

Chapter 9C

ENVIRONMENTAL COMMISSION

§ 9C-1. Creation.

§ 9C-2. Appointment of members; terms of office.

§ 9G3. Powers.

§ 9C-4. Functions and duties.

§ 9C-5. Acquisition of property.

§ 9C-6. Records of meetings and activities.

§ 9C-7. Appropriations.

[History: Adopted by the Township Committee of the Township of Barnegat 9-8-87 as Ord. No. 1987-26. Amendments noted where applicable

Be it ordained by the Mayor and Committee of the Township of Barnegat, County of Ocean, State of New Jersey:

§ 9C-1. Creation.

Pursuant to the provisions of N.J.S.A. 40:56A-1 to 5, a local Environmental Commission, to be known as the "Environmental Commission of the Township of Barnegat" is hereby created, to consist of five (5) members, which said Commission shall be a body corporate, having the powers hereinafter enumerated.

§ 9C-2. Appointment of members; terms of office.

The members of the Commission shall be appointed by the Mayor of the Township of Barnegat. Each member of the

Commission shall be a resident of the Township of Barnegat. One (1) member of the Commission shall be a member of the Planning Board of the Township of Barnegat. The Mayor shall designate one (1) of the members to serve as Chairman or presiding officer of the Commission. The terms of office of the first Commissioners shall be for one (1), two (2) or three (3) years, to be designated by the Mayor in making his appointments so that the terms of approximately one-third (1/3) of the members will expire each year, and their successors shall be appointed for terms of three (3) years or until the appointment and qualification of their successors. The Mayor or governing body of the township may remove any member of the Commission for cause on written charges served upon the member and after a hearing thereon at which the member shall be entitled to be heard in person or by counsel. A vacancy on the Commission occurring otherwise than by expiration of a term shall be filled for the unexpired term in the same mariner as an original appointment.

§ 9C-3. Powers.

The Commission shall have the general powers provided in N.J.S.A. 40:56-A-1 through 5.

§ 9C-4. Functions and duties.

The Commission shall perform the functions and exercise the powers hereinafter enumerated:

- A. It shall have power to conduct research into the use and possible use of the open land areas of the municipality and may coordinate the activities of unofficial bodies organized for similar purposes.
- B. It may advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which, in its judgment, it deems necessary for its purposes.
- C. It shall keep an index of all open areas, publicly or privately owned, including open marshlands, swamps

and other wetlands, in order to obtain information on the proper use of such areas, and may from time to time recommend, to the Planning Board plans and programs for inclusion in a Municipal Master Plan and the development and use of such areas.

§ 9C-5. Acquisition of property.

The Commission may, subject to the approval of the governing body, acquire property, both real and personal, in the name of the municipality, by gift, purchase, grant, bequest, devise or lease, for any of its purposes, and shall administer the same for such purposes, subject to the terms of the conveyance or gift. Such an acquisition may be to acquire the fee or any lesser interest, development right, easement (including conservation easement), covenant or other contractual right (including a conveyance on conditions or with limitations or reversions), as may be necessary to acquire, maintain, improve, protect, limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas in the municipality.

§ 9C-6. Records of meetings and activities.

The Environmental Commission shall keep records of its meetings and activities and shall make an annual report to the governing body of the municipality.

§ 9C-7. Appropriations.

The governing body may appropriate funds for the expenses incurred by the Environmental Commission. The Commission may appoint such clerks and other employees as it may from time to time require and as shall be within the limits of funds appropriated to it.