

Ord.# 13-2024

An Ordinance of the Township of Mount Olive, County of Morris, State of New Jersey, Amending Section 5-17 of the Township Code to Comply with N.J.S.A. 40A:9-133 Regarding the Appointment of a Township Clerk

CLERK:

Delivered to Mayor:

Date: 5/1/2024

Time: 9:00 am

Signed: 
Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:


Approved: ✓

Date: 5/1/2024

Vetoed: _____

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: 
Mayor

CLERK:


Returned:

Date: 5/1/24

Time: 9:15 am

Not returned with in (10) days

Date: _____

Signed: 
Township Clerk
Michelle Masser

**AN ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, COUNTY OF MORRIS,
STATE OF NEW JERSEY, AMENDING SECTION 5-17 OF THE TOWNSHIP CODE
TO COMPLY WITH N.J.S.A. 40A:9-133 REGARDING THE APPOINTMENT OF A
TOWNSHIP CLERK**

WHEREAS, N.J.S.A. 40A:9-133 governs the appointment and term of municipal clerk; and

WHEREAS, there is a need to update Section 5-17 of the Township of Mount Olive Code, which predates the current language of N.J.S.A. 40A:9-133, to comply with the statute.

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

SECTION 1. Chapter 5, Administrative Code, Article V, Township Clerk, § 5-17, Appointment; term; qualifications, is hereby amended to read as follows:

A Township Clerk shall be appointed by the Council for a term of three years, in accordance with N.J.S.A. 40A:9-133. No person shall be appointed or reappointed as Township Clerk unless that person holds a registered municipal clerk certificate. For the purposes of tenure, the term of the Township Clerk shall be deemed to have begun as of the actual date upon which a person serving as Township Clerk is appointed. In the event of a vacancy in the office of the Township Clerk, an appointment shall be made for a new term and not for the unexpired term.

SECTION 2. Ordinances, resolutions, regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistencies.

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

SECTION 4. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 4/16/2024
Adopted: 4/30/2024
Effective Date: 5/25/2024

TOWNSHIP OF MOUNT OLIVE



Alex Roman, Township Council President

Attest: 4/30/2024



Michelle Masser, Township Clerk