

**CITY COUNCIL**

**The City of Orange Township, New Jersey**

DATE \_\_\_\_\_

NUMBER 13-2024

**TITLE:** AN ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF ORANGE TOWNSHIP, COUNTY OF ESSEX, STATE OF NEW JERSEY, AMENDING CHAPTER 210 OF THE CITY OF ORANGE TOWNSHIP MUNICIPAL CODE, ENTITLED "DEVELOPMENT REGULATIONS", TO REVISE THE DEFINITION OF "RETAIL SALES" TO INCLUDE "PERSONAL SERVICE ESTABLISHMENTS".

WHEREAS, the Municipal Council ("Municipal Council") of the City of Orange Township ("City") adopted Chapter 210 of the Municipal Code, entitled "Development Regulations", in its current form on November 4, 2020, with amendments thereafter from time-to-time ("Development Regulations"); and,

WHEREAS, after re-examining certain defined terms in the context of economic development along the City's primary commercial corridors and Central Business District, it was found that certain definitions, specifically those for "retail sales" and "personal service establishments", create unnecessary confusion that hinders economic growth and opportunity within Orange; and,

WHEREAS, the Municipal Council now wishes to amend the Development Regulations to revise these definitions and remove these obstacles.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF ORANGE TOWNSHIP, COUNTY OF ESSEX, STATE OF NEW JERSEY that Chapter 210 of the Municipal Code of the City of Orange Township, entitled "Development Regulations", is hereby amended and supplemented as follows:

**Section 1 Amendments to Definitions.**

§ 210-3 Definitions.

....

**PERSONAL SERVICE ESTABLISHMENT**

~~{An establishment which offers specialized goods and services purchased frequently by the consumer. Included are barbershops, beauty shops, massage facilities, chiropractic clinics, garment repair, laundry cleaning, pressing, dyeing, tailoring, shoe repair, and other similar establishments.}~~ See RETAIL SALES.

....

**RETAIL SALES**

Establishments engaged in the selling or rental of goods or merchandise and in rendering services incidental to the sale of such goods, as well as establishments offering specialized goods and services purchased frequently by consumers, including barbershops, beauty shops, massage facilities, chiropractic clinics, garment repair, laundry cleaning, pressing, dyeing, tailoring, shoe repair, and other similar establishments.

**Section 2 Severability of Ordinance Provisions.**

Each Section of this Ordinance is an independent Section and any part hereof found unconstitutional, void or ineffective for any cause shall not affect the validity or constitutionality of any other parts hereof.

**Section 3 Conflicts and Inconsistencies.**

All other Ordinances and parts of Ordinances that conflict or are inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency.

(UNDERSCORES ARE ADDITIONS, ~~{BRACED STRIKEOUTS}~~ ARE DELETIONS)



**ORDINANCE NO. 13-2024**

**REGULAR MEETING – March 19 2023**

**MOTION TO ADOPT: Ross**

**SECOND: Montague, III**

**YEAS: Coley, Hilbert, Montague, III, Ross, Wooten & Council President Eason**

**NAYS: None**

**ABSTENTIONS: None**

**ABSENCES: Summers-Johnson**

**PUBLIC HEARING– SECOND READING: April 16, 2024**

**MOTION TO TABLE: Coley**

**SECOND: Wooten**

**YEAS: Coley, Hilbert, Ross, Summers-Johnson, Wooten & Council President Eason**

**NAYS: None**

**ABSTENTIONS: None**

**ABSENCES: Montague, III**