

ORDINANCE NO. 6-97

ADOPTING ORDINANCE

**ADOPTING ORDINANCE 6-97**

**AN ORDINANCE ADOPTING A REVISION AND CODIFICATION OF THE ORDINANCES OF THE BOROUGH OF ALLENTOWN IN THE COUNTY OF MONMOUTH, NEW JERSEY**

WHEREAS, the Mayor and Borough Council of the Borough of Allentown in the County of Monmouth, New Jersey has caused its ordinances of a general and permanent nature to be compiled and revised and embodied in a revision and codification known as "The Revised General Ordinances of the Borough of Allentown, 1996."

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF ALLENTOWN IN THE COUNTY OF MONMOUTH, NEW JERSEY, AS FOLLOWS:

**Section 1.** The ordinances of the Borough of Allentown in the County of Monmouth, New Jersey, of a general and permanent nature, as codified, Chapters 1 to 29 are hereby ordained as "The Revised General Ordinances of the Borough of Allentown, 1996."

**Section 2.** All of the provisions of "The Revised General Ordinances of the Borough of Allentown, 1996," shall be in force and effect on and after the effective date of this ordinance.

**Section 3.** All ordinances of a general and permanent nature, adopted by the Mayor and Borough Council (hereafter referred to as the "Council") and in force on June 11, 1996, and not contained in "The Revised General Ordinances of the Borough of Allentown, 1996," are hereby repealed from and after the effective date of this ordinance, except as hereinafter provided in Section 4.

**Section 4.** The repeal provided for in Section 3 of this ordinance shall not affect:

- a. Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance;
- b. Any prosecution, action, suit or other proceeding pending or any judgment rendered on or prior to the effective date of this ordinance;
- c. Any right of franchise conferred by the Council;
- d. Any right, right-of-way or easement acquired or established in any street, road, highway or other public place within the Borough;
- e. Any ordinance of the Borough providing for laying out, opening, altering, widening, relocating, straightening, acceptance or vacation of any street, road or highway within the Borough;

## ALLENTOWN CODE

- f. Any ordinance or resolution of the Borough promising or guaranteeing the payment of money by or for the Borough or authorizing the issuing of bonds or other evidence of the Borough's indebtedness, or any contract of or obligation assumed by the Borough;
- g. The annual budget appropriation ordinances or resolutions, and all ordinances and resolutions appropriating or transferring funds;
- h. The administrative ordinances or resolutions of the Council not in conflict or inconsistent with the provisions of this Revision;
- i. Any ordinance or resolution of the Council fixing compensation or salaries of the Borough officials and employees or the pay and compensation of positions and clerical employments which are not provided for in this Revision and which are not in conflict or inconsistent therewith;
- j. Any ordinance or resolution of the Council creating employments, positions or offices and fixing duties therefor which are not provided for in this Revision and which are not in conflict or inconsistent therewith;
- k. Concerning the Traffic Chapter, any other provision of this ordinance to the contrary notwithstanding, the repeal provided for in Section 3 of this ordinance shall not become effective with respect to any ordinance regulating traffic or parking on the public streets or highways until the traffic and parking chapters of this Revision are finally approved by the Commissioner of the New Jersey Department of Transportation, and said chapters shall not take effect until finally approved by the Director as aforesaid;
- l. Ordinances adopted by the Board of Health of the Borough of Allentown;
- m. Any ordinances of the Borough Council adopted upon final passage after the 11th day of June, 1996.

**Section 5.** The effect of proposed changes contained in the Revision is listed below:

**Chapter 1: General.** Chapter 1 is new. Section 1-1, Short Title provides the official title of the Code; Section 1-2, Definitions provides definitions for use within the entire Code or when drafting future ordinances for the Borough; Section 1-3, Interpretation provides rules of construction and interpretation of general terms used throughout this Revision, as well as for all other ordinances adopted by the Borough of Allentown. Section 1-4 provides that Code provision that is deemed unconstitutional or unenforceable shall not be deemed to invalidate the remaining chapters, Sections or paragraphs.

