

**BOROUGH OF SUSSEX  
COUNTY OF SUSSEX  
ORDINANCE NO. 2024-03**

**AN ORDINANCE AMENDING SECTIONS 19-9.3 AND 19-11.3 OF CHAPTER 19,  
ENTITLED, "ZONING" OF THE CODE OF THE BOROUGH OF SUSSEX,  
COUNTY OF SUSSEX AND STATE OF NEW JERSEY**

**BE IT ORDAINED** by the Borough Council of the Borough of Sussex, in the County of Sussex and State of New Jersey, as follows:

**SECTION 1.** Subparagraph 5 of Paragraph (c) of Subsection 19-9.3, entitled "Conditional Uses" of Section 19-9, entitled "C-1 Central Business District", of Chapter 19, entitled "Zoning" of the Code of the Borough of Sussex, Sussex County, New Jersey, is hereby amended to read as follows:

5. Hours of operation. Opening no earlier than 9:00 a.m. and closing no later than 10:00 p.m.

**SECTION 2.** Subparagraph 5 of Paragraph (b) of Subsection 19-11.3, entitled "Conditional Uses" of Section 19-11, entitled "C-3 Central Commercial District", of Chapter 19, entitled "Zoning" of the Code of the Borough of Sussex, Sussex County, New Jersey, is hereby amended to read as follows:

5. Hours of operation. Opening no earlier than 9:00 a.m. and closing no later than 10:00 p.m.

**SECTION 3.** If any article, section, subsection, paragraph, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**SECTION 4.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION 5.** The Clerk is directed to give notice at least 10 days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance, after public hearing, the Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

**SECTION 6.** This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Attest:

\_\_\_\_\_  
Antoinette Smith, Borough Clerk

\_\_\_\_\_  
Robert Holowach, Mayor

**NOTICE**

NOTICE IS HEREBY GIVEN that the attached Ordinance 2024-03 was introduced at a regular meeting of the Mayor and Council of the Borough of Sussex, Sussex County, New Jersey, held on February 20, 2024 and passed on first reading, and that such Ordinance will be further considered for final passage and adoption at the regular meeting of the Mayor and Council to be held on April 2, 2024 at Borough Hall, 2 Main Street, in the Borough of Sussex at 7:00 p.m. and after all persons present were given the opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force and effect according to law.

\_\_\_\_\_  
Antoinette Smith, RMC