

Ordinance of the Borough of Carteret, N. J.

AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF CARTERET TO CONSOLIDATE THE DUTIES OF THE ENVIRONMENTAL COMMITTEE

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Carteret as follows:

Section 1. In order to promote the public health and welfare, and for improved Economies and efficiencies, the existing duties and responsibilities of the Environmental Committee shall be assumed by the Board of Health.

Section 2. All ordinances or parts thereof inconsistent with the provision of this Ordinance are hereby repealed limited to the extent of any such inconsistency.

Section 3. If any section, paragraph, sub-division, clause or provision of this Ordinance is adjudged invalid, such adjudication shall apply only to the section, paragraph, sub-division, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

Section 4. This ordinance shall take effect upon its passage and publication According to applicable law.

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE

COUNCILMAN	YES	NO	NV	A.B.	COUNCILMAN	YES	NO	NV	A.B.
BELLINO	X				KRM	X			
COLOM	X				NAPLES				X
DIAZ	X				STARZ	X			

X - Indicate Vote AB - Absent NV - Not Voting XOR - Indicates Vote to Override Veto

Adopted on first reading of the Council of the Borough of Carteret, N.J., on February 21, 2008

Adopted on second reading after hearing on August 21, 2008

APPROVED BY

MAYOR

Andrea A. Barrio
Clerk - BOROUGH CLERK

AFFIDAVIT OF PUBLICATION

The following is a true copy of an Ordinance or Resolution of the Borough of Carteret that has appeared in the Home News Tribune, a newspaper which is printed in Freehold, New Jersey and published in Neptune, in said County and State and of general circulation in said county. One (1) times, once in each issue as follows:

August 5, 2008

Linda A. Rivera
Notary Public of New Jersey

LINDA A RIVERA
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES MAY 2, 2011

Sworn and subscribed before
me this 2nd day of August, 2008.

Kathleen M. Barney
Kathleen M. Barney, MMC
Municipal Clerk

BOROUGH OF CARTERET
ORDINANCE #08-08
AMENDING AND
SUPPLEMENTING
THE CODE OF THE
BOROUGH OF
CARTERET TO
CONFORM WITH THE
PROVISIONS OF THE
ENVIRONMENTAL
COMMITTEE
The foregoing ordinance
was introduced at a
meeting of the Council of
the Borough of Carteret
held February 21, 2008
when it was adopted on
first reading. The said or-
dinance will be further
considered at a second
reading held at said
meeting of the Council
of Carteret on August
21, 2008 at approx-
imately 6:00 P.M. Bor-
ough Hall/Council Cham-
bers, 611 Cooke Avenue,
Carteret, New Jersey at
which time and place all
persons interested will
be given an opportunity
to be heard.
KATHLEEN M. BARNEY
Municipal Clerk
(512-54) 775205

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88-08

AFFIDAVIT OF PUBLICATION

The following is a true copy of an Ordinance or Resolution of the Borough of Carteret that has appeared in the Home News Tribune, a newspaper which is printed in Freehold, New Jersey and published in Neptune, in said County and State and of general circulation in said county. One (1) times, once in each issue as follows:

August 29, 2008

Linda A. Rivera
Notary Public of New Jersey

LINDA A RIVERA
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES MAY 2, 2011

Kathleen M. Barney
Kathleen M. Barney, MMC
Municipal Clerk

Sworn and subscribed before
me this 2nd day of September,
2008



-0-
08-08

Ordinance of the Borough of Carteret, N. J.

Councilman _____ Presents the following Ordinance Seconded by Councilman _____

ESTABLISHING A LOCAL ENVIRONMENTAL COMMITTEE

WHEREAS, the Governing Body of the Borough of Carteret finds that preserving the Borough's natural resources will promote the general health and welfare of the residents of the Borough of Carteret; and

WHEREAS, the Governing Body has determined that the establishment of a Carteret Environmental Committee can help to protect, preserve and restore, while allowing for the prudent and productive use and development of, the natural resources of the Borough of Carteret.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Carteret that there shall be created a Carteret Environmental Commission for the purpose of protecting, preserving and promoting the Borough's natural resources.

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Carteret (the "Borough") as follows:

SECTION 1.

Establishment.

There shall be an Environmental Committee in the Borough consisting of seven (7) regular members and two (2) alternate members. Upon passage and publication of this Ordinance according to law, the Carteret Shade Tree Commission and Air Pollution Control Board shall be abolished. Thereafter, the respective duties and responsibilities of the aforementioned bodies shall be assumed by the Environmental Committee.

Composition; member appointment; terms.