Section 1-5 contains the general penalty clause applicable to the entire Revision or any other ordinance adopted by the Borough Council. In Subsection 1-5.1 a maximum penalty of one thousand (\$1,000.00) dollars fine and/or ninety (90) days imprisonment and/or a maximum period of ninety (90) days of community service is established to agree with State Statutes. Subsection 1-5.1 eliminates the need to restate the maximum penalty clause each time a new regulatory ordinance is adopted. Subsection 1-5.2 permits the Borough Council to establish a minimum penalty for a particular ordinance which may be a fine that does not exceed one hundred (\$100.00) dollars. Subsection 1-5.3 provides that additional fines may be

## ADOPTING ORDINANCE

imposed on repeat offenders. Subsection 1-5.4 provides that any person who defaults on payment of a fine may be imprisoned in the County Jail or be required to perform community service. Subsection 1-5.5, Separate Violations provides that each day a violation exists shall constitute a separate violation. Subsection 1-5.6 states that the amount of penalty is at the discretion of the Judge of the Municipal Court. Section 1-6 provides that the Borough Clerk shall maintain the Code and provide for printed supplements containing the new ordinances.

**Chapter 2: Administration.** This Administrative Chapter has been organized into Articles as follows:

- Article I Mayor and Council
- Article II Officers and Employees
- Article III Department Established
- Article IV Boards, Committees and Commissions
- Article V Municipal Court
- Article VI Policies and Procedures
- Article I Mayor and Council is new.

Subsection 2-1.1 provides for the election and number of Council Members; Subsection 2-1.2 states that the Council shall adopt rules of procedure for their meetings. Subsection 2-1.3 contains the procedures to adopt new ordinances. Subsection 2-1.4 provides the procedure for the Mayor to veto an ordinance and also provides the method for Council to overrule the Mayor's veto. Subsection 2-1.5 provides that Council shall take action to codify the ordinances of the preceding year. Subsection 2-1.6 provides for the filling of vacancies in the Council, and 2-1.7 states the qualifications for appointees.

Section 2-2, Meetings is new, providing for the organizational meeting, regular and special meetings, notice required for meetings and the quorum required to transact business.

Section 2-3 is new and provides the powers and duties of the Mayor. Section 2-6 is new and provides for the election and powers of the Council President.

Section 2-8 is new and provides for the appointment, term, qualifications, compensation and duties of the Borough Clerk.

Portions of Section 2-13 are new, establishing the Department of Finance and the appointment, duties and qualifications of the Chief Financial Officer and the Borough Treasurer.

Portions of Section 2-15 are new, providing for the appointment, qualifications, term, tenure and duties of the Tax Collector, and Section 2-16 is new, providing for the appointment, duties, term and salary of the Tax Assessor.

Subsection 2-21.5 is new and provides for powers and duties of the Superintendent of Public Works.

Sections 2-24, 2-25, 2-26 and 2-27 are new and provide for the term, qualifications, supervision, duties and compensation of the Licensed Water Plant Operator, the

## ALLENTOWN CODE

Assistant to the Licensed Water Plant Operator; the Licensed Sewer Plant Operator and the Assistant to the Sewer Plant Operator.

Section 2-30, establishing the appointments, qualifications and powers and duties of the Borough Attorney is new.

Section 2-31, providing for the appointment, qualifications and compensation of the Borough Engineer is new.

Section 2-32 providing for the appointment, powers and duties of the Borough Physician is new, as is Section 2-33 providing for the appointment, term and qualifications of the Municipal Auditor.

Subsection 2-36.1, Creation (of the Police Department) is revised to say the Police Department may consist of the following; and paragraph e. is revised to include Fire, Police and Clerks, and paragraph f. is new providing for the hiring of Special Law Enforcement Officers.

Subsections 2-36.3, Control of the Department and 2-36.4, Rules and Regulations have been revised to provide for a report to Council in the absence of the Chief.

Subsection 2-36.5, General Qualifications of Members has been revised in paragraph b. to state "is physically and mentally qualified," and "has not been convicted of any criminal offense involving moral turpitude". Paragraph c. is amended to state that a candidate for a permanent appointment shall have completed a temporary one (1) year appointment after the successful completion of the required basic course of police training, and paragraph d. to require a physical and mental examination by a licensed practicing physician and also to require a background investigation.

In Subsection 2-36.7, Chief of Police, paragraph a., 1. has been revised to require the Chief to enforce rules and regulations, special orders, general orders, standards of performance, directives and special emergency directives for the disposition and discipline of the force.

Subsection 2-36.8, Duties of Department has been revised to add in paragraph e. to operate a training program to improve police efficiency to insure officers receive required mandated training courses.

In Subsection 2-36.9, Special Law Enforcement Officers, paragraphs a., b. and c. have been amended by adding the Statutory reference; paragraph b. is revised to provide for the absence of the Chief, and paragraph e. is revised to require an appointee to be physically and mentally qualified.

