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**ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS
COUNTY OF ESSEX**

0-2024

ORDINANCE NO. 00007 AUTHORITY FOR ORDINANCE: N.J.S.A. 40:41A-38
PROPOSED BY: COUNTY EXECUTIVE AUTHORITY FOR ACTION: N.J.S.A. C.C.E. 2-11a

SUBJECT: ORDINANCE TO AMEND ORDINANCE #0-1979-00089 AS REVISED – THE CODE OF THE COUNTY OF ESSEX – ADDITION OF CHAPTER 131 (ELECTRIC VEHICLES) AND THE ADDITION OF ARTICLE I to CHAPTER 131 (ELECTRIC VEHICLE CHARGING; PENALTIES)

WHEREAS, Ordinance #0-1979-00089, as revised, established the Essex County Administrative Code; and

WHEREAS, upon review and legal analysis of the statutory language contained in the revised Code of the County of Essex, it has been determined that the inclusion of Chapter 131 (Electric Vehicles) and the inclusion of Chapter 131 Article I (Electric Vehicle Charging; Penalties) is necessary in order to achieve the following objectives: prohibiting the stopping, standing, and parking of non-electric vehicles in spots designated for the charging of electric vehicles only and prohibiting the stopping, standing, and parking of electric vehicles in spots designated for the charging of electric vehicles after the charge is complete and further providing for the fines for such violations as attached hereto and, which by this reference are incorporated herein as if set forth in full; now therefore, be it:

ORDAINED, by the Essex County Board of County Commissioners as follows:

1. Amendments to the Code of the County of Essex are intended to modify only those portions of the approved Code of the County of Essex which are specifically addressed therein. All previously approved provisions, which are not inconsistent with these Amendments, are intended to remain in full force and effect.
2. If any clause, provision, subsection, section, or article of the Amendments, which are the subject of this Ordinance shall be ruled invalid by any court of competent jurisdiction or administrative agency, the invalidity of such clause, provision, subsection, section, or article shall not affect any of the remaining provisions unless such ruling adversely impacts the purpose and effect of the remaining portions of the Code of the County of Essex.
3. Applicable sections of the Code of the County of Essex are hereby amended to include Amendments outlined in the attached document, which by this reference are incorporated herein as if set forth in full and as follows:

ADDITION OF: Chapter 131 Electric Vehicles

ADDITION OF: Chapter 131 Article I Electric Vehicle Charging

4. A public hearing on this Ordinance shall be held on April 17, 2024 at 5pm in the Hall of Records, Room 506, 465 Dr. Martin Luther King, Jr., Blvd., Newark, New Jersey.

5. The Clerk of the Board of Chosen Commissioners is hereby directed to send notice of said public hearing and copies of this Ordinance and attachments to the Clerk of each municipality within the County and to publish notice of such public hearing once each week for two (2) consecutive weeks, the last publication to be not less than ten (10) days prior to the date set forth for such public hearing. Said notice shall state the Ordinance and attached Amendments will be available at the office of the Clerk of the Board of Chosen Commissioners.

6. This Ordinance shall take effect at the time and in the manner prescribed by law.

7. Upon adoption, the Clerk of the Board of Chosen Commissioners shall forward certified copies of this Ordinance and attachments to the County Executive, County Administrator, and County Counsel.

Approved as to form and legality [Signature]
 ESSEX COUNTY COUNSEL

RECORD OF VOTE: X=Vote N.V.=Abstention ABS=Absent

FIRST READING
 Moved by Commissioner Sebold
 Seconded by Commissioner Richardson

SECOND READING
 Moved by Commissioner Richardson
 Seconded by Commissioner Cooper

Commissioner	Yes	No	N.V.	ABS	Commissioner	Yes	No	N.V.	ABS
COOPER, V.P.	✓				COOPER, V.P.	✓			
GILL	✓				GILL	✓			
GRAHAM				✓	GRAHAM	✓			
LUCIANO	✓				LUCIANO	✓			
MERCADO	✓				MERCADO	✓			
MURRAY-THOMAS				✓	MURRAY-THOMAS	✓			
POMARES, PRES.	✓				POMARES, PRES.	✓			
RICHARDSON	✓				RICHARDSON	✓			
SEBOLD	✓				SEBOLD	✓			

Date Mailed to Municipal Clerks 3-22-24
 Date Public Hearing 4-3-24
 Date Published 3-27-24

Date Mailed to Municipal Clerks 5/16/24
 Date Published 5/18/24

It is hereby certified that the foregoing Ordinance was adopted () defeated () tabled by roll call vote at regular meeting of the Board of County Commissioners of the County of Essex, New Jersey, held on 3-20-24

It is hereby certified that the foregoing Ordinance was adopted () defeated () tabled by roll call vote at regular meeting of the Board of County Commissioners of the County of Essex, New Jersey, held on 4/17/24

[Signature]
 Carlos M. Pomares, President

[Signature]
 Carlos M. Pomares, President

The foregoing Ordinance has been duly presented to me on _____
 I hereby approve () disapprove the same on _____
 Returned and filed 5/2/24

4/18/24
5/2/24

[Signature]
 Deborah Davis Ford, Clerk

[Signature]
 Joseph N. DiVincenzo Jr., County Executive

Ordinance
 01/01/24