- A. The members of the Committee shall be appointed by the Mayor and shall serve without compensation. The mayor shall designate one of the members to serve as chairman and presiding officer of the Committee. The terms of office of the first Committee members shall be for 1, 2 or 3 years to be designated by the mayor in making his/her appointments so that the terms of approximately 1/3 of the members will expire each year, and their successors shall be appointed for terms of 3 years and until the appointment and qualification of their successors
- B. The mayor may remove any member of the Committee for cause, on written charges served upon the member.
- C. A vacancy on the Committee occurring otherwise than by expiration of a term shall be filled for the unexpired term in the same manner as an original appointment.
- D. Alternate members shall be designated at the time of appointment "Alternate No.1" and "Alternate No. 2." An alternate member may participate in discussions of the proceedings but may not vote except in the absence or disqualification of a regular member. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote first.

Powers and Duties.

The Environmental Committee shall have the following duties and functions:

- A. Perform the duties and responsibilities previously undertaken by the Shade Tree Commission and the Air Pollution Control Board.
- B. Conduct research into the use and possible use of the open land areas of the municipality and may coordinate the activities of unofficial bodies organized for similar purposes.
- C. Advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which in its judgment it deems necessary for its purposes.
- D. Keep an index of all open areas, publicly or privately owned, including open marshlands, swamps and other wetlands, in order to obtain information on the proper use of such areas.
- E. Recommend to the mayor and governing body plans and programs for inclusion in the municipal master plan for the development and use of such areas.
- F. Study and make recommendations concerning open space preservation, water resources management, air pollution control, solid waste management, noise control, soil and landscape protection, environmental appearance, marine resources and protection of flora and fauna.
- G. Enforce health code, property maintenance, and other applicable Ordinances, and issue summons for violations thereof to the extent permitted by law.
- H. Such other duties and responsibilities as may be assigned to it by the mayor and governing body from time to time.

Organization; operation

- A. The Committee shall keep records of its meetings and activities and shall make an annual report to the governing body.
- B. The governing body may appropriate funds for the expenses incurred by the Committee. The Committee may appoint such clerks and other employees as it may from time to time require and as shall be within the limits and purposes of funds appropriated to it.

SECTION 2. All Ordinances and/or provisions thereof inconsistent with the provision of this Ordinance shall be and are hereby repealed as to the extent of any such inconsistencies.

SECTION 3. If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any Court of competent jurisdiction, the section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

SECTION 4. This Ordinance shall take effect upon passage and publication according to applicable law.

DO NOT USE SPACE BELOW THIS LINE

RECORD OF COUNCIL VOTE

COUNCILMAN	YES	NO	NV	A.B.	COUNCILMAN	YES	NO	NV	A.B.
KRUM	X				RIOS	X			
NAPLES	X				SITARZ	X			
PARISI	X				SOSNOWSKI			X	
X - Indicate Vote AB - Absent NV - Not Voting XOR - Indicates Vote to Overrule Veto					cp				

Adopted on first reading of the Council of the Borough of Carteret, N.J., on January 15, 2004

Adopted on second reading after hearing on FEBRUARY 5, 2004

APPROVED BY

MAYOR

ON 2-6-04

Richard M. Barney
MUNICIPAL CLERK

Affidavit of Publication

Publisher's Fee \$14.08 Affidavit Charge \$20.00

State of New Jersey } ss.

MIDDLESEX COUNTY

Personally appeared LINDA DIAZ

of the **Home News Tribune**, a newspaper printed in Freehold, NJ and published in NEPTUNE, in said County and State, and of general circulation in said county, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper

1 (ONE) _____ times, once in each issue, as follows

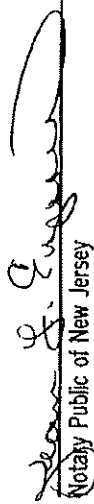
2/10/04.

JEAN L. ESPOSITO

NOTARY PUBLIC OF NEW JERSEY

MY COMMISSION EXPIRES JAN. 27, 2005

AD. 2004


Notary Public of New Jersey



Sworn and subscribed before me this
10th day of February, A.D., 2004

BOROUGH OF CARTERET

ORDINANCE 04-02
ESTABLISHING A LOCAL ENVIRONMENTAL
COMMITTEE
APPROVED AND ADOPTED: FEBRUARY 5, 2004
INTRODUCED: JANUARY 15, 2004
Advised as adopted on first reading with
notice of Public Hearing: JANUARY 20, 2004
Hearing Held: FEBRUARY 5, 2004
Approved By: MAYOR DANIEL J. REIMAN
Advised as finally adopted: FEBRUARY 10, 2004
KATHLEEN M. BARNEY, MUNICIPAL CLERK
(514.09) 40725

FEB 10 2004