

AN ORDINANCE SUPPLEMENTING PART II, "ADMINISTRATIVE LEGISLATION," CHAPTER 18, "BOARDS, COMMISSIONS, COMMITTEES AND UTILITIES", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SPRING LAKE, NEW JERSEY.

NOW, THEREFORE, BE IT HEREBY ORDAINED, by the Mayor and Borough Council of the Borough of Spring Lake, in the County of Monmouth and State of New Jersey, that Part I, "Administrative Legislation", Chapter 18, "Boards, Commissions, Committees and Utilities", is supplemented as follows:

ARTICLE VII Shade Tree Committee (§ 18-45 - § 18-50)

§ 18-45 Established.

A Shade Tree Committee for the Borough of Spring Lake is hereby established.

§ 18-46 Membership; Term of Office; Vacancies.

The Shade Tree Committee shall consist of seven (7) members up to a maximum of fifteen (15) members who shall be residents of the Borough and who shall be appointed by the Borough Council. The term of each member of the Shade Tree Committee shall be for one (1) year and members shall serve for their respective terms and until their successors are appointed and qualified. The members of the Shade Tree Committee shall be appointed at the organization meeting of the Borough Council in January of each year. Vacancies in the membership of the Shade Tree Committee, occurring for whatever cause, shall be promptly filled by the Mayor.

§ 18-47 Compensation.

The members of the Shade Tree Committee shall serve without compensation.

§ 18-48 Officers; Meetings; Bylaws.

The members of the Shade Tree Committee shall choose from among its members a Chairman and such other officers as it may deem necessary. The Shade Tree Committee shall hold its organizational meeting in January of each year and elect its officers at the organizational meeting. The Shade Tree Committee may adopt bylaws and make amendments to such bylaws from time to time as it may deem necessary.

§ 18-49 Duties.

The duties of the Shade Tree Committee shall be as follows:

- a. To exercise, subject to review by the Borough Council, full and exclusive control over the regulation, planting and care of shade and ornamental trees and shrubbery now located or which may hereafter be planted in any public highway, public park or public lands owned or under the jurisdiction of the Borough of Spring Lake, including the planting, trimming, spraying, care and protection thereof. The provisions of this chapter do not and shall not be interpreted to delegate any authority to the Shade Tree Committee to enforce any of the provisions of Chapter 356 "Trees" of the revised General Ordinances of the Borough of Spring Lake. The Shade Tree Committee shall only have an advisory role in regard to the provisions Chapter 356 "Trees" of the revised General Ordinances of the Borough of Spring Lake.

- b. To move or require the removal of, subject to the approval of the Borough Council, any tree or part thereof in any public highway, public park or public lands owned or under the jurisdiction of the Borough of Spring Lake , that presents a danger to public safety.
- c. To encourage the planting of shade and ornamental trees and shrubbery throughout the Borough of Spring Lake on public and on private property and to assist the various public boards, bodies and agencies of the Borough in their efforts with regard to the encouragement of planting shade and ornamental trees and shrubbery.
- d. To prepare, develop and distribute information with respect to the growing of and care for shade and ornamental trees and shrubbery.
- e. To provide for or administer treatment to or provide for the removal of any trees situate upon private property which are believed to harbor a disease or insects readily communicable to neighboring healthy trees in the care of the Borough, and to enter upon private property for that purpose; provided, however, that the consent of the property owner is first obtained in writing, and provided further that the suspected condition is first confirmed by certificate issued by or on behalf of the appropriate State or Federal agencies.
- f. To make annual reports to the Borough Council setting forth therein and detailing the activities and operations of the Shade Tree Committee during the preceding twelve (12) months.

§ 18-50 Appropriation of Funds.

There may be appropriated in each annual budget of the Borough such sum or sums as may be determined by the Borough Council to be necessary for the proper operation and functioning of the Shade Tree Committee; and the Committee is authorized, subject to approval of the Borough Council, to use and expend such funds for such purposes upon the adoption of the annual budget. All payments for services rendered to the Shade Tree Committee shall be on standard Borough vouchers and shall be approved by the Borough Council before payment.

INTRODUCED: June 22, 2010

ADOPTED: July 13, 2010


JENNIFER NAUGHTON, MAYOR

ATTEST:


JANE L. GILLESPIE, BOROUGH CLERK