

**BOROUGH OF WILDWOOD CREST
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

ORDINANCE NO. 1443

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER
63, SIDEWALKS, CURBS AND ALLEYWAYS OF THE CODE
OF THE BOROUGH OF WILDWOOD CREST TO REQUIRE
CERTAIN PERVIOUS MATERIALS BETWEEN THE CURB
AND THE OUTBOUND EDGE OF THE SIDEWALK**

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that it is necessary and proper for good government, order and the protection of persons and property, and for the preservation of the public health, safety and welfare of the Borough and its inhabitants to supplement and amend Chapter 63 of the Code of the Borough of Wildwood Crest which regulates Sidewalks, Curbs and Alleyways in the Borough of Wildwood Crest; and

WHEREAS; the Borough of Wildwood Crest Planning Board has recommended, as memorialized in Resolution PB-24-19, revisions to the Borough's landscaping ordinance, Section 85-69, to eliminate the use of porous pavers in the area defined as the Parking Strip, between the curb and the outbound edge of the sidewalk; and

WHEREAS; the Board of Commissioners desires to amend Chapter 63 to be consistent with Section 85-69 of the Code of the Borough of Wildwood Crest.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Wildwood Crest, in the County of Cape May, New Jersey, Chapter 63 is hereby amended as following: (added language is underlined, deleted language is ~~stricken~~):

Section 1. The portion of Ordinance No. 1327, adopted 6/17/2020, and the portion of Ordinance No. 1427, adopted on 4/9/2024 that had been codified in the Code of the Borough of Wildwood Crest as Section 63-7 Sidewalks, driveways, curbing and flatwork – Construction details, is hereby amended as follows: (added language is underlined, deleted language is ~~stricken~~):

Chapter 63 SIDEWALKS, CURBS AND ALLEYWAYS

§ 63-7. Sidewalks, driveways, curbing and flatwork -Construction details.

- G. Parking strip. Subject to paragraph B and C of this section, the area extending from the curbing to the sidewalk, which curbing and minimum sidewalk area is described herein above, shall be composed of a permeable surface of only grass or; stones ~~or porous pavers~~, the use of impervious materials, including but not limited to asphalt or concrete is prohibited. Only a filter fabric may be used as a weed barrier, any use of plastic or other impermeable material as a weed barrier is prohibited.

The provisions of this section shall not apply to that portion of a right of way/curb-line that adjoins a property containing a commercial use, except that the use of porous pavers is encouraged.

Section 2. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. All other ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.


Section 4. If any portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this ordinance, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

Section 5. This ordinance shall become effective twenty (20) days after final passage and advertisement thereof as required by law.

Dated: January 2, 2025


Patricia A. Feketics, Borough Clerk


Don Cabrera, Mayor


Joseph Franco, Jr. Commissioner


Joseph Schiff, Commissioner

Introduced: December 18, 2024
Adopted: January 2, 2025