

TOWNSHIP OF MORRIS

CN 7603

30 WOODLAND AVENUE

CONVENT STATION, NEW JERSEY 07061

201-530-4880

OFFICE OF
James F. O'Keefe
Township Clerk

ORDINANCE #10-92 - AN ORDINANCE OF THE TOWNSHIP OF MORRIS,
ESTABLISHING AN OPEN SPACE COMMITTEE, PROVIDING FOR ITS
MEMBERSHIP, ITS POWERS AND A SOURCE OF FUNDING FOR THE
ACQUISITION OF OPEN SPACE (RE: OPEN SPACE)

LEGAL NOTICE TOWNSHIP OF MORRIS

Notice is hereby given that the Township Committee of the Township of Morris, in the County of Morris, and State of New Jersey, at a meeting held on March 25, 1992, did regularly, duly and finally pass the Ordinance as amended entitled as follows:

"AN ORDINANCE OF THE TOWNSHIP OF MORRIS, ESTABLISHING AN OPEN SPACE COMMITTEE, PROVIDING FOR ITS MEMBERSHIP, ITS POWERS AND A SOURCE OF FUNDING FOR THE ACQUISITION OF OPEN SPACE"

The said Ordinance having been duly advertised for a public hearing at a meeting of the Township Committee held on March 25, 1992, and said Ordinance as amended having been duly approved by the Mayor and Township Committee.

BY ORDER OF THE TOWNSHIP COMMITTEE

JAMES F. O'KEEFE, Township Clerk

DATED: March 25, 1992

ORDINANCE NUMBER 10-92

"AN ORDINANCE OF THE TOWNSHIP OF MORRIS, ESTABLISHING AN OPEN SPACE COMMITTEE, PROVIDING FOR ITS MEMBERSHIP, ITS POWERS AND A SOURCE OF FUNDING FOR THE ACQUISITION OF OPEN SPACE"

WHEREAS, the voters of the Township of Morris approved by an overwhelming majority a referendum which recommended to the Township Committee the creation of an Open Space Committee and the acquisition and preservation of open space within the Township.

BE IT ORDAINED, by the Township Committee of the Township of Morris, in the County of Morris, and State of New Jersey, they being the Governing Body of said Township, as follows:

SECTION ONE: ESTABLISHMENT OF AN OPEN SPACE COMMITTEE.

There is hereby established an Open Space Committee which shall consist of nine (9) members and whose terms and the powers of the Committee are hereinafter set forth.

SECTION TWO: MEMBERSHIP

The Open Space Committee shall be comprised of the following persons:

(a) Mayor

(b) Township Administrative Officer

(c) One (1) member of the Township Committee of the Township of Morris appointed by the Township Committee.

(d) Three (3) citizens of the Township appointed by the Mayor, with the advice and consent of the Township Committee.

(e) The Chairperson of the Planning Board of the Township of Morris and the Chairperson of the Board of Adjustment of the Township of Morris.

(f) A member of the Environmental Commission of the Township of Morris appointed by the Township Committee.

The citizens appointed by the Mayor shall hold no other municipal office, position, or employment in the municipal government.

SECTION THREE: TERMS OF OFFICE.

(a) The Mayor and the member of the Township Committee appointed to the Open Space Committee shall have terms which shall correspond with the terms of their respective elective offices.

(b) The Administrative Officer shall serve as a member of the Open Space Committee as long as he or she is employed by the Township in the capacity of Township Administrative Officer.

(c) One (1) of the citizens of the Township appointed by the Mayor and so designated by the Mayor at the time of appointment shall have a term of three (3) years.

(d) One (1) of the citizens of the Township appointed by the Mayor and so designated by the Mayor at the time of appointment shall have a term of two (2) years.

(e) One (1) of the citizens of the Township appointed by the Mayor and so designated by the Mayor at the time of appointment shall have a term of one (1) year.

(f) The Chairpersons of the Planning Board and Board of Adjustment shall serve for so long as they hold such position.

(g) The member appointed from the Environmental Commission shall have a term of one year.

SECTION FOUR: POWERS AND FUNCTIONS OF THE OPEN SPACE COMMITTEE

(a) The Open Space Committee shall make an initial determination of which parcels of land should be acquired in fee and/or those parcels of land from which the Township should acquire development rights only.

