

**ORDINANCE NO. 02-2013**

**AN ORDINANCE OF THE TOWNSHIP OF HARRISON, COUNTY OF GLOUCESTER,  
STATE OF NEW JERSEY AMENDING CHAPTER 113 OF THE CODE OF  
THE TOWNSHIP OF HARRISON ENTITLED "FENCES"**

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**WHEREAS**, the Mayor and Committee, Township of Harrison, have determined that certain amendments to Chapter 113 entitled "Fences", specifically at §113-15(A), are necessary; and

**WHEREAS**, it is in the best interest of the residents of the Township of Harrison to amend Chapter 113 entitled "Fences" at §113-15(A); and

**WHEREAS**, in all other respects Chapter 113 entitled "Fences" shall remain in full force and effect;

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Committee of the Township of Harrison, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

**Section 1.**

§113-15 entitled "Exceptions" shall be amended to read as follows:

A. No fence, constructed of man-made materials shall be constructed on the occurrence of any of the following:

~~(1) Where all of the owners of both parcels of land which adjoin each other and which would otherwise require fencing shall have waived the fence requirements in writing.~~

(1) ~~(2)~~ Where the construction of a fence would pass into, through, or upon any area described by the State of New Jersey as "wetlands."

(2) ~~(3)~~ Where natural boundaries that would prevent the construction of any fence, whether it be of man-made materials or of a living variety, including actual waterways, or a naturally existing forest with sufficient density that would prohibit the construction of a fence, unless said forest area were removed.

(3) ~~(4)~~ Areas on slopes exceeding 20%.

(4) ~~(5)~~ Areas where the construction of a fence is likely to alter or modify or restrict the flow of water or waters so as to create any damming effect.

(5) ~~(6)~~ No fence may be erected in or traverse a dedicated sight triangle. No fence may impede or interfere with the maintenance of a clear sight distance at any point of access to a roadway within the Township.

**Section 2.**

**Repealer.**

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

**Section 3.**

**Severability.**

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

**Section 4.**

**When effective.**

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

**TOWNSHIP OF HARRISON**

**BY: \_\_\_\_\_**  
**LOUIS F. MANZO, MAYOR**

**ATTEST:**

**\_\_\_\_\_  
DIANE MALLOY, Registered Municipal Clerk**

**NOTICE**

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Harrison, in the County of Gloucester and State of New Jersey, held on 3, 2013. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township's Municipal Building, 114 Bridgeton Pike, Mullica Hill, New Jersey 08062, in the Township, on January 23, 2013 at 7:30 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the Municipal Building, 114 Bridgeton Pike, in the Township, to the members of the general public who shall request the same.

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DIANE MALLOY  
Registered Municipal Clerk**