

Ord.# 20 - 2015

AN ORDINANCE TO APPROVE, ADOPT AND ENACT THE RENUMBERING OF THE CODIFIED ORDINANCES OF THE TOWNSHIP OF MOUNT OLIVE, COUNTY OF MORRIS, STATE OF NEW JERSEY AND PROVIDING FOR THE CONTINUATION OF PREVIOUS PROVISIONS AND RENUMBERING THEREOF

WHEREAS, the Township Code of the Township of Mount Olive has been renumbered;
and

WHEREAS, the Township's adoption of the renumbered Code is necessary to affirm the renumbered Code as the permanent enforceable system of law in the Township; and

WHEREAS, the Township wishes to adopt the renumbered Code.

BE IT ORDAINED by the Township Council of the Township of Mount Olive, in the County of Morris, State of New Jersey as follows:

SECTION 1.

§ 1-15 Approval, adoption and enactment of Code.

The ordinances of the Township of Mount Olive of a general and permanent nature adopted by the Mayor and Council of the Township of Mount Olive, as revised, codified and consolidated into chapters and sections by General Code, as set forth in the Derivation Table included at the end of the Code, and as renumbered to consist of Chapters 1 through 393 and Chapters 535 through 550, together with an Appendix, are hereby approved, adopted, ordained and enacted as the "Code of the Township of Mount Olive," hereafter referred to as the "Code."

§ 1-16 Changes in previously adopted ordinances.

A. In compiling and preparing the ordinances for adoption and revision as part of the Code pursuant to N.J.S.A. 40:49-4, certain grammatical changes and other minor changes were made in one or more of said ordinances. It is the intention of Township Council that all such

changes be adopted as part of the Code as if the ordinances so changed had been previously formally amended to read as such.

B. In addition, the following changes, amendments or revisions are made herewith, to become effective upon the effective date of this ordinance. (Chapter and section number references are to the ordinances as they have been renumbered and appear in the Code.)

(1) Section 5-65A is amended to delete the phrase “as adopted in Chapter 85 of the Code of Mount Olive Township.”

(2) In § 169-1, the definitions of “potentially dangerous dog” and “vicious dog” are amended to delete the following phrase therefrom: “by the panel created pursuant to § 106-11.1 of this Code.”

(3) Section 375-4 is amended to delete the phrase “or as outlined in § 176-13.”

(4) Original § 550-101G(1)(c), regarding planned adult communities, is repealed.

§ 1-17 Updated nomenclature pursuant to statute.

Throughout the Code, the following terms are revised as indicated in conformity with statutory revisions:

A. Any reference to the United States Department of Agriculture’s “Soil Conservation Service (SCS)” is amended to read “Natural Resources Conservation Service (NRCS).”

§ 1-18 Continuation of provisions.

A. The provisions of this Code, insofar as they are substantively the same as those of ordinances and the Township Code in force immediately prior to the enactment of this Code by

this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinance. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the Mayor and Council of the Township, and it is the intention of said Mayor and Council that each such provision contained within the Code is hereby reaffirmed as it appears in said Code.

B. For purposes of transition from the 1990 Code to this Code, any reference to a chapter or section number from the 1990 Code on or in any form, license, permit, ticket or other Township document shall be deemed to refer to the corresponding chapter or section in this Code until such form, license, permit, ticket or other Township document is revised or reprinted to refer to the numbering in this Code.

§ 1-19 When effective.

This ordinance shall take effect immediately upon passage and publication according to law.

SECTION 2. All ordinances of the Township of Mount Olive, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 4. This ordinance may be renumbered for purposes of codification.

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

ATTEST:

Lisa Lashway, Township Clerk

CERTIFICATION

TOWNSHIP OF MOUNT OLIVE

Office of the Township Clerk

I, LISA LASHWAY, Township Clerk of the Township of Mount Olive, New Jersey, hereby certify that the chapters contained in this volume are based upon the original legislation of a general and permanent nature of the Mayor and Council of the Township of Mount Olive, and that said legislation, as renumbered as to sections and rearranged into chapters, constitutes the Code of the Township of Mount Olive, County of Morris, State of New Jersey, as adopted by ordinance of the Township Council on _____, _____.

Given under my hand and the Seal of the Township of Mount Olive, County of Morris, State of New Jersey, this _____ day of _____, at the municipal offices of the Township of Mount Olive.

Lisa Lashway
Township Clerk