

**ORDINANCE NO. 1176-2022**

**AN ORDINANCE OF THE TOWNSHIP OF CLINTON IN HUNTERDON COUNTY, NEW JERSEY, MODIFYING THE STORMWATER MANAGEMENT REQUIREMENTS FOR MINOR DEVELOPMENTS AND AMENDING CHAPTER 165 (LAND USE REGULATIONS) OF THE “CODE OF THE TOWNSHIP OF CLINTON”**

**BE IT ORDAINED** by the Mayor and Council of the Township of Clinton, in Hunterdon County, New Jersey as follows:

**Section 1. Chapter 165 of the “Code of the Township of Clinton” amended to modify the stormwater management requirements for minor developments.** Section 165-229, “Stormwater Management Requirements” in Chapter 165, “Land Use Regulations,” Part 8, “Flood Hazard Areas and Surface Water Management,” Article XXXV, “Surface Water Management” of the Code of the Township of Clinton is hereby amended to read as follows (new text is underlined thus; deleted text is in brackets [thus]):

**§ 165-229. Stormwater management requirements for minor development.**

Minor developments. Minor developments shall be designed to include the following stormwater management measures:

1. Water quality. Soil erosion and sediment control measures shall be installed in accordance with the Standards for Soil Erosion and Sediment Control in New Jersey.
2. Rate/volume control. Seepage pits or other infiltration measures shall be provided with a capacity of [three]one inch[es] of runoff for each square foot of new impervious area. Stone used in the infiltration devices shall [be]range from three-quarter-inch to two-and-one-half-inch clean stone and a design void ratio of [33%]forty percent shall be used. The infiltration measures shall be designed with an overflow to the surface which shall be stabilized and directed to an existing stormwater conveyance system or in a manner to keep the overflow on the developed property to the greatest extent feasible. If the new impervious surface is not roof area, an equivalent area of existing roof may be directed to the infiltration system. This shall be permitted where the existing roof is not already directed to infiltration devices.
3. Location of infiltration measures. Stormwater infiltration measures, such as dry wells and infiltration trenches, shall be

horizontally separated from existing and/or proposed potable wells and subsurface sewage disposal fields and existing septic seepage pits or cesspools in accordance with Table 4.3 of N.J.A.C. 7:9A-4.3, or latest amended or revised edition.

4. Relief from requirements. The Township Engineer may reduce or eliminate the infiltration measures required by subsection 165-229A(2) above if in his or her professional judgment based on sound engineering principles, reasonable cause exists to do so.

**Section 2. Repealer.** All ordinances and resolutions or parts thereof inconsistent with this ordinance are hereby repealed as to such inconsistencies only.

**Section 3. Severability.** If any paragraph, section, subsection, sentence, sentence clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or administrative agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision of such holding shall not affect the validity of the remaining paragraphs or sections hereof.

**Section 4. Referral to Planning Board.** Pursuant to the Municipal Land Use Law, *N.J.S.A.* 40:55D-64, a copy of this ordinance will be referred to the Clinton Township Planning Board for review prior to its adoption.

**Section 5. Effective date.** This ordinance shall take effect 20 days after its final passage and the filing of same with the Hunterdon County Planning Board, all in accordance with law.

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Carla Conner, Township Clerk

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Brian Mullay, Mayor

Introduced: September 14, 2022

Adopted: