

### **Section 2.5.6.3 (New)**

A complete application for approval for a zoning permit submitted during the period of August 29, 2011 through August 28, 2012 for the repair and/or replacement of any pre-existing, legal non-conforming principal building(s) or use(s) which sustained damage, in whole or in part, as a result of Hurricane/Tropical Storm Irene on or about August 28, 2011 shall be approved within the same location and footprint prior to Hurricane/Tropical Storm Irene subject to the following:

(1) In no way shall any pre-existing, legal non-conforming principal building(s) or use(s) in existence prior to Hurricane/Tropical Storm Irene be increased, enlarged or extended without prior zoning approval.

(2) This section shall in no way relieve any property owner from compliance with §5.8 of these regulations or any State or Federal, including DEEP and FEMA, requirement or approval necessary for the repairing, rebuilding and/or replacing of any pre-existing, legal non-conforming principal building(s).

(3) Property owners shall submit proof to the satisfaction of the Director of Department of Permitting and Land Use, or her designee, that the application submitted is strictly in connection with the replacement and/or repair of a principal building(s) which sustained damage from Hurricane/Tropical Storm Irene on or about August 28, 2011. Such proof may include, but not be limited to, evidence of an insurance claim, architect's certificate, engineer's certificate or any other evidentiary information the Director of Department of Permitting and Land Use or her designee may deem necessary.

### **Section 6.1.5 (New)**

Article II, Non-Conforming Plan, Structure or Use, §2.5.6.3 shall be incorporated herein and made a part hereof.