

ORDINANCE NO. 05-2019

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 150, "PACKAGING PRACTICES, UNIFORM," OF THE CODE OF THE BOROUGH OF SEA BRIGHT, PROVIDING FOR A MORATORIUM ON THE ENFORCEMENT OF THE PROHIBITION ESTABLISHED THEREIN

WHEREAS, it has been brought to the attention of the Mayor and Borough Council of the Borough of Sea Bright that Chapter 150, "Packaging Practices, Uniform," of the Code of the Borough of Sea Bright was previously enacted and provides for a prohibition on the use of nonbiodegradable and plastic packaging by retail food and other retail establishments located within the Borough of Sea Bright; and

WHEREAS, the aforesaid prohibition has not previously been enforced within the Borough of Sea Bright; and

WHEREAS, the Mayor and Borough Council find that prior to the enforcement of any such prohibition, there should be an opportunity for review of the provisions of Chapter 150; public comment and that adequate public notice prior to enforcement should be provided to retail establishments within the Borough;

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, as follows:

SECTION ONE. Chapter 150, "Packaging Practices, Uniform," of the Code of the Borough of Sea Bright, be and the same is hereby amended and supplemented by the addition thereto of the following section:

"§150-8, MORATORIUM ON ENFORCEMENT; REPEAL.

The provisions of this Chapter shall not be enforced within the Borough of Sea Bright until December 31, 2019. Should this Chapter not be amended or supplemented by Ordinance adopted by the Borough Council on or before December 31, 2019, this Chapter shall be deemed to be repealed as of that date."

SECTION TWO: All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

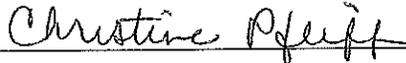
SECTION THREE: If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and publication as required by law.

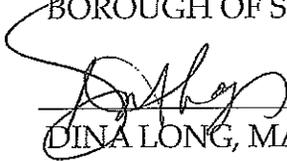
I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 19, 2019 and will be further considered after a Public Hearing held on April 2, 2019 at the Sea Bright Beach Pavilion at 7:00 pm.

INTRODUCED: March 19, 2019
PUBLIC HEARING: April 2, 2019
ADOPTED: April 2, 2019

Witness



CHRISTINE PFEIFFER, CLERK

BOROUGH OF SEA BRIGHT,


DINA LONG, MAYOR