

BOROUGH OF ALLENTOWN
COUNTY OF MONMOUTH
STATE OF NEW JERSEY

FEB 13 2019

RECEIVED

ORDINANCE NO. 05-2019

AN ORDINANCE AMENDING CHAPTER 2: "ADMINISTRATION" OF THE BOROUGH'S REVISED GENERAL ORDINANCES TO MODIFY SECTION 2-58: "ENVIRONMENTAL COMMISSION" IN ORDER TO COMPLY WITH THE MANDATORY APPOINTMENT PROCEDURES SET FORTH IN N.J.S.A. 40:56A-1.

BE IT ORDAINED by the Mayor and Council of the Borough of Allentown, County of Monmouth, State of New Jersey, that Chapter 2: "Administration" of the Borough's Revised General Ordinances is hereby amended as follows (~~stricken text~~ indicates deletions, underlined text indicates additions):

2-58 ENVIRONMENTAL COMMISSION.**2-58.1 Creation.**

There is hereby created an Environmental Commission in the Borough for the protection, development and use of the natural resources located within the territorial limits of the Borough, pursuant to the provisions of N.J.S.A. 40:56A-1, et seq.

2-58.2 Members; Terms of Office; Compensation; Chairperson.

- a. The Mayor, ~~with the advice and consent of Council,~~ shall appoint the members of the Environmental Commission, which shall consist of seven (7) ~~persons~~members, and two (2) alternates members, all of whom shall be citizens and residents of the Borough, and one (1) of whom shall also be a member of the ~~Municipal Borough~~ Planning Board and ~~one (1) of whom shall be a member of the Council of the Borough.~~
- b. All ~~appointments~~ members shall be appointed for ~~the terms~~ of three (3) years with approximately one-third of the members' terms expiring annually, except that alternate members shall be appointed for two-year terms, one of which shall expire annually. ~~and~~ vacancies shall be filled for the unexpired term only, in the same manner as an original appointment, ~~except for the member who is appointed as a member of the Council of the Borough which appointment will be for one (1) year.~~
- c. The members shall receive no compensation for their services.
- d. The Mayor shall annually designate one of the members to serve as Chairperson and presiding officer of the Environmental Commission within the first seven days of the year.

2-58.7 Records; Annual Report.

The Commission shall keep records of its meetings and activities and shall make an annual report on or before the first day of December of each year and submit the same to the Borough Council, which report shall be comprehensive and detailed, covering operations, receipts, disbursements and expenditures for the full year.

2-58.8 Removal of Commissioner.

The Mayor or the Borough Council may remove any member of the Commission for cause, on written charges served upon the member and after a hearing thereon at which the member shall be entitled to be heard in person or by counsel.

2-58.9 Appropriations.

The Borough Council shall annually fix, determine and appropriate a sum sufficient for the care, custody, policing and maintenance of such lands acquired for the uses and purposes herein stated, and for the expenses of the Commission, which shall be raised by taxation in the same manner as other taxes.

2-58.10 Appointment of Clerk, Other Employees; Compensation.

The Commission may appoint a Secretary or Clerk and such number of custodians, supervisors and assistants for the lands acquired for the uses and purposes herein mentioned as it shall think necessary, but the salaries of all such clerks, custodians, supervisors and assistants shall be fixed and determined by the Borough Council and, in addition thereto, the total salaries of all such persons shall be within the limits of funds appropriated to the Commission.

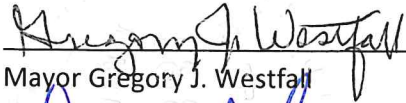
BE IT FURTHER ORDAINED by Mayor and Council that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

BE IT FURTHER ORDAINED by Mayor and Council that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

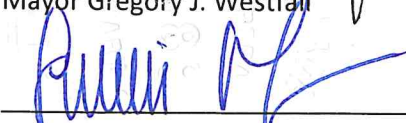
BE IT FURTHER ORDAINED by Mayor and Council that this ordinance shall be in full force and take effect twenty (20) days after final passage and publication, as required by law.

Introduced: January 22, 2019.

Adopted: February 12, 2019.



Mayor Gregory J. Westfall



Municipal Clerk Laurie A. Gavin, MAS, RMC, CMR

	Offered	Second	Ayes	Nays	Abstain	Absent
Council President Fritts						
Councilwoman Anthony						
Councilman Schmitt						
Councilman Strovinsky						
Councilman Elder						
Councilman Drennan						
Mayor Westfall						