



## Legislation Text

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**AN ORDINANCE AMENDING ORDINANCE 6PSF-a, ADOPTED ON JANUARY 21, 2009, FOR THE FIRST AMENDMENT TO THE BROAD STREET STATION DISTRICT REDEVELOPMENT PLAN, BY REVISING CERTAIN REQUIREMENTS RELATING TO VALET PARKING AND PARKING GARAGES WITH MORE THAN 1,000 SPACES.**

**WHEREAS**, on June 15, 2005, through Resolution 7Rdo(AS) the City of Newark (the “City”) utilized the powers of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. to designate the entire City of Newark as an area in need of rehabilitation; and

**WHEREAS**, on January 21, 2009, the Municipal Council of the City of Newark adopted Ordinance 6PSF-a approving the Broad Street Station District Redevelopment Plan (the “Original Plan”); and

**WHEREAS**, it has been determined that further amendments to the Original Plan, relating to permitting valet parking and eliminating the prohibition on parking garages with more than 1,000 parking spaces for properties fronting on Division Street in Sub-District A of the Original Plan; and

**WHEREAS**, on October 30, 2018, the Municipal Council of the City of Newark (the “Municipal Council”) adopted Resolution 7R2-c(S) approving the request that the Newark Central Planning Board (the “Planning Board”) consider a First Amendment to the Broad Street Station District Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7(f) (the “First Amendment”), which amended the Original Plan; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12A(f), “[t]he Governing Body, when considering the proposed plan, may amend or revise any portion of the proposed redevelopment plan by an affirmative vote of the majority of its full authorized membership and shall record in its minutes the reasons for each amendment or revision”; and

**WHEREAS**, on November 5, 2018, a public hearing was conducted before the Planning Board to report to the Municipal Council pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., and

**WHEREAS**, based on the testimony presented at the Planning Board hearing, the Planning Board found the proposed First Amendment to be consistent with the Master Plan and recommends that the Municipal Council adopt the proposed amendment; and

**WHEREAS**, it has been determined by the Planning Board and the Department of Economic and Housing Development that the Redevelopment Area and the economic vitality of the City will be enhanced by this proposed amendment to the Broad Street Station District Redevelopment Plan.

**NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

**Section 1.** The First Amendment to the Broad Street Station District Redevelopment Plan in the form attached hereto as “Exhibit A: First Amendment to the Broad Street Station District Redevelopment Plan” and made a part of this Ordinance, is hereby adopted in accordance with the recommendations of the Central Planning Board’s November 5, 2018 resolution by revising certain requirements relating to valet parking and parking garages with more than 1,000 spaces.

**Section 2.** To the extent that any previous ordinance is inconsistent with or contradictory hereto, said ordinance is hereby amended to the extent necessary to make it consistent herewith.

**Section 3.** The provisions of this Ordinance are severable to the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared by a court of competent jurisdiction to be invalid, illegal or unconstitutional, the remaining provisions shall continue in full force and effect.

**Section 4.** A copy of this Ordinance and the Redevelopment Plan shall be filed with the City Clerk by the Director of the Department of Economic and Housing Development.

**Section 5.** This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

**STATEMENT**

This Ordinance amends Ordinance 6PSF-a, adopted on January 21, 2009, to adopt the First Amendment to the Broad Street Station District Redevelopment Plan by revising certain requirements relating to valet parking and parking garages with more than 1,000 spaces.