

**ORDINANCE NO. 3544**  
**INTRODUCED BY: COMMISSIONER JOHN V. KELLY, III**  
**INTRODUCED ON: FEBRUARY 6, 2024**  
**PUBLISHED: FEBRUARY 15, 2024**  
**PUBLIC HEARING: MARCH 5, 2024**  
**PUBLISHED: MARCH 14, 2024**

**ORDINANCE NO. 3544**

**AN ORDINANCE TO ADD CHAPTER 458 “MUNICIPAL MILITARY BANNER PROGRAM” TO THE TOWNSHIP CODE**

**WHEREAS** the Governing Body of the Township of Nutley believes it is in the best interest of the Township to add Chapter 458 to the Township Code create a program to govern the display of military banners on Township property.

**BE IT ORDAINED** BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF NUTLEY, IN THE COUNTY OF ESSEX, NEW JERSEY AS FOLLOWS:

**SECTION 1.** Chapter 458 of the Township Code of the Township of Nutley, entitled “Municipal Military Banner Program” reads as follows:

**Chapter 458 Municipal Military Banner Program.**

§458-1 Military Banner.

- A. The Township of Nutley takes great pride in the men and women who have served our country in its times of need. The Military Banner Program is intended to assist the Township in honoring friends and family of current or former residents of the Township who have served our great country and to salute our brave men and women who are currently serving, or who have served in the military, by creating and displaying military banners to be exhibited on appropriate poles within the Township between May 1 and July 4.
- B. Applications shall be on file with the Department of Public Affairs and must be received by April 1 to be eligible for that calendar year.
- C. Banners shall be returned to the owners once they are taken down following July 4.

**SECTION 2.** All ordinances of the Township of Nutley, which are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 4.** All other provisions of the Code of the Township of Nutley are not further amended and remain in full force and effect.

**BE IT FURTHER ORDAINED** that the within ordinance shall become effective after passage and publication, pursuant to law.

<b>Record of Vote</b>	<b>Commissioner John V. Kelly, III</b>	<b>Commissioner Thomas J. Evans</b>	<b>Commissioner Alphonse Petracco</b>	<b>Commissioner Mauro G. Tucci</b>	<b>Mayor Joseph P. Scarpelli</b>
<i>Yes</i>	X	X	X	X	X
<i>No</i>					
<i>Not Voting</i>					
<i>Absent/Excused</i>					