Section 2-36.10, Hours of Employment is revised to state the hours of employment shall be established by the Chief of Police or, in his absence, the Director of Public Safety.

Subsection 2-36.15, Vacations is revised in paragraph b. to state that vacations shall be scheduled with the approval of the Chief so as not to interfere with the efficiency of the Department.

Section 2-49, Historic Preservation Review Commission has been amended in Subsection 2-49.2 to state the purposes and objectives of the Commission. Subsection 2-49.7 is new and provides that the administrative officer shall be either the Construction Code Official or the Zoning Officer.

## ADOPTING ORDINANCE

In Section 2-50, Board of Recreation Commissioners, Subsection 2-50.2, Right to Acquire Property has been revised to state "with the advice and consent of the Borough Council."

Subsection 2-50.9, Employees has been amended to state that the Board may also appoint "recreation personnel," and also to provide that the Borough Council shall determine their salaries.

In Subsection 2-50.12, paragraph b. has been revised to provide the procedure to pay vendors.

Section 2-60, Water Utility is new and provides for the establishment of the utility and also establishes the procedure for revenue, accounting and disbursements of funds from the Water Utility Fund.

The Local Assistance Board, established in Section 2-61 is new and provides for the appointment of members, duties, organization of the Board and the duties of the Director of Welfare.

Subsection 2-71.9, 2-71.10 and 2-71.11 provide for the appointment, duties and compensation of a Municipal Prosecutor.

Subsection 2-74.1, Purchasing Procedure Established is new and has been revised from previous policies.

**Chapter 3: Police Regulations.** This chapter contains regulations prohibiting littering; distribution of handbills and posters; discharge of firearms; the operation of bicycles; camping and recreational vehicles; abandoned vehicles; parental responsibilities; prohibits smoking in public places; restrictions on sale of tobacco to minors; noise control regulations; disorderly persons; loitering; display of obscene material and lighting nuisances.

Section 3-9.5, Impounding of Vehicles, has been revised to charge "customary and reasonable fees" for automobile storage.

Section 3-18, Tobacco Sales is new. This Section prohibits the sale of tobacco products to minors under the age of eighteen (18). This Section also requires identification for a retailer to sell tobacco to an individual, and prohibits the use of tobacco vending machines.

Section 3-19, Noise Control is a revision of the noise prohibitions adopted on November 13, 1963. This Section contains decibel measurements for noise categories so they can be measured and controlled.

**Chapter 4: General Licensing.** This chapter includes general licensing requirements and regulations for mercantile licenses, licensing of peddlers and solicitors; public exhibitions, circuses and amusement devices; and parades.

Subsection 4-1.1 has been revised to state "No person shall engage in or carry on any business within the Business District..."

Subsection 4-3.2 has been revised to include "mechanical or electronic amusement devices."

## ALLENTOWN CODE

**Chapter 5: Animal Control.** Regulations concerning the licensing and regulation of dogs and cats are contained in this chapter.

Subsection 5-1.6, Seeing Eye Dogs or Hearing Ear Dogs, is new and states that such dogs shall be registered and licensed, but no fee shall be charged. In this chapter references to dog warden are changed to Animal Control Officer.

**Chapter 6: Alcoholic Beverage Control.** The existing Borough ordinances on this subject have been rearranged for purposes of topical sequence and revised format. New text material has been included.

Section 6-4.2, Hours of Sale for Plenary Retail Distribution, has been revised to state that no licensee shall sell or deliver ... distilled spirits in original containers for consumption off the licensed premises before 9:00 a.m. or after 12:00 midnight on any day of the week.

Subsection 6-4.3, Sales to Certain Persons, prohibits sales to intoxicated persons or persons under the legal age.

Subsection 6-4.4, Closing Provisions; Exceptions, requires the entire premises to be closed during the hours that the sale of alcoholic beverages is prohibited and provides the exceptions as noted.

Section 6-6, Persons Under the Legal Age, is new and prohibits minors from purchasing, consuming or having alcoholic beverages served or delivered to him or her. This Section provides for the prohibition of minors ordering, being served or having delivered alcoholic beverages, prohibits consumption by a minor, prohibits purchasing alcoholic beverages for a minor, and states the specific penalties for underage drinking as provided in N.J.S.A. 33:1-81.

