

TOWNSHIP OF ROCHELLE PARK

ORDINANCE NO. 1095-16

**AN ORDINANCE TO AMEND CHAPTER
31 OF THE CODE OF THE TOWNSHIP
OF ROCHELLE PARK ENTITLED
“PUBLIC WORKS, SUPERINTENDENT
OF” TO AUTHORIZE TENURE OF
OFFICE**

WHEREAS, Ordinance No. 255 which was adopted on August 3, 1964 created the position of Superintendent of Public Works; and

WHEREAS, Section 31-1 of the Township Code creates the position and refers to the provisions of N.J.S.A.40A:9-154.6; and

WHEREAS, the aforesaid state statute provides for tenure of office in the position of Superintendent of Public Works if the position is held for five (5) years or more; and

WHEREAS, the Township Committee has determined that it would be in the best interest of the Municipality to clarify the procedure for acquiring tenure in this position; and

WHEREAS, the Township Attorney has recommended certain amendments to the Township Code in order to make it fully consistent with and in accordance with the provisions of state law.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Rochelle Park, County of Bergen and State of New Jersey as follows:

SECTION ONE: Section 31-1 entitled “**OFFICE CREATED**” is hereby deleted in its entirety and replaced with the following:

Section 31-1

OFFICE CREATED; TENURE IN OFFICE

There is hereby created the Office of Superintendent of the Department of Public Works of the Township of Rochelle Park, County of Bergen and State of New Jersey.

The Superintendent of the Department of Public Works shall be appointed by the Township Committee and shall, at all times, serve at the pleasure of the Township Committee.

Pursuant to the provisions of N.J.S.A. 48:9-154.6, tenure in said office is hereby authorized upon completion of five (5) years in the position provided, however, that the Township Committee adopts a resolution upon completion of five (5) years of service authorizing and granting tenure in the position.

SECTION TWO: Repealer:

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION THREE: Severability:

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effects to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

SECTION FOUR: Effective Date:

This Ordinance shall take effect immediately upon final adoption and publication and in the manner provided by law.

ATTEST:

ELIZABETH KROLL,
Municipal Clerk

