

**BOROUGH OF WILDWOOD CREST
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

ORDINANCE NO. 1416

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER
23, COURT; MUNICIPAL OF THE CODE OF THE BOROUGH
OF WILDWOOD CREST**

WHEREAS, the Board of Commissioners of the Borough of Wildwood Crest has determined that it is necessary and proper for good government, order and the protection of persons and property, and for the preservation of the public health, safety and welfare of the Borough and its inhabitants to supplement and amend Chapter 23 of the Code of the Borough of Wildwood Crest which establishes and regulates the Municipal Court of the Borough of Wildwood Crest.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Wildwood Crest in the County of Cape May and State of New Jersey, as follows:

Section 1. Ordinance 1288, adopted September 26, 2018, that had been codified in the Code of the Borough of Wildwood Crest as Chapter 23 is hereby restated, amended, and supplemented as follows:

§ 23-1 Establishment.

A Municipal Court for the Borough of Wildwood Crest, in the County of Cape May, New Jersey, is established pursuant to the provisions of Chapter 293 of the Laws of 193~~93~~²³, as amended and supplemented.

§ 23-2 Title.

The name of the Municipal Court shall be the Municipal Court of the Borough of Wildwood Crest in the County of Cape May, New Jersey.

§ 23-3 Seal.

The Municipal Court shall have a seal which shall bear the impress of the name of the court.

§ 23-4 Municipal Court Judge; term of office.

There shall be a Municipal Court Judge of the said Municipal Court, who shall be appointed by the Board of Commissioners of said Borough and who shall serve for a term of three years from the date of the ~~his~~ appointment and until a ~~his~~ successor is appointed and qualified.

§ 23-5 Salary.

The Municipal Court Judge shall receive an annual salary as shall be determined by ordinance each year, to be paid in the same manner as the salaries of other municipal officers are paid, or pursuant to a shared services agreement as authorized by the Uniform Shared Services and Consolidation Act, N.J.S.A. 40:65-1 et seq. as amended and supplemented. and which shall be in lieu of all fees, costs and any other allowances whatsoever.

§ 23-6 Jurisdiction, powers and duties.

Said Municipal Court and the Municipal Court Judge thereof shall have, possess and exercise all the functions, powers, duties and jurisdiction conferred by the provisions of Chapter 293 of the Laws of 1993, as amended and supplemented, or by any other law.

§ 23-7 Administrator; appointment and duties.

There shall be a Municipal Court Administrator, who shall be appointed by the Director of the Department of Public Safety and who shall be subject to the Civil Service laws of the State of New Jersey. Such Municipal Court Administrator shall receive the salary as established by ordinance each year.

§ 23-8 Location.

The Municipal Court shall be held in the Borough of Wildwood Crest, or such other municipality as may be determined and approved by resolution of the governing body pursuant to a shared services agreement as authorized by the Uniform Shared Services and Consolidation Act, N.J.S.A. 40:65-1 et seq. as amended and supplemented City of North Wildwood Municipal Court, located at 901 Atlantic Avenue in the City of North Wildwood, at such hour or hours as shall be designated by said Municipal Court Judge and as is required to complete the court calendar, subject to the rules applicable to municipal courts.

§ 23-9 ~~Inconsistent ordinances repealed.~~ Reserved.

~~All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are repealed.~~

§ 23-10 ~~Effective date.~~ Reserved.

~~This ordinance shall take effect when adopted and published as required by law.~~

Section 2. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. All other ordinances in conflict with or inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

Section 4. If any portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this ordinance, but shall be confined in its effect to the provision directly involved in the controversy in which such judgment shall have been rendered.

Section 5. This ordinance shall become effective twenty (20) days after final passage and advertisement thereof as required by law.

Dated: December 6, 2023

Don Cabrera, Mayor

Patricia A. Feketics, Borough Clerk

Joseph Franco, Jr. Commissioner

Joseph Schiff, Commissioner

Introduced: November 21, 2023

Adopted: December 6, 2023