWAY, JR., Mayor

**WENDY MARTIN, RMC
Borough Clerk**

Introduced: _____, **2023**
Adopted: _____, **2023**
Approved: _____, **2023**