

**ORDINANCE AMENDING CHAPTER 2 OF THE CODE OF THE TOWNSHIP OF ROBBINSVILLE AND ESTABLISHING THE DEPARTMENT OF CONSTRUCTION AND HOUSING**

**WHEREAS**, the Code of the Township of Robbinsville requires the Township government, to the maximum feasible extent, to organize into departments with the goal of achieving maximum efficiency and effectiveness; and

**WHEREAS**, the Township Council of the Township of Robbinsville finds that in order for the Township government to achieve maximum efficiency and effectiveness a Department of Construction and Housing should be established; and

**WHEREAS**, the Township Council of the Township of Robbinsville finds that it is necessary and in the public interests to make certain amendments to the Municipal Code in order to establish the Department of Construction and Housing;

**NOW THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Robbinsville in the County of Mercer, State of New Jersey that Chapter 2 of the Code of the Township of Robbinsville is hereby amended as follows [added portions are underlined, deleted portions are strikethroughs]:

**SECTION 1.**

**§ 2-25 Departmental organization.**

The Township government shall, to the maximum feasible extent, organize into departments as provided by this Charter with the goal of achieving maximum efficiency and effectiveness. The departments of the Township shall be as follows:

- A. Department of Administration.
- B. Department of Finance.
- C. Department of Community Development.
- D. Department of Public Works.
- E. Department of Public Safety.
- F. Department of Law.
- G. Department of Construction and Housing.

**§ 2-26 Department directors.**

A. Notwithstanding any other law to the contrary, Each department shall be headed by a director, who shall be appointed by the Mayor with the advice and consent of the Council, ~~Each director~~ and who shall serve during the term of the Mayor appointing the director and until the appointment and qualification of a successor. The Mayor shall, with the advice and consent of the

Council, appoint the Municipal Assessor and all other municipal officers not assigned within municipal departments, subject to the terms of any general law providing for these offices, unless a different appointment procedure is clearly required by this plan of government or by general law. A department director may simultaneously serve as a division manager.

B. ~~Notwithstanding any other law to the contrary, D~~department heads shall appoint subordinate officers and employees within their respective departments and may, with approval of the Mayor, remove such officers and employees subject to the provisions of Title 11A of the New Jersey Statutes or other general law.

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### **§ 2-38.1 Department divisions.**

The Department of Community Development shall include the following divisions:

- A. Division of Engineering and Transportation.
- B. ~~Division of Uniform Construction Code.~~Division of Land Use.
- C. ~~Division of Land Use.~~
- D. ~~Division of Housing.~~

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### **~~§ 2-38.3 Division of Uniform Construction.~~**

A. ~~The Division of Code Enforcement shall be headed by a Construction Code Official. The division shall also serve as the uniform construction code enforcing agency.~~

B. ~~Uniform construction code enforcing agency. The various officials comprising the uniform construction code enforcing agency shall have such qualifications as are specified in the State Uniform Construction Code and its regulations. The powers and duties of such officials shall be as otherwise designated in Township ordinances and state law.~~

C. ~~The division shall be responsible for building code enforcement of both preexisting and new construction.~~

### **§ 2-38.438.3 Division of Land Use.**

The Division of Land Use shall be headed by the Director of Community Development. The Director of Community Development shall also be responsible for zoning enforcement and giving advice and assistance to the Planning Board, Zoning Board of Adjustment, ~~Site Plan Review Advisory Board (SPRAB)~~ and other applicable boards, bodies, commissions and committees of the Township. The powers and duties of the Director of Community Development shall be as otherwise designated in Township ordinances and state law.

**§ 2-38.54 (Reserved)**

**~~§ 2-38.6 Division of Housing.~~**

~~The Division of Housing shall be headed by the Director of Community Development and shall be responsible for ensuring housing standards and property maintenance of the Township in accordance with state and local laws.~~

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**§ 2-48.3 Department of Construction and Housing established; department director.**

A. There shall be a Department of Construction and Housing, the head of which shall be the Construction Code Official, who shall serve as the full-time Director of Construction and Housing. The Director shall be qualified by training and experience to be the head of the department, especially as set forth below. The Director of Construction and Housing shall be appointed by the Mayor with the advice and consent of the Council. Notwithstanding any tenure provisions set forth in state law, the Director shall serve during the term of office of the Mayor appointing the Director and until the appointment and qualification of a successor.

**§ 2-48.4 Department divisions.**

The Department of Construction and Housing shall include the following divisions:

- A. Division of Uniform Construction Code.
- B. Division of Housing.

**§ 2-48.5 Division of Uniform Construction Code.**

A. The Division of Uniform Construction Code shall be headed by the Construction Code Official. The division shall also serve as the Uniform Construction Code enforcing agency as established in Chapter 90.

B. Uniform Construction Code enforcing agency. As further provided for in Chapter 90 the various officials comprising the uniform construction code enforcing agency shall have such qualifications as are specified in the State Uniform Construction Code and its regulations. The powers and duties of such officials shall be as otherwise designated in Township ordinances and state law.

C. The division shall be responsible for building code enforcement of both preexisting and new construction.

**§ 2-48.6 Division of Housing.**

The Division of Housing shall be headed by the Director of Construction and Housing and shall be responsible for ensuring housing standards and property maintenance of the Township in accordance with state and local laws.

**SECTION 2.**

All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 3.**

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall remain valid and effective.

**SECTION 4.**

This ordinance shall take effect upon final passage and publication according to law.

PASSED: 1/28/2021

ADOPTED: 1/29/2021

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Michele Seigfried, Municipal Clerk

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David Fried, Mayor