

**THE TOWNSHIP OF EWING
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE NO. 17-09

1st Reading 3-16-17 (Thurs - due to rescheduled meeting) Date to Mayor 3-29-17

2nd Reading & Public Hearing 3-28-17 Date Returned 3-29-17

Date Adopted: Date Resubmitted to Council _____

3-28-17 Approved as to Form of Legality

Effective Date: _____
4-17-17 _____
Township Attorney

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 4, ADMINISTRATION OF GOVERNMENT, ARTICLE III, MUNICIPAL CLERK, TO AUTHORIZE AND DELEGATE TO THE MUNICIPAL CLERK THE AUTHORITY TO APPROVE THE GRANTING OF RAFFLE AND BINGO LICENSES TO BE HELD IN THE TOWNSHIP OF EWING

First Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Baxter	X					X
Keyes-Maloney	X				X	
Schroth	X					
Wollert	X					
Steward	X					

Second Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Baxter	X					X
Keyes-Maloney	X					
Schroth	X					
Wollert	X				X	
Steward	X					

By _____ Date _____ Accepted _____ Rejected _____
Mayor

Reconsidered
By Council _____ Override Vote YEA _____ NAY _____

TOWNSHIP OF EWING
ORDINANCE NO. 17-09

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 4, ADMINISTRATION OF GOVERNMENT, ARTICLE III, MUNICIPAL CLERK, TO AUTHORIZE AND DELEGATE TO THE MUNICIPAL CLERK THE AUTHORITY TO APPROVE THE GRANTING OF RAFFLE AND BINGO LICENSES TO BE HELD IN THE TOWNSHIP OF EWING

WHEREAS, N.J.A.C. 13:47-1.1, provides that while a municipal governing body is authorized to approve the granting of raffle and bingo licenses, it may by ordinance delegate the authority to approve the granting of raffle and bingo licenses to another person, including, without limitation, the municipal clerk; and

WHEREAS, the Township wishes to delegate the authority to approve the granting of raffle and bingo licenses to the municipal clerk; and

WHEREAS, applicants for raffle and bingo licenses must be investigated in accord with N.J.S.A. 5:8-27 and N.J.S.A. 5:8-53, and shall be subject to all other legal requirements, duties and obligations.

BE IT ORDAINED by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 CHAPTER 4, Administration of Government

Article III MUNICIPAL CLERK

§ 4-15 POWERS AND DUTIES.

The Municipal Clerk shall:

- A. Act as secretary of the municipal corporation and custodian of the Township Seal and of all minutes, books, deeds, bonds, contracts and archival records of the Township.
- B. Act as secretary to the Township Council, prepare meeting agendas at the discretion of the Township Council, be present at all meetings of the Township Council, keep a journal of the proceedings of every meeting, retain the original copies of all ordinances and resolutions and record the minutes of every meeting.
- C. Serve as the chief administrative officer in all elections held in the Township, subject to the requirements of Title 19 of the Revised Statutes.
- D. Serve as chief registrar of voters in the Township, subject to the requirements of Title 19 of the Revised Statutes.
- E. Serve as the administrative officer responsible for the acceptance of applications for licenses and permits and the issuance of licenses and permits, except where statute or this Code delegates that responsibility to some other municipal officer.
- F. Serve as coordinator and records manager responsible for implementing local archives and records retention programs as mandated pursuant to Title 47 of the Revised Statutes.
- G. Until such time as a separate alcoholic beverage control board may be established in the Township pursuant to law, issue such licenses as may be authorized by the Township Council pursuant to Title 33 of the Revised Statutes and Chapter 91, Alcoholic Beverages, of this Code.
- H. Account monthly for all fees received by the Office of the Municipal Clerk.

I. Assure that all ordinances and notices of the Township of Ewing are properly posted and advertised.

J. In accordance with N.J.S.A. 40:69A-43(a), prepare and submit to the Business Administrator an annual budget for the Office of the Municipal Clerk, as well as such other periodic budget reports as may be required by the Business Administrator of the administrative departments.

K. Be subject to the same accounting controls, central purchasing practices, personnel procedures and regulations (except as set forth in § 4-17) and central data processing services as are required of the administrative departments.

L. Perform such other duties as are now or hereafter imposed by statute, regulation or by Township resolution or ordinance.

M. In accordance with N.J.A.C. 13:47-1.1, investigate applicants and approve the granting of raffle and bingo licenses to be held in the Township of Ewing pursuant to the provisions of the Bingo Licensing Law (N.J.S.A. 5:8-24 et seq.) as well as the Raffles Licensing Law (N.J.S.A. 5:8-50 et seq.).

Section 2. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such a decision shall not affect the remaining portions of the Ordinance, which shall remain in full force and effect, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

Section 3 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

Adopted:

STATEMENT

This Ordinance delegates the authority to approve the granting of raffle and bingo licenses to the municipal clerk as permitted under N.J.A.C. 13:47-1.1.