(b) The Open Space Committee shall submit to the Township Committee a prioritized list of properties to be acquired and/or properties from which development rights should be acquired. The Township Committee shall, within 45 days, either approve, disapprove, or modify the list as submitted and state the amount of funds that the Committee shall make available for such acquisition.

INTRODUCED 3/11/92

ADOPTED 3/25/92

(AS AMENDED)

Richard A. Watson, Mayor

James F. O'Keefe, Township Clerk

(c) After approval of the list referred to in Subsections (a) and (b) above, the Township may proceed to acquire by gift, purchase, or by eminent domain proceedings, pursuant to N.J.S.A. 20:3.1 et seq, the parcels as prioritized on the list, within the financial constraints established by the Township Committee.

(d) The Open Space Committee may employ, and/or contract for professional services by legal counsel, appraisers and staff as it may deem necessary subject to budget appropriation and Township Committee passage of professional services resolutions establishing the rates of compensation to be paid.

(e) The Open Space Committee shall hold public meetings, which public meetings shall be held in accordance with the Open Public Meetings Act and the Committee shall give appropriate notification of said meetings.

(f) The Mayor shall serve as Chairman of the Open Space Committee and the Open Space Committee shall select from among the citizen members a Vice Chairman to serve as a presiding officer in the absence of the Chairman. The Committee shall also select a Secretary whose function shall be to maintain minutes of the Committee's meeting and records of the proceedings of the Committee.

SECTION FIVE: ORGANIZATION MEETING.

The Open Space Committee shall hold its initial organization meeting shortly after this Ordinance takes effect.

SECTION SIX: OPEN SPACE TRUST FUND.

There is hereby established an account which shall be known and designated as "The Open Space Dedicated Trust Fund" which shall be maintained in accordance with N.J.S.A. 40A:4-1 and N.J.S.A. 40A:5.1.

SECTION SEVEN: FUNDING OF THE OPEN SPACE TRUST FUND.

The Open Space Trust Fund shall be funded through the dedication to the fund of an amount of \$.01 per \$100.00 of assessed valuation of each annual tax levy commencing with the year 1992. The Fund shall also be permitted to accept donations and testamentary bequests. The funds accumulated within the Trust Fund may be utilized for the acquisition of land or development rights in land or as a downpayment for the issuance of bonds for the same purpose at the discretion of the Township Committee.

SECTION EIGHT: SALE OF PROPERTY.

No property acquired with those funds from the Open Space Trust Fund shall be leased or sold, until the sale or lease of the same has been approved by the voters at a referendum.

SECTION NINE: REVIEW

In the event that no property is acquired under this ordinance for a period of three (3) consecutive years, then the Mayor and Township Committee shall review the activities of the Open Space Committee and issue a report with recommendations and conclusions concerning the Open Space Trust Fund.

SECTION TEN: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION ELEVEN: This Ordinance shall take effect immediately upon publication, after final passage thereof, as provided for by law.

P.F. 129.36, 1-T, 31

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TOWNSHIP OF MORRIS

Office of
JAMES F. O'KEEFE
TOWNSHIP CLERK

MORRIS COUNTY, NEW JERSEY

ORDINANCE #49-95 - ORDINANCE AMENDING CHAPTERS 13A OF THE REV
GENERAL ORDINANCES OF THE TOWNSHIP OF MORRIS ENTITLED 'OPEN S
COMMITTEE'

INTRODUCED 12/9/95

ADOPTED 12/20/95

Sue Murphy Ostergaard, M.

James F. O'Keefe, Towns

LEGAL NOTICE

Notice is hereby given that the following Ordinance was submitted in writing at a meeting of the Township Committee of the Township of Morris, in the County of Morris, and State of New Jersey, held on December 6, 1995, introduced and read by title and passed on first reading and that the said Township Committee will further consider the same for second reading and final passage thereof at a meeting to be held on December 20, 1995, at 8:00 P.M., prevailing time, at the Municipal Building, 50 Woodland Avenue in said Township, at which time and place, a public hearing will be held thereon by the Township Committee and all parties in interest and citizens and all persons shall have an opportunity to be heard concerning said Ordinance.

Dated: December 6, 1995

By Order of the Township Committee

JAMES F. O'KEEFE, Township Clerk

ORDINANCE NO. 49-95

ORDINANCE AMENDING CHAPTERS 13A OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MORRIS ENTITLED 'OPEN SPACE COMMITTEE.'

