

**BOROUGH OF GARWOOD**  
**ORDINANCE NO. 23-14**  
**Adopted: \_\_\_\_\_**

Introduced:	June 22, 2023
Motion:	Councilman Lazarow
Seconded:	Councilwoman Salmon

Public Hearing:	
Motion:	
Seconded:	

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 5, ENTITLED “ADMINISTRATION”, ARTICLE VIIIA “OTHER OFFICES AND POSITIONS”, SECTION 5-51.3 “APPOINTMENT OF SHADE TREE OFFICER”.**

**WHEREAS**, the Borough of Garwood (the “Borough”) has previously adopted Chapter 5, entitled “Administration”, Article VIIIA “Other Officers and Positions”, Section 5-51.3 “Appointment of Shade Tree Officer”, which is intended to set forth the appointment and term of the Shade Tree Officer; and

**WHEREAS**, the Buildings and Grounds Committee worked with the Shade Tree Officer in reviewing the current code and making updates to same, specifically seeking to define a specific one-year term; and

**WHEREAS**, the Borough Council seeks to adopt the amendments to the Code as recommended by the Buildings and Grounds Committee; and

**NOW, THEREFORE, BE IT ORDAINED** by the governing body of the Borough of Garwood that Chapter 5, entitled “Administration”, Article VIIIA “Other Officers and Positions”, Section 5-51.3 “Appointment of Shade Tree Officer”, of the Borough Code of the Borough of Garwood is hereby amended as follows (additions underscored, deletions ~~struck through~~):

*§ 5-51.3 Appointment of Shade Tree Officer.*

The Shade Tree Officer shall be appointed by the Mayor with the approval of the Council and shall serve ~~at the pleasure of the Council.~~ a one-year term. The Shade Tree Officer shall be exempt from the residency requirement of N.J.S.A. 40A:60-6.

**BE IT FURTHER ORDAINED**, that if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

**BE IT FURTHER ORDAINED**, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect after final passage and publication in accordance with applicable law.

**ATTEST:**

**APPROVED:**

Catherine D. Cameron, R.M.C.  
 Borough Clerk

Jennifer Blumenstock, Mayor

<b>RECORDED VOTE</b>	<b>INTRODUCTION:</b>	<b>ADOPTION</b>
<b>COUNCILWOMAN HERZ</b>	<b>AYE</b>	
<b>COUNCILMAN KEARNEY</b>	<b>AYE</b>	
<b>COUNCILMAN LAZAROW</b>	<b>AYE</b>	
<b>COUNCILWOMAN NOLDE</b>	<b>AYE</b>	
<b>COUNCILWOMAN SALMON</b>	<b>AYE</b>	
<b>COUNCIL PRESIDENT GRAHAM</b>	<b>AYE</b>	