

**ORDINANCE NO. 2023-03
TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**AN ORDINANCE REVISING SECTION 2-40.8 OF THE
GREEN TOWNSHIP CODE TO DECREASE THE ANNUAL OPEN SPACE,
RECREATION, FARMLAND PRESERVATION AND HISTORIC PRESERVATION
TRUST FUND TAX LEVY TO \$0.01 PER \$100 OF ASSESSED VALUATION,
BEGINNING IN YEAR 2023**

WHEREAS, Green Township municipal voters, on the general election ballot on November 4, 1997, voted in favor of establishing a municipal Open Space, Recreation, Farmland Preservation, and Historic Preservation Trust Fund for the acquisition and preservation of municipal open space, recreation, farmland preservation, and historic preservation at a yearly rate not to exceed \$0.03 per \$100 of assessed valuation; and

WHEREAS, Green Township Code, Section 2-40, et seq., established the Open Space Committee and set forth funding for the municipal Open Space, Recreation, Farmland Preservation, and Historic Preservation Trust Fund; and

WHEREAS, Green Township Code, Section 2-40.8 established funding through the dedication to the fund in the amount of \$0.03 per \$100 of assessed valuation of each annual tax levy commencing with the year 1998; and

WHEREAS, N.J.S.A. 40:12-15.7(b) allows for the governing body of the municipality to annually raise by taxation a sum not to exceed the amount or rate set forth in the proposition approved by the voters, and the governing body may determine the appropriate amount or rate to be allocated to each purpose after conducting at least one public hearing thereon; and

WHEREAS, the Green Township Committee hereby desires to decrease the current funding amount for the annual tax levy to \$0.01 per \$100 of assessed valuation of each annual tax levy, commencing with the year 2023.

NOW THEREFORE, Green Township Code Section 2-40.8 shall be revised to decrease the annual tax levy to \$0.01, as follows:

SECTION 1

Section 2-40.8 shall be deleted in its entirety and replaced with the following:

§ 2-40.8 Funding of the Reserve for Open Space Acquisition.

ORDINANCE NO. 2023-03
TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NEW JERSEY

The Reserve for Open Space Acquisition shall be funded through the dedication to the fund of an amount of \$0.01 per \$100 of assessed valuation of each annual tax levy commencing with the year 1998. The reserve shall also be permitted to accept donations and testamentary bequests. The funds accumulated within the reserve may be utilized for the acquisition of land or development rights in land or as a down payment for the issuance of bonds for the same purpose at the discretion of the Township Committee or for the payment of debt service or indebtedness issued or incurred by the Township for any purpose contemplated by this section. Any and all interest accruing shall remain in the reserve and may be utilized for the above-described purposes.

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 that are 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 immediately upon adoption and publication in accordance with law.

NOTICE

The above-entitled Ordinance was introduced and passed at first reading by the Green Township Committee at a meeting held on February 22, 2023, and after publication and a public hearing was finally adopted by the Green Township Committee at a meeting held on March 6, 2023.

ATTEST:

TOWNSHIP OF GREEN,
IN THE COUNTY OF SUSSEX



Mark Zschack, Township Clerk



Margaret Phillips, Mayor

ORDINANCE NO. 2023-03
TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NEW JERSEY

Record of Vote - Introduction:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
DeYoung		√	√			
Qarmout	√		√			
Raffay			√			
Rose			√			
Mayor Phillips				√		

Record of Vote - Adoption:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
DeYoung		√	√			
Qarmout	√		√			
Raffay			√			
Rose						√
Mayor Phillips			√			

INTRODUCED: February 22, 2023
ADOPTED: March 6, 2023

ADVERTISED: February 28, 2023
ADVERTISED: March 10, 2023