

Ordinance #13-1378

AN ORDINANCE TO AMEND CHAPTER XXXIV, COMPREHENSIVE DEVELOPMENT, OF REVISED GENERAL ORDINANCES OF THE BOROUGH OF MILLTOWN, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, TO PROHIBIT HOOKAH LOUNGES IN ALL DISTRICTS.

BE IT ORDAINED by the Borough of Milltown of the County of Middlesex and State of New Jersey that the Revised General Ordinances of the Borough of Milltown be amended as follows:

Section 1. Chapter XXXIV, Comprehensive Development, of the Revised General Ordinances of the Borough of Milltown, Subsection 12, Definitions is hereby amended to include the following:

34-12 DEFINITIONS

As used in this chapter:

* * *

Hookah Lounge shall mean a place of business, regulated by the New Jersey Smoke Free Air Act, N.J.S.A. 26:3D-55 to N.J.S.A. 26:3D-64, where patrons smoke substances made of herbs and fruit, including tobacco, from hookahs.

* * * *

Section 2. Chapter XXXIV, Comprehensive Development, of the Revised General Ordinances of the Borough of Milltown, Subsection 20, Residential Districts is hereby amended to include the following:

34-20 RESIDENTIAL DISTRICTS

* * *

34-20.2 R-4 Single Family Residential Zone.

* * *

e. *Prohibited Uses.*

* * *

3. Hookah Lounges.

* * *

34-20.3 R-6 Single Family Residential Zone.

* * *

e. *Prohibited Uses.*

* * *

3. Hookah Lounges.

* * *

34-20.4 R-6A Two Family Residential Zone.

Ordinance #13-1378

e. *Prohibited Uses.*

3. Hookah Lounges.

34-20.5 R-8 Single Family Residential Zone.

e. *Prohibited Uses.*

3. Hookah Lounges.

34-20.6 R-10 Single Family Residential Zone.

e. *Prohibited Uses.*

3. Hookah Lounges.

34-20.7 R-15 Single Family Residential Zone.

e. *Prohibited Uses.*

3. Hookah Lounges.

34-20.8 RM-M Residential Multifamily – Midrise Zone.

e. *Prohibited Uses.*

3. Hookah Lounges.

Section 3. Chapter XXXIV, Comprehensive Development, of the Revised General Ordinances of the Borough of Milltown, Subsection 21, Commercial District Zone is hereby amended to include the following:

34-21 COMMERCIAL DISTRICTS.

34-21.1 B-1 Commercial District Zone.

* * *

f. *Prohibited Uses.*

* * *

16. Hookah Lounges.

* * *

34-21.2 B-2 Commercial Center Zone.

* * *

f. *Prohibited Uses.*

* * *

10. Hookah Lounges.

* * *

34-21.3 B-2A Commercial/Senior Citizen Housing Zone.

* * *

f. *Prohibited Uses.*

* * *

10 Hookah Lounges.

* * *

34-21.4 B-3 Limited Commercial.

* * *

f. *Prohibited Uses.*

* * *

7. Hookah Lounges.

* * *

34-21.5 B-4 Highway Strip Commercial Zone.

* * *

f. *Prohibited Uses.*

* * *

10. Hookah Lounges.

* * *

34-21.6 B-5 Highway Strip Commercial Zone.

* * *

f. *Prohibited Uses.*

* * *

10. Hookah Lounges.

* * * *

Section 4. Chapter XXXIV, Comprehensive Development, of the Revised General Ordinances of the Borough of Milltown, Subsection 22, Industrial Districts is hereby amended to include the following:

34-22 INDUSTRIAL DISTRICTS.

34-22.1 M-1 Light Industrial Zone.

* * *

f. *Prohibited Uses.*

* * *

17. Hookah Lounges.

* * * *

Section 5. Chapter XXXIV, Comprehensive Development, of the Revised General Ordinances of the Borough of Milltown, Subsection 23, Residential-Senior Citizen Housing Zone is hereby amended to include the following:

34-23 RESIDENTIAL SENIOR CITIZEN HOUSING ZONE.

34-23.1 R-SC Residential-Senior Citizen Housing Zone.

* * *

f. *Prohibited Uses.*

* * *

3. Hookah Lounges.

* * * *

Section 6. Chapter XXXIV, Comprehensive Development, of the Revised General Ordinances of the Borough of Milltown, Subsection 24, Community Service Zone is hereby amended to include the following:

34-24 COMMUNITY SERVICE ZONE.

34-24.1 C-S Community Service Zone.

* * *

e. *Prohibited Uses.*

* * *

2. Hookah Lounges.

* * * *

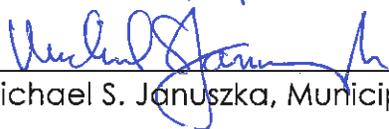
Section 7. Each clause, section or subsection of the ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected.

Section 8. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed as to the extent of such inconsistency.

Section 9. This ordinance shall take effect immediately upon adoption and publication according to law.

ADOPTED ON FIRST READING
DATED: ~~May 13, 2013~~ *April 22, 2013*
Tabled MAY 13, 2013

ADOPTED ON SECOND READING *As Amended.*
DATED: May 28, 2013

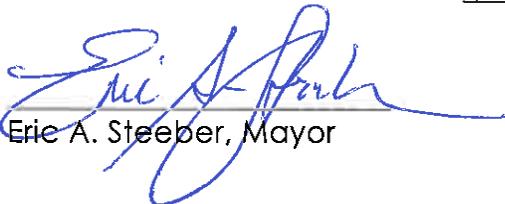


Michael S. Januszka, Municipal Clerk



Michael S. Januszka, Municipal Clerk

APPROVAL BY MAYOR ON THIS 30th DAY OF MAY, 2013



Eric A. Steeber, Mayor