

ORDINANCE #19-25

BOROUGH OF SAYREVILLE, COUNTY OF MIDDLESEX ORDINANCE ESTABLISHING RESIDENCY REQUIREMENTS FOR ALL APPOINTMENTS TO BOROUGH BOARDS, COMMISSIONS AND COMMITTEES

BE IT ORDAINED by the Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, that the Code of the Borough of Sayreville, is hereinafter supplemented and amended as follows:

SECTION ONE. Section 2-60 entitled "Disqualification of Volunteers for Appointment Limits" of Chapter II entitled "Administration" of the Sayreville Borough Code of Ordinances is hereby supplemented and amended to read as follows: [New language in **bold and underlined**; deleted language in ~~double strikethrough~~.]

CHAPTER II – ADMINISTRATION

2-60 – DISQUALIFICATION OF VOLUNTEERS FOR APPOINTMENT.

2-60.1 Certification Required. Prior to appointment to any Borough board, commission or committee, the Borough shall require a certification from every prospective appointee that he or she has not been convicted under the law of this State, or pled guilty to, any offense involving dishonesty or of a crime of the third degree or above, or under the laws of another state or the United States, of an offense or a crime which, if committed in this State, would be such an offense or crime, and further certifying that he or she has not been convicted of any offense involving or touching upon public office, position or employment.

2-60.2 Disqualification. If, during his or her tenure as a volunteer on any Borough board, commission or committee, such volunteer is convicted or pleads guilty to any offense referenced in subsection 2-60.1 of this section, the volunteer shall resign from such board, commission or committee upon request of the Mayor and Council.

2-60.3 Residency Required. Unless otherwise specifically allowed by Borough Ordinance or New Jersey statute, no person shall be appointed to any Borough board, commission or committee who does not permanently reside within the Borough. If any current member of a Borough board, commission or committee no longer resides within the Borough, such individual shall no longer be a member of said board, commission and/or committee, and the seat/appointment shall be automatically deemed vacant. At the request of the Mayor and/or Council, the Borough Administrator may verify a Borough board, commission or committee member's residency status within the Borough. For the purposes of this Section,

“residency” shall have the same meaning utilized for New Jersey income tax purposes.

SECTION TWO. Severability Clause.

If any article, 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 and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

SECTION THREE. Repealer.

All ordinances and resolutions, and parts of ordinances and resolutions which are inconsistent with provisions of this Ordinance shall be, and are hereby, repealed to the extent of any such inconsistency.

SECTION FOUR. Mayor Approval.

Within five (5) days after its adoption by the Council, this Ordinance shall be presented to the Mayor for his approval and signature, which approval shall be granted or denied within ten (10) days of receipt of same, pursuant to N.J.S.A. 40A:60-5(d). If the Mayor fails to return this Ordinance with either his approval or objection to same within ten (10) days after it has been presented to him, then this Ordinance shall be deemed approved

SECTION FIVE. Effective Date.

This Ordinance shall take effect upon final adoption and publication in accordance with law; and approval by the Mayor pursuant to N.J.S.A. 40A:60-5(d).

INTRODUCED/APPROVED ON FIRST READING

DATED: July 21, 2025

Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

Daniel Balka, Councilman
(Admin & Finance Committee)

ADOPTED ON SECOND READING

DATED: August 18, 2025

Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

Daniel Balka, Councilman
(Admin & Finance Committee)

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2025.

Kennedy O'Brien, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

Borough Attorney