

DIVISION 1: ZONING DISTRICTS EAST OF PARKWAY**55-9. PW—PRESERVED WATERFRONT ZONE.**

[Amended 11-7-88 by Ord. No. 88-36; 9-11-95 by Ord. No. 1995-41; 6-2-97 by Ord. No. 1997-14 § 2; 8-4-97 by Ord. No. 1997-15 § 2]

A. Permitted Uses .

- (1) Detached single-family dwelling for residential purposes, together with its accessory structures.
- (2) Cluster Development, subject to the provisions of this chapter.
- (3) Municipal offices and fire and rescue stations.
- (4) Public schools and colleges.
- (5) Day nurseries.
- (6) Parks and preserves.
- (7) Libraries and museums.
- (8) Golf courses and country clubs.
- (9) Recreational membership facilities, including swimming and tennis clubs.
- (10) Vehicle campgrounds, public or private.
- (11) The erection, construction, alteration or maintenance by a public utility or municipal agency of underground distribution or collection systems necessary for the furnishing of adequate service by such utility or agency to the use on the same lot and/or surrounding neighborhood or for the public health, safety or general welfare.
- (12) Crop and tree farming and horticulture, including greenhouses, nurseries and accessory sheds.
- (13) Raising and keeping of a farm animal for domestic use on a lot having not less than one (1) acre.

Additional farm animals shall not exceed one (1) per every one (1) additional acre. There shall be no storage of manure within one hundred (100) feet of any adjoining property line.

- (14) Commercial farms for the raising, building and keeping of livestock and poultry for gain on a lot having not less than five (5) acres, provided further that no building housing such animals and no storage of manure shall be permitted within two hundred (200) feet of any adjoining property line.
- (15) Commercial forest harvesting and reforestation activities on a lot of not less than five (5) acres, but not including sawmills and provided that cutting shall not be permitted within four hundred (400) feet of any adjoining lot line.
- (16) Roadside stands for the retail sale of garden produce, similar goods and related supplies and products.
- (17) Farming operations, as defined in this chapter, except that the keeping or raising of swine shall not be allowed except as a part of a general farming operation, and the number of swine shall not exceed one (1) per three (3) acres, and in no case shall more than ten (10) swine be allowed on any farm. No building or enclosure for swine shall be closer than two hundred (200) feet to any property line. No building for the shelter of fowl or other farm livestock shall be closer than fifty (50) feet to any property line or street line, except that where a property line forms the boundary of a residential zone, the setback shall be increased to one hundred (100) feet.
- (18) Riding stables.
- (19) Tourist homes and bed and breakfast.

B. Accessory and Temporary Uses.

- (1) Display dwellings used for sales purposes in residential subdivisions or projects, provided that such uses shall be terminated when the lot is sold or unit is occupied.
- (2) Temporary on-site construction trailers for which permits may be issued for periods up to one (1) year, subject to renewal.
- (3) Signs as provided for in this chapter.
- (4) Off-street parking as provided for in this chapter.
- (5) Private residential swimming pools enclosed by safety fences of not less than four (4) feet in height.
- (6) Storage sheds, provided that they do not exceed one hundred eighty (180) square feet.
- (7) A private residential tennis court on a lot not less than one (1) acre.

C. Conditional Uses. The following uses shall be permitted in the PW Zone, subject to the issuance of a conditional use permit in conformance with the provisions of this chapter.

- (1) Commercial indoor recreation establishments, including bowling alleys and theaters.
- (2) Kennels.
- (3) Extraction of mineral, sand and gravel deposits, subject to the provisions of Township Ordinances relating to the same.
- (4) Cemeteries.
- (5) Public utility uses, such as water towers, electric substations, radio towers and transmission lines, which must be provided above ground.
- (6) [Deleted 8-5-96 by Ord. No. 1996-28 § 2]

- (7) [Deleted 8-5-96 by Ord. No. 1996-28 § 2]
- (8) **Indoor antique auction conducted for commercial gain, provided that the use must be carried out and housed within a structure other than a residence and provided further that not more than six (6) persons may be employed on the premises.**

D. *Nonbuildable Areas.* [Amended 9-5-89 by Ord. No. 1989-26] The following areas shall be considered nonbuildable within the Township of Barnegat.

- (1) **Areas classified as wetlands by the New Jersey Department of Environmental Protection which are flowed by tidal waters. This subsection is subject to allowances granted by the New Jersey Department of Environmental Protection.**