

**TOWNSHIP OF FRANKLIN**

**ORDINANCE 3816**

**ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET, STATE OF NEW JERSEY, MORE PARTICULARLY, CHAPTER 13 - BOARDS, COMMISSIONS AND COMMITTEES, TO PROVIDE FOR THE EXTENSION OF THE TERM OF MEMBERS OF BOARDS, COMMISSIONS AND COMMITTEES, IF NECESSARY, PENDING QUALIFICATION AND APPOINTMENT OF THEIR RESPECTIVE SUCCESSORS.**

**SUMMARY**

An Ordinance Amending various sections of Chapter 13, to provide for the extension of the term of Members of Boards, Commissions and Committees, if necessary, pending qualification and appointment of their respective successors.

**BE IT ORDAINED** by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey as follows:

**SECTION I**

Chapter 13, § 13-1B - Advisory Board of Health - Members appointed, is hereby amended as follows:

B. There shall be an Advisory Board of Health which shall consist of seven members to be appointed by the Township Council for terms of three years and one nonvoting student member to be appointed by the Township Council for a term of one year. In the event of a vacancy in the membership of the Advisory Board of Health occurring during the unexpired term of office, a person shall be appointed as a member of the said body to serve for such unexpired term. The Board shall consult with the Health Officer on matters of public health and shall also study the health needs of the Township and make reports and recommendations to the Council for local legislative actions. In addition, there shall be one member of the Township Council who shall serve as liaison to the Township Council, and who shall be appointed for a period of one year. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

**SECTION II**

Chapter 13, § 13-4A - Advisory Recreation Council - Membership, is hereby amended as follows:

A. The Director of Parks and Recreation shall be assisted by an Advisory Recreation Council consisting of 12 citizen members. All appointments shall be for a term of three years and until their successors have been duly appointed and qualified. In the event of a vacancy on the Advisory Recreation Council occurring during an unexpired term of office, a person shall be appointed as a member of said body to serve for such unexpired term. The members shall receive no compensation for their services. Of the aforementioned citizen members, Council shall appoint one member to serve as liaison to the Board of Education for a term of one year. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

**SECTION III**

Chapter 13, § 13-7 - Agricultural Advisory Committee- Membership, is hereby amended as follows:

The Agricultural Advisory Committee established by this article shall be composed of five members who shall be residents of the municipality, with a majority of the members actively engaged in farming and owning a portion of the land they farm. The members of

the Municipal Agricultural Advisory Committee shall be appointed for a one-year term, which term shall expire on December 31 of each year. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

#### **SECTION IV**

Chapter 13, § 13-22B - Cable Television Committee – Membership, is hereby amended as follows:

B. In addition to the above members, there shall be one Council liaison member to be appointed by the Township Council for one-year terms expiring December 31 of each year. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

#### **SECTION V**

Chapter 13, § 13-27 - Emergency Life Support Delivery Committee – Membership, is hereby amended as follows:

**G. Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

#### **SECTION VI**

Chapter 13, § 13-45 - Historic Preservation Commission – Creation, is hereby amended as follows:

The Township Historic Preservation Commission, heretofore created by ordinance, is continued with the functions, powers and duties prescribed by ordinance. [See § **112-200C.**] The Council shall appoint the members of the Commission, who shall serve without compensation for terms prescribed by law. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

#### **SECTION VII**

Chapter 13, § 13-58C - Joint Advisory Committee/Village of Kingston – Composition and appointment; officers; terms, is hereby amended as follows:

C (1) Voting members shall serve on the Advisory Committee for terms of three years. Liaisons serve terms of one year. Planning Directors shall serve for the period of time they hold such positions in their respective Townships.

(2) The terms of the first members of the Committee shall be as follows:

(a) Three members for a term of office to expire on December 31, 2002;

(b) One member from the Township of Franklin and one member from the Township of South Brunswick for a term of office to expire on December 31, 2003;

(c) One member from the Township of Franklin and one member from the Township of South Brunswick for a term of office to expire on December 31, 2004.

(3) The successors of the first members of the Committee shall be appointed by both Township Councils for terms of three years.

(4) The terms of the Township liaisons to the Committee will expire on December 31 of each year.

**(5) Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

## **SECTION VIII**

Chapter 13, § 13-65A - Library Board of Trustees – Membership, is hereby amended as follows:

- A. Five members shall be citizens, at least four of whom shall be residents of the municipality, and shall be appointed by the Mayor to serve five-year terms expiring on December 31. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

## **SECTION IX**

Chapter 13, § 13-78E - Senior Citizen Advisory Committee – Membership is hereby amended as follows:

- E. Each representative and alternate shall serve for a term of one year beginning February 1. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

## **SECTION X**

Chapter 13, § 13-84 - Shade Tree Commission – Membership appointment; terms, is hereby amended as follows:

The Shade Tree Commission shall consist of seven members and two alternates who are residents of the Township appointed by the Mayor, and they shall serve for staggered five-year terms. One member shall also be a member of the Environmental Commission. One member shall be an employee of the Township Public Works and Engineering Department. To the extent possible, a member should be employed as a tree surgeon or involved in a tree-related business, and a member should have an academic horticultural or landscape architecture background. **Members shall serve for their respective terms and until their successors thereafter, have been appointed and qualified.**

## **SECTION XI**

Each clause, section or subsection of this Ordinance shall be deemed a separate provision to the extent that if any such clause, section or subsection should be declared invalid, the remainder of the Ordinance shall not be affected.

## **SECTION XII**

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

## **SECTION XIII**

This Ordinance shall take effect immediately upon adoption and publication according to law.

**ORDINANCE NO. 3816**

This is a true copy of an Ordinance adopted by the Township Council, Township of Franklin, Somerset County, New Jersey.

Introduced: January 27, 2009  
Public Hearing: February 24, 2009  
Adoption: February 24, 2009  
Notice of Adoption: March 3, 2009  
Effective Date: March 16, 2009

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Ann Marie McCarthy, Township Clerk