

ORDINANCE #2015:10

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY CREATING
SECTION 430-26, PIPELINES, OF THE CODE OF TOWNSHIP OF PARSIPPANY-
TROY HILLS**

WHEREAS, the Township of Parsippany-Troy Hills (the “Township”) regulates modifications and improvements to all lands within the Township; and

WHEREAS, the installation of pipelines requires extensive short- and long-term modifications to Township lands; and

WHEREAS, pipelines carrying liquid products other than natural gas are not public utilities that distribute services to local end users; and

WHEREAS, because pipelines carrying liquid products other than natural gas do not distribute utility services to end users, they are unregulated by the State of New Jersey Board of Public Utilities; and

WHEREAS, pipelines carrying liquid products other than natural gas do not directly provide Township residents or businesses with necessities, such as electricity, gas, telephone, water or wastewater services; and

WHEREAS, pipelines carrying liquid products other than natural gas are designated to transport a variety of materials including hazardous substances, which if a discharge occurred, may result in environmental degradation to the land, water, and air; and

WHEREAS, because pipelines carrying liquid products other than natural gas are not regulated by the State of New Jersey Board of Public Utilities, there is limited accountability to the public; and

WHEREAS, in the best interests of the health, safety and welfare of its residents, the Township desires to supplement Chapter 430 Zoning, by adding Section 26, Pipelines, to include pipelines not bringing products or services to end users which are not public utilities regulated by the New Jersey Board of Public Utilities as a prohibited use in all zones and districts within Parsippany-Troy Hills Township.

NOW THEREFORE, BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills, Morris County, New Jersey, as follows:

SECTION 1. Section 430-26 of the Township Code, Pipelines, is hereby created as follows:

Pipelines not distributing services to end users within the Township which are not otherwise regulated by the New Jersey Board of Public Utilities are prohibited in all zones and districts within the Township.

SECTION 2. All actions of the Township taken prior to the date of adoption hereof contemplated by this Ordinance are hereby ratified and approved.

SECTION 3. If any section, paragraph, subsection, clause or provision of this ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any part thereof.

SECTION 4. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Township Council of the Township of Parsippany Troy Hills at a duly convened meeting held on _____ and adopted on _____.

Yancy Wazirmas
Township Clerk