

ORDINANCE AMENDING MONTCLAIR CODE CHAPTER 347 (ZONING),  
ARTICLE XXIII HISTORIC PRESERVATION

September 20, 2016  
(date of introduction)

WHEREAS, Montclair Code Section 347-130(A) is inconsistent with the state statute authorizing the establishment of municipal historic preservation commissions with respect to the manner of appointment; and

WHEREAS, the Council is amending the Montclair Code so that it conforms to the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-107(c); now therefore, be it

ORDAINED, by the Township Council of the Township of Montclair, that Montclair Code

§ 347-130 is amended as follows (strike-through text is deleted; underlined text is added):

**§ 347-130 Appointment of Commission members; terms; vacancies.**

A. The ~~Township Council~~ Mayor shall appoint all members of the Commission and shall designate at the time of appointment the regular members by class and the alternate members as "Alternate No. 1" and "Alternate No. 2." The Township Council shall appoint a full membership, including regular and alternate members, of the Commission within 60 days from the effective date of this article.

BE IT FURTHER ORDAINED, that except as expressly provided herein, Chapter 347, Article XXIII is unchanged.

RECORD OF COUNCIL VOTE											
	YES	NO	ABS	N.V.	AB		YES	NO	ABS	N.V.	AB
Councilor Baskerville						Councilor Schlager					
Deputy Mayor Hurlock						Councilor Spiller					
Councilor McMahan						Mayor Jackson					
Councilor Russo											
<b>X - Indicate Vote    ABS - Abstain    N.V. - Not Voting    AB - Absent</b>											

I HEREBY CERTIFY the foregoing to be a true copy of a Resolution adopted by the Council of the Township of Montclair, in the County of