

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 47.2 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(Terms)**

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
WEST ORANGE, NEW JERSEY** that Chapter 25 of the Revised General Ordinances of the
Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to update the terms of the appointments to the Township
of West Orange Zoning Board of Adjustment to reflect the move of municipal elections from
May to November thereby necessitating the need to move the commencement of terms for the
members of the Zoning Board of Adjustment from July to January.

**II. CHAPTER 25, SECTION 47.2 SHALL BE AND HEREBY IS AMENDED AND
SUPPLEMENTED TO INCORPORATE THE FOLLOWING:**

25-47.2 Terms.

Each regular member shall be appointed for a term of four (4) years. All terms shall
run as of January 1 of the calendar year in which the appointment is made.

The terms of the members first appointed pursuant to this section shall be so
structured that to the greatest practicable extent the expiration of such terms shall be
evenly distributed over the first four (4) years after their appointment, as determined
by the Township Council at the time such initial appointments are made, provided
that no term of any member shall exceed four (4) years, and further provided that
nothing herein shall affect the term of any present member of the Zoning Board of
Adjustment, all of whom shall continue in office until the completion of the term for
which they were appointed.

Each alternate member shall be appointed for a term of two (2) years. All terms shall
run from January 1 of the calendar year in which the appointment is made. Alternate
members shall be designated by the Chairperson as "Alternate No. 1," "Alternate No.
2," "Alternate No. 3" and "Alternate No. 4" and shall serve in rotation during the
absence or disqualification of any regular member or members.

Following a regular member's absence from meetings for eight (8) consecutive
weeks, or four (4) consecutive regular meetings, whichever is longer, that regular
member's position on the Zoning Board of Adjustment shall be declared vacant
following written notice to the Mayor and Township Council provided that the
Zoning Board of Adjustment may refuse to excuse absences only with respect to
those failures to attend and participate which are not due to legitimate illness. Any
and all such vacancies shall be filled by an alternate member who shall be designated
to replace that regular member. (Ord. No. 2357-12 § 25-47.2)

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

ROBERT D. PARISI, MAYOR

**JERRY GUARINO
COUNCIL PRESIDENT**

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

INTRODUCED: January 8, 2019

ADOPTED: January 22, 2019

Legislative History

This ordinance is drafted to update the terms of the appointments to the Township of West Orange Zoning Board of Adjustment to reflect the move of municipal elections from May to November thereby necessitating the need to move the commencement of terms for the members of the Zoning Board of Adjustment from July to January. In December 2013, the Township Council adopted Ordinance No. 2392-13 which moved non-partisan municipal elections from May to November, this ordinance simply updates the terms of the Zoning Board of Adjustments members to reflect the change.