

**TOWNSHIP OF UPPER DEERFIELD**

**ORDINANCE 654**

**ORDINANCE REPEALING SECTION 98-106 OF THE  
CODE OF THE TOWNSHIP OF UPPER DEERFIELD**

**WHEREAS**, Section 98-106 of the Code of the Township of Upper Deerfield provides that appeals from the Zoning Board of Adjustment in connection with a use variance pursuant to N.J.S.A.40:55D-70(d) may be taken to the governing body within ten days of the date of publication of final decision of the Zoning Board of Adjustment; and

**WHEREAS**, the Township Committee of the Township of Upper Deerfield believes that it is appropriate to allow such appeals to be taken to the Superior Court of New Jersey in lieu of the governing body of the Township of Upper Deerfield as an appropriate mechanism to hear appeals of parties aggrieved with respect to a decision of the Zoning Board of Adjustment, which powers are now combined with the Planning Board of the Township of Upper Deerfield; and

**WHEREAS**, the Township Committee of the Upper Deerfield is desirous of repealing Section 98-106;

**NOW THEREFORE BE IT ORDAINED** by the Township Committee of the Township of Upper Deerfield that Section 98-106 of the Code of the Township of Upper Deerfield be and the same is hereby repealed in its entirety and such section shall be reserved for future use; and

**BE IT FURTHER ORDAINED** by the Township Committee of the Township of Upper Deerfield that in all other respects the provisions of Chapter 98 shall remain as heretofore and unaltered by the provisions hereof.

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James Crilley, Chairman

Finally adopted  
April 1, 2010

Attested:

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Roy J. Spoltore, Township Clerk