

## BOROUGH OF EATONTOWN – NOTICE OF ORDINANCE ADOPTION

NOTICE is hereby given that **Ordinance 21-2024** - Ordinance of the Borough of Eatontown Entitled **“ORDINANCE AMENDING CHAPTER 89 “LAND USE”, ARTICLE VII “AREA, BULK AND USE REQUIREMENTS” REGARDING THE REGULATION OF ELECTRIC VEHICLE SUPPLY SERVICE EQUIPMENT AND MAKE-READY PARKING SPACES”** was passed after a public hearing at the regular meeting of **November 7, 2024** by the Governing Body of the Borough of Eatontown, at 47 Broad Street, Eatontown, NJ 07724. Borough of Eatontown - Julie Martin, RMC, Borough Clerk

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### BOROUGH OF EATONTOWN

### COUNTY OF MONMOUTH, STATE OF NEW JERSEY

### ORDINANCE NO. 21-2024

### ORDINANCE AMENDING CHAPTER 89 “LAND USE”, ARTICLE VII “AREA, BULK AND USE REQUIREMENTS” REGARDING THE REGULATION OF ELECTRIC VEHICLE SUPPLY SERVICE EQUIPMENT AND MAKE-READY PARKING SPACES

**WHEREAS**, the Director of Land Use recommends amending Chapter 89 of the Borough Code entitled “Land Use”, Article VII, “Area, Bulk and Use Requirements” Section 89-36.1 Electric Vehicle Supply Service Equipment (“EVSE”) to regulate the placement s publicly accessible EVSEs near gas pumps and to clarify the advertising restrictions on EVSEs ; and

**WHEREAS**, the Borough Council believes it is in the best interest of the Borough to modernize the Borough Code and to implement the recommendations of the Director of Land Use to protect the Borough’s residents.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that it hereby amends Chapter 89 “Land Use”, Article VII “Area, Bulk and Use Requirements” Section 89-36.1 Electric Vehicle Supply Service Equipment (“EVSE”) and Make-Ready Parking Spaces “as follows:

[additions are underlined, and deletions are noted as strike-out]

#### §89-36.1 Electric Vehicle Supply Service Equipment and Make-Ready Parking Spaces

Subsections A-C No Changes

D. Reasonable Standards for All New EVSE and Make-Ready Parking Spaces

Subsections (1), (3), (4), (5) (6) (8) and (9) No Changes

(2) No off-site advertising is permitted on any EVSE or make-ready parking spaces. This limitation shall not apply to non-flashing, brand name/logos.

(7) Safety

(a)-(g) No Changes

(h) Publicly accessible EVSEs shall be located a minimum of 15 feet from a structure and 30 feet from the closet gas pump.

**IT IS FURTHER ORDAINED**, that if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

**IT IS FURTHER ORDAINED** that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

**IT IS FURTHER ORDAINED** that this Ordinance shall take effect upon passage and publication in accordance with applicable law.