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris, and State of New Jersey, they being the Governing Body of said Township, as follows:

SECTION ONE: Chapter 13A of the Revised General Ordinances of the Township of Morris are hereby amended with respect to the following Sections.

SECTION TWO: Existing Ordinances V24713A-2. Membership, is hereby deleted and replaced with the following:

V24713A-2. Membership.
A. The Open Space Committee shall be comprised of the following persons:

- (1) The Mayor.
- (2) One (1) member of the Township Committee of the Township of Morris appointed by the Township Committee
- (3) Four (4) citizens of the Township appointed by the Mayor with the advice and consent of the Township Committee.
- (4) The Chairperson of the Planning Board of the Township of Morris and the Chairperson of the Board of Adjustment of the Township of Morris.

(5) A member of the Environmental Commission of the Township of Morris appointed by the Township Committee.
B. The citizens appointed by the Mayor shall hold no other municipal office, position or employment in the municipal government.

SECTION THREE: Existing Ordinance V24713A-3. Terms of office, is hereby deleted and replaced with the following:

V24713A-3. Terms of office.
A. The Mayor and the member of the Township Committee appointed to the Open Space Committee shall have terms which shall correspond with the terms of their respective elective offices.

B. One (1) of the citizens of the Township appointed by the Mayor and so designated by the Mayor at the time of appointment shall have a term of three (3) years.

C. One (1) of the citizens of the Township appointed by the Mayor and so designated by the Mayor at the time of appointment shall have a term of two (2) years.

D. Two (2) of the citizens of the Township appointed by the Mayor and so designated by the Mayor at the time of appointment shall have a term of one (1) year.

E. The Chairperson of the Planning Board and Board of Adjustment shall serve for so long as they hold such position.

F. The member appointed from the Environmental Commission shall have a term of one (1) year.

SECTION FOUR: All ordinances or portions of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION FIVE: In the event any portion of this ordinance should be deemed invalid or unenforceable such ruling shall not effect the validity of the remaining provisions.

SECTION SIX: This ordinance shall take effect upon final passage and publication thereof as provided by law.
P.F.578.32.1-T.12/9

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TOWNSHIP CLERK

(973) 326-7430

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS
REQUESTING THE COUNTY CLERK OF THE COUNTY OF MORRIS TO PRINT UPON THE
OFFICIAL BALLOTS OF THE MUNICIPALITY THE NON-BINDING PROPOSITION SET
FORTH BELOW

BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris as follows:

1. The Township Committee of the Township of Morris, being the Governing Body thereof, does hereby formally request that the County Clerk of the County of Morris, pursuant to N.J.S.A. 19:37-1 cause to be printed upon the official ballots at the next General Election the following non-binding proposition:

Shall the Township Committee of the Township of Morris adopt an amendment to the Open Space Funding Ordinance to increase the funding from \$0.02 per \$100.00 of assessed valuation to \$0.03 per \$100.00 of assessed valuation?

Interpretive Statement

If an increase in Open Space Funding is approved so as to increase the funding by \$0.01 per \$100.00 of assessed valuation, the owner of a home assessed at \$300,000 will pay into the Open Space Trust Fund an additional \$30.00 per year.

I, Betty J. Prudden, Deputy Township Clerk of the Township of Morris, Morris County, New Jersey, do hereby certify that the foregoing is a true copy of a resolution as adopted by the Governing Body at a duly authorized meeting held April 5, 2000.



Betty J. Prudden
Betty J. Prudden, Deputy Township Clerk
Township of Morris, County of Morris,
State of New Jersey

ORDINANCE NO. 8-00

**AN ORDINANCE AMENDING CHAPTER 13 OF THE ORDINANCES OF THE
TOWNSHIP OF MORRIS "OPEN SPACE COMMITTEE"**

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and the State of New Jersey, they being the governing body of said Township, as follows:

SECTION ONE: Ordinance 13A-7 "Funding of Open Space Trust Fund" is hereby amended to read as follows.

§ 13A-7. Funding of Open Space Trust Fund.

The Open Space Trust Fund shall be funded through the dedication to the fund of an amount of two cents (\$0.02) per one hundred dollars (\$100.) of assessed valuation of each annual tax levy commencing with the year 2000. The fund shall also be permitted to accept donations and testamentary bequests. The funds accumulated within the trust fund 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.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.