

TOWNSHIP OF DENNIS

**CAPE MAY COUNTY
STATE OF NEW JERSEY**

ORDINANCE NO. 2012-03

**AN ORDINANCE OF THE TOWNSHIP OF DENNIS AMENDING AND
SUPPLEMENTING CHAPTER 17 (ENVIRONMENTAL COMMISSION) OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF DENNIS,
TO ELIMINATE AND DISSOLVE THE
ENVIRONMENTAL COMMISSION AND ESTABLISH
A NATURAL RESOURCES COMMITTEE**

The foregoing ordinance was introduced and passed at a first reading of the Township Committee of the Township of Dennis held on March 20, 2012 and adopted on second and final reading after a public hearing thereon at a regular meeting of the Dennis Township Committee at the Municipal Building, 571 Petersburg Road, Dennisville on April 16, 2012.

ATTEST

Jacqueline B. Justice, RMC/Clerk

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WHEREAS, the Township Committee of the Township of Dennis has concluded that it is in the interests of the general public to dissolve the existing Environmental Commission; and

WHEREAS, there has existed within the Township of Dennis an Environmental Commission which has been set forth within the Township Code within Chapter 17; and

WHEREAS, the Environmental Commission of the Township of Dennis has within its power and duties those powers and duties described and proscribed by N.J.S.A. 40:56A-2, et seq.; and

WHEREAS, the Township Committee of the Township of Dennis hereby deems the continued existence of this Environmental Commission to be unnecessary; and

WHEREAS, while the Township Committee of the Township of Dennis deems the Environmental Commission of the Township of Dennis to be unnecessary, the Township Committee believe it is in the best interests of the Township of Dennis and its residents to have an established committee to advise and discuss with the Mayor and Committee issues of environmental concern within the Township; and

WHEREAS, the Township Committee of the Township of Dennis believe that a Natural Resources Committee should be established within the Township of Dennis, and should consist of members of the general public and the governing body; and

WHEREAS, the Township Committee of the Township of Dennis has determined that the enactment of this ordinance will further protect the safety, health, and general welfare of the residents of this Township.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF DENNIS AS FOLLOWS:

SECTION I. The Title of Chapter 17 of the Township Code is amended to read as follows:

NATURAL RESOURCES COMMITTEE

SECTION II. The existing Chapter 17 of the Township Code is hereby repealed in its entirety and the following new Chapter 17 is adopted in its place: as follows:

§17-1 Establishment and Purpose

A Natural Resources Committee is hereby established within the Township of Dennis for the sole purpose of advising the Township Committee on issues of environmental concern to the residents of the Township related to the natural resources which are under the custody and control of the Township or items which may impact such natural resources. The

committee shall be completely advisory in nature and report solely to the Township Committee on the issues assigned to it by the Township Committee.

§17-2 Membership

The Natural Resources Committee shall consist of six public members, in addition to the Mayor and one other member of the governing body. The Mayor shall appoint two public members, one of whom the Mayor shall designate as Chair. One public member each shall be appointed by each member of the Township Committee other than the Mayor, respectively. All such appointments shall be done by Resolution of the Township Committee at an open public meeting on an annual basis.

§17-3 Term of appointment; Meetings

Public members appointed to the Natural Resources Committee shall serve a term of one year or portion thereof. However, in no event shall any appointment to the Natural Resources Committee last any longer than the next annual organizational meeting of the Township Committee of the Township of Dennis, provided that such person may be annually reappointed. The Natural Resources Committee shall meet at least once per quarter and shall report at least annually to the Township Committee. The first such annual report shall be provided at the first meeting of the Township Committee in December 2012, and then annually at such first December meeting thereafter for the life of the Committee. The Committee shall also report when requested to do so by the Township Committee.

§17-4 Powers and Duties

The sole duty of the Natural Resources Committee and its members shall be to advise the Township Committee of the Township of Dennis regarding issues of environmental concern within the Township of Dennis. The Natural Resources Committee and its members shall also report to the Township Committee upon issues of environmental concern when requested by the Township Committee to do so. However, the Natural Resources Committee and its members shall have no power to take any action on behalf of the Township of Dennis, or to take any other action other than what is set forth within this subsection.

§17-5 Intent

It is the express intention and purpose of the Township Committee that the Natural Resources Committee shall provide a place for environmental issues concerning the natural resources within the custody and control of the Township, or items which may impact such natural resources, to be discussed until such time as the Township Committee takes formal action on any issue.

SECTION 3. The previously established Environmental Commission of the Township of Dennis is hereby deemed eliminated and dissolved, and all offices and membership in same which have been created are hereby revoked and dissolved. Any authority or power any person, or persons, had or was otherwise authorized by the existence of the Environmental Commission is hereby revoked. Any and all funds held by the Environmental Commission, barring any legal limitations, shall be immediately turned over by the Treasurer of the Environmental Commission to the Chief Financial Officer of the Township and the Chief Financial Officer shall place such funds in the general fund of the Township.

SECTION 4. Any portion, or portions, of the Township Code inconsistent herewith is (are) hereby repealed.

SECTION 5. This ordinance shall be part of the Township of Dennis Municipal Code as though codified and fully set forth therein. The Township Clerk shall have this ordinance codified and incorporated in the official copies of the Township of Dennis Code.

SECTION 6. This ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Eugene L. Glembocki, Mayor

Brian W. Teefy, Deputy Mayor

John Murphy, Committee Member

Albert M. DiCicco, Committee Member

Frank L. Germanio, Committee Member

The foregoing Ordinance was introduced at a meeting of the Township Committee of the Township of Dennis on March 20, 2012. Publication will be held on March 28, 2012 and a Public Hearing will be held at a meeting of the said Township Committee to be held on April 16, 2012 at 4:00 p.m. in the Municipal Building located at 571 Petersburg Road in Dennisville.

ATTEST

Jacqueline B. Justice, RMC/Clerk