**Chapter 7: Traffic.** This chapter contains the traffic ordinances of the Borough placed in accord with the new model of organization that has been recommended by the State of New Jersey Division of Motor Vehicles. This chapter may not be enforced until approval is obtained from the Director of the Bureau of Traffic Engineering, New Jersey Department of Transportation. New and revised street regulations are included if they have been recommended by the Police Department or the Borough and approved by the Bureau of Traffic Engineering of the Department of Transportation.

**Chapter 8: Taxicabs.** This chapter contains the provisions for the licensing of taxicabs.

Subsection 8-3.4, Business License Fees, has been revised to twenty-five (\$25.00) dollars for each taxicab license.

Subsection 8-3.5, Inspections, has been revised to state each taxicab shall be inspected and approved for operation by the State Motor Vehicles Department ... to determine fitness and serviceability for motor vehicle safety. Any taxicab not properly registered and inspected will be suspended from operation.

## ADOPTING ORDINANCE

In Subsection 8-3.6, Insurance, the license requirements are revised to five hundred thousand (\$500,000.00) dollars for bodily injuries or death and one hundred thousand (\$100,000.00) dollars to satisfy claims for property damage.

Section 8-4, Taxicab Driver's Permit, is revised to require a permit to drive a taxicab, and Subsection 8-4.3 is revised to require a twenty-five (\$25.00) dollar permit fee annually.

### **Chapter 9: Reserved.**

### **Chapter 10: Reserved.**

**Chapter 11: Building and Housing.** This chapter contains the State Uniform Construction Code Enforcing Agency, the adoption by reference of the New Jersey State Housing Code, Unfit and Unsafe Buildings.

The new revision is Subsection 11-1.2, Fees, a,1,(j), for demolition of all sheds and one and two car detached garages, the flat rate of forty (\$40.00) dollars.

Subsection 11-2.5, Authority to Promulgate Regulations, is revised in paragraph b. to state that the present rules and regulations adopted by the Borough of Allentown Housing Inspector are contained in the 1993 BOCA National Property Maintenance Code.

In Subsection 11-2.6, Occupancy or Rental of Property not in Conformance with Provisions; Certificates of Approval, paragraph c. has been revised to permit sixty (60) days for correction of a violation, and also provides an exception that if weather prohibits the completion of an outdoor violation, the seller may post monies in an escrow account to cover installation of these items.

Subsection 11-7.7, Small Satellite Antennas Exempt from Provisions, is new and provides that pursuant to the Federal Communications Commission, small dish antennas are not regulated by the building or zoning codes. Paragraph b. of this Subsection states that provision that specify requirements with respect to location, use, permissible area and height, the more restrictive requirements of the Code or the Zoning Code shall govern.

**Chapter 12: Property Maintenance.** This chapter contains the requirements regarding cutting of grass and weeds on lots and premises and also abutting sidewalk areas.

Subsection 12-1.3, Responsibility for Removal has been changed to allow five (5) days for removal of brush, weeds, trash, etc. after notice from the Borough.

This chapter also contains regulations for the storage of wood and also requires that hedges, brush and plant life shall not interfere with clear vision at intersections.

**Chapter 13: Fire Prevention.** This chapter is new and provides for the adoption of the State Uniform Fire Safety Act, enforcement by the Borough Fire Prevention

## ALLENTOWN CODE

Bureau, the appointment and duties of the Fire Official/Fire Inspector and the fees for permits issued by the Fire Prevention Bureau.

**Chapter 14: Streets and Sidewalks.** This chapter contains the specifications for streets, methods of construction, maintenance of uncompleted streets, curb specifications; obstructions in streets, removal of snow and ice, excavations in streets and sidewalk and curb improvements.

Revisions have been made to this Chapter by the Township Engineer in order to standardize the requirements and have them refer to standards established by the New Jersey Department of Transportation.

Subsection 14-1.6, Filing of Map, Inspection Fee and Bond Required has been revised to refer to the Municipal Land Use Law requirements.

Subsection 14-1.7, Curb Specifications has been revised to state that curbs shall be of 4,000 psi air entrained concrete; and also to state how concrete curb shall be installed.

Subsection 14-1.8, Sidewalk Specifications has been revised to allow certain exemptions.

Section 14-4 has been revised to include "Public Utility" as also being responsible for all requirements in this Section.

Subsection 14-4.1, Permit; Bonding, has been revised to require a twenty-five (\$25.00) dollar fee for each application for a street opening.

Subsection 14-4.2, Inspections; Return of Bond, has been revised to require the Superintendent of Public Works to inspect the street opening, and also to establish a sliding scale inspection fee with a one hundred (\$100.00) dollar minimum.

Subsection 14-4.3, Repair by Borough; Recovery of Costs, has been revised to include "Public Utility" as part of the group from which the Borough shall recover damages or file suit against, and also requires a twenty-five (\$25.00) dollar fee for issuance of the permit.

Subsection 14-4.4, Size and Duration of Opening, has been revised to also include public utility, as "No person, corporation or public utility shall open or excavate a street for a greater distance than two hundred (200) feet for a period longer than five (5) working days." It also requires a time schedule be provided with the permit application.

Subsection 14-4.5, Safety Measures, is revised to require the placing of steel plates, fencing, signs, lights, barricades, traffic channeling devices and pedestrian safety devices as required by the New Jersey Department of Transportation. This Subsection also provides that the Borough shall notify the contractor of any unsafe or emergency condition. If the person, corporation or public utility does not respond to the notice within two hours, the Borough shall take appropriate action.

Section 14-5, Sidewalk and Curb Improvements, has been revised to require the Code Enforcement Official to certify when sidewalks are in need of construction or repair.

**Chapter 15: Reserved.**



## ADOPTING ORDINANCE

### **Chapter 16: Reserved.**

**Chapter 17: Solid Waste Management.** Included in this chapter are the regulations for collection of garbage, rubbish, refuse and recycling.

Subsection 17-1.3, Preparation of Refuse for Collection, has been revised to state in paragraph c., 2 that the Council is authorized to establish regulations for the collection of newspapers, and in paragraph c., 4 that the Borough Council or the resident may authorize the collection of newspapers from individual properties.

**Chapter 18: Sewers.** This chapter establishes fees and charges for sewer collection, prohibited connections and the allocation and utilization of gallonage.

The fee for connection in Subsection 18-1.2b. has been raised to one thousand eight hundred (\$1,800.00) dollars.

In Subsection 18-1.3, Annual Sewer Rates, paragraph c., 1 is the schedule of rates for minimum sewer rents of all other establishments not connected to the Borough water supply.

Section 18-6, Allocation and Utilization of Gallonage is new and provides allocation for the several categories of use and also provides that the Borough may distinguish between categories by level of importance.

**Chapter 19: Water.** This chapter covers the fees and charges for water usage and water service. In Subsection 19-2.1, Water Meters; Repair and Testing, paragraph b. has been revised to require that a water meter will be tested at an owner's request if seventy-five (\$75.00) dollars is placed in an escrow account, and, if repairs are necessary, the costs will be deducted from the escrow account and balance returned to meter owner. If costs exceed the escrow, the additional amount is required prior to meter installation.

Throughout this chapter references to the "Water Superintendent" are revised to refer to the "Licensed Water Plant Operator."

Subsection 19-2.12, Complaints, is revised to state that complaints shall be made in writing to the Mayor and Council.

### **Chapter 20: Reserved.**

### **Chapter 21: Reserved.**

**Chapter 22: Taxation.** This chapter contains the Section on Tax Exemption on Improvements.

## ALLENTOWN CODE

**Chapter 23: Park and Recreation Areas.** This chapter contains the Parks, Playgrounds and Recreation Facilities Regulations; Allentown Lake Park Rules and Regulations and Enforcement and Dr. Walter David Farmer Park.

Subsection 23-1.7, Disturbing Park Animals and Birds, has been revised to state that no person shall remove the young of any wild animals, or the eggs or nest of any reptile or bird except employees of the Department of Public Works.

Subsection 23-1.9, Permit for Use by Group, is revised so that any group or association of twenty-five (25) persons desiring to use any park or recreational facilities shall apply to the Board of Recreation Commissioners, with the advice and consent of Council for permission to use the facilities.

In Section 23-2, Allentown Lake Rules and Regulations, paragraph a. has been revised to "The hours of the park shall be from sunrise to one (1) hour after sunset.", and paragraph m. is changed to "The sports courts and the basketball courts' light may be used all year round ..."

**Chapter 24: Reserved.**

**Chapter 25: Reserved.**

**Chapter 26: Reserved.**

**Chapter 27: Flood Damage Prevention.** The provisions for flood damage prevention which are required by the Federal Flood Protection Agency are complete in this chapter.

**Chapter 28: Land Use Procedures.** This chapter contains the establishment of the Planning Board and the establishment of the Zoning Board of Adjustment, as adopted by Ord. No. 103-78.

In Section 28-1, Definitions, "Municipal Agency" shall be defined as the Municipal Planning and Zoning Board of Adjustment.

Subsection 28-4.6, List of Property Owners Furnished, is revised to state that the Borough Clerk shall prepare a list of names and addresses of owners who require a notice.

**Chapter 29: Off-Tract and Off-Site Improvements.** This chapter contains the requirements for off-tract and off-site improvements.

In Section 29-3, Definitions, the definition of "Off-Tract" has been added from N.J.S.A. 40:55D-1, et seq.

**Chapter 30: Subdivisions.** The Land Subdivision regulations, as adopted by Ord. No. 014-78 are complete in this chapter.

## ADOPTING ORDINANCE

### **Chapter 31: Reserved.**

**Chapter 32: Zoning.** The Zoning Regulations as adopted by Ord. No. 015-78, and as further amended and supplemented, are contained in this chapter.

**Appendix A: Personnel Policies.** The Personnel Policies of the Borough of Allentown are printed as the appendix.

Throughout the Revision there has been reorganization and editing of the source ordinances, not to effect substantive changes but intended to eliminate word duplications and overlapping and to effect uniformity of expression. In some cases provisions of the source ordinances have not been included in the Revision either because they have been expressly or impliedly repealed by later ordinances, are obsolete or no longer apply in the Borough of Allentown.

**Section 6.** A copy of the Revised General Ordinances of the Borough of Allentown, in the County of Monmouth and State of New Jersey, has been filed in the office of the Borough Clerk of the Borough of Allentown and shall remain there for the use and examination of the public until final action is taken on this ordinance, and if this ordinance shall be adopted, such copy shall be certified to by the Clerk of the Borough of Allentown by impressing thereon the seal of the Borough of Allentown, as provided by law, and such certified copy shall remain on file in the office of the Borough Clerk of the Borough of Allentown to be made available to persons desiring to examine the same during all times while the Revision is in effect.

**Section 7.** Amendments to the Revision. Any and all additions, amendments or supplements to the Revision when passed and adopted in such form as to indicate the intent of the Borough Council to make them a part thereof shall be deemed to be incorporated into such Revision so that reference to "The Revised General Ordinances of the Borough of Allentown, 1996" shall be understood and intended to include such additions and amendments. Whenever such additions, amendments or supplements to the Revision shall be adopted they shall thereafter be printed, and as provided hereunder inserted in the book containing the Revised General Ordinances as amended and supplemented thereto.

**Section 8.** It shall be the duty of the Borough Clerk or someone authorized and directed by the Clerk to keep up-to-date the certified copy of the book containing "The Revised General Ordinances of the Borough of Allentown, 1996," required to be filed in his office for the use of the public. All changes in the Revision and all ordinances adopted subsequent to the effective date of this codification shall be adopted specifically as part of the Revision and shall when finally adopted be included therein by reference until such changes or new ordinances are printed as supplements to the Code, at which time such supplements shall be inserted therein.

**Section 9.** The Borough Clerk of the Borough of Allentown, pursuant to law, shall cause to be published in the manner required a copy of this Adopting Ordinance in a

ALLENTOWN CODE

newspaper of general circulation in the Borough of Allentown. Sufficient copies of the Revised General Ordinances of the Borough of Allentown shall be maintained in the office of the Borough Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this adopting ordinance coupled with availability of copies of the Revision for inspection by the public shall be deemed, held and considered to be due and legal publication of all provisions of the Revision for all purposes.

**Section 10.** Copies of the book containing "The Revised General Ordinances of the Borough of Allentown, 1996, " may be purchased from the Borough Clerk upon the payment of a fee to be set by resolution of the Council which may also arrange by resolution the procedures for the periodic supplementation thereof.

**Section 11.** Each Section of "The Revised General Ordinances of the Borough of Allentown, 1996" and every part of each Section is an independent Section or part of a Section and the holding of any Section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to effect the validity or constitutionality of any other Sections or parts thereof.

**Section 12.** This ordinance shall take effect immediately upon final passage and publication thereof according to law.

Introduced: June 24, 1997

Adopted: July 22, 1997

Approved: July 25, 1997

Attest:

I HEREBY CERTIFY that the foregoing ordinance is a true copy of an ordinance given its final reading and adopted by the Mayor and Borough Council of the Borough of Allentown, in the County of Monmouth, New Jersey, at a regular meeting of that body held in the Council Chamber, Borough Hall, on the 22nd day of July, 1997 and approved by the Mayor on that date.

/s/ \_\_\_\_\_  
Lorene K. Wright, Temporary Borough Clerk