

NOTICE OF INTRODUCTION AND FIRST READING

BOROUGH OF AVALON
CAPE MAY COUNTY
NEW JERSEY

ORDINANCE NO. 871-2024

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 1 OF THE AVALON BOROUGH CODE
(GENERAL PROVISIONS) TO CREATE AN ADMINISTRATIVE APPEALS TRIBUNAL

This Ordinance amends Chapter 1 of the Borough Code, (General Provisions) to add a new section as follows:

Section 1: This section creates an Administrative Appeals Tribunal to hear and decide certain administrative decisions and shall consist of three members:

- The Business Administrator or designee;
- One of the Special Counsel appointed annually by the Borough;
- Director of Revenue & Finance or designee.

The ordinance establishes a procedure in the event of a required recusal by any member and for the appointment of substitute members, including the order of appointment. The Borough Solicitor is assigned to attend all hearings and to provide legal counsel to the tribunal.

The ordinance excepts from appeals all matters that have a designated appeal procedure and all matters of personnel discipline and other matters specifically enumerated in the Ordinance.

The ordinance specifies the procedure and time limits applicable to all such appeals.

Nothing in the Ordinance is to be interpreted as preventing any person or entity from appealing to the Superior Court after exhaustion of administrative remedies.

Section 2 & 3: Repeals all ordinance in conflict with this ordinance and provides that all provisions are severable.

Section 4: The Ordinance will take effect immediately.

This Ordinance was introduced and passed on first reading on January 24, 2024 and will be further considered for second reading, public hearing and final adoption on February 28, 2024 at the Municipal Building, 3100 Dune Drive, Avalon, NJ 08202 at 4:00 p.m.

A copy of the Ordinance is available at no charge from the Borough Clerk's Office, Borough of Avalon, 3100 Dune Drive, Avalon, NJ 08202 between the hours of 8:15 a.m. and 4:15 p.m., Monday through Friday, excluding holidays.

C. DANIELLE NOLLETT
Borough Clerk

Publication date: January 31, 2024