

**ORDINANCE NO. 2017-11
TOWNSHIP OF GREEN, COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**AN ORDINANCE REVISING SECTION 2-40.7 OF
THE GREEN TOWNSHIP CODE TO ALLOW OPEN
SPACE TRUST FUND MONIES TO BE UTILIZED FOR
COSTS OF CONSTRUCTION AND MAINTENANCE OF
OPEN SPACE PROPERTIES**

WHEREAS, N.J.S.A. 40:12-15.7(d) allows the governing body to submit to voters in a general or special election a proposition amending or supplementing a previously approved proposition regarding open space conservation, including adding purposes for which Open Space Funds may be expended; and

WHEREAS, at the general election in November 2017, pursuant to N.J.S.A. 40:12-15.7, the Township of Green submitted to its voters at a general election a referendum asking for authorization to allow the Open Space Fund to be used not only for land acquisition, but also allow up to a maximum of 30% of the total Open Space Fund (as of January 1 of each year) to be utilized for construction and maintenance costs of Open Space properties; and

WHEREAS, at that November 2017 general election, the voters of the Township approved the referendum;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Green, as follows:

Section 1. Section 2-40.7 shall be revised by the addition of the following:

“Additionally, up to thirty (30%) percent of the balance of the Fund (as of January 1 of each year) may be utilized for the construction and maintenance costs of Open Space properties.”

Section 2. **Severability.** If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this ordinance shall not be affected and shall remain in full force and effect.

Section 3. **Repealer.** All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

Section 4. **Effective date.** This Ordinance shall take effect after its final passage and publication as required by law.

NOTICE

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Green Township Committee held on Monday, December 4, 2017. It will be considered for adoption, after final reading and public hearing thereon, at a regular meeting of the Green Township Committee to be conducted at 7:00 p.m. on December 18, 2017 at the Green Township Municipal Building, 150 Kennedy Road, Tranquility, New Jersey, and shall take effect according to law.

ATTEST:

TOWNSHIP OF GREEN,
IN THE COUNTY OF SUSSEX

Mark Zschack, Township Clerk

Margaret "Peg" Phillips, Mayor

Record of Vote - Introduction:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip		√	√			
Mr. Conkling			√			
Mr. Qarmout	√		√			
Mrs. Raffay			√			
Mrs. Phillips			√			

Record of Vote - Adoption:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip						
Mr. Conkling						
Mr. Qarmout						
Mrs. Raffay						
Mrs. Phillips						

INTRODUCED: December 4, 2017

ADVERTISED INTRODUCTION: December 7, 2017

PUBLIC HEARING: December 18, 2017

ADOPTED:

ADVERTISED ADOPTION: