

**ORDINANCE 2019-10**

**AN ORDINANCE OF THE BOROUGH OF CHESTER, MORRIS COUNTY, STATE OF NEW JERSEY, AMENDING THE CODE OF THE BOROUGH OF CHESTER TO INCREASE THE NUMBER OF MEMBERS ON THE CHESTER BOROUGH RECREATION COMMITTEE**

**WHEREAS**, municipalities are empowered to make, amend, repeal, and enforce its ordinances pursuant to Statute (N.J.S.A. 40:48-1, et seq.); and

**WHEREAS**, municipalities are required by Statute to follow specific procedures for the passage of ordinances (N.J.S.A. 40:49-2 et seq.); and

**WHEREAS**, by Ordinance No. 2019-03, the Mayor and Council replaced the Recreation Commission with a Recreation Committee; and

**WHEREAS**, the Mayor and Council wish to increase the number of members on the Recreation Committee from four (4) to five (5); and

**WHEREAS**, the Mayor and Borough Council wish to amend the Borough Code, Part I (Administrative Legislation) Chapter 9 (Boards and Committees) Article II (Board or Recreation Commission) Section 9-8 (Membership; terms; compensation; vacancy);

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Borough of Chester, County of Morris, State of New Jersey that the Borough Code is hereby amended and as follows:

**SECTION 1.** Borough Code, Part I (Administrative Legislation) Chapter 9 (Boards and Committees) Article II (Board or Recreation Commission) Section 9-8 (Membership; terms; compensation; vacancy); is hereby amended to read as follows:

**§ 9-8 Membership; terms; vacancy.**

The membership of the Recreation Committee shall be appointed by the Mayor and shall consist of five (5) members who shall be citizens and residents of the Borough. The Committee members first appointed shall include two (2) one-year appointments, one (1) two-year appointment, and two (2) three-year appointments. Thereafter, their successors shall be appointed for terms of three (3) years, and all future appointments shall be made at the Borough's annual reorganization meeting. Appointments to fill a vacancy shall be for the unexpired term of the departing member.

**SECTION 2.** If any Chapter, Article, Section or Subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction such decisions shall not affect the remaining portions of this Ordinance.

**SECTION 3:** All ordinances or rules or regulations of the Borough of Chester, which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4:** This ordinance shall take effect upon passage and publication according to law.

Dated: June 6<sup>th</sup>, 2019

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Janet Hoven, Mayor

Attest:

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Denean Probasco, Municipal Clerk

**NOTICE OF FINAL ADOPTION**

Notice is hereby given that the Ordinance published herewith was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Chester, in the County of Morris, New Jersey, held on the 7<sup>th</sup> day of May, 2019, and the same came up for final passage at a meeting of said Borough Council on the 6<sup>th</sup> day of June, 2019 at which time, after persons interested were given an opportunity to be heard concerning said ordinance, the same was passed and will be in full force in the Borough according to law. By order of the Borough Council of the Borough of Chester, County of Morris and State of New Jersey.

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Denean Probasco, RMC  
Municipal Clerk  
Borough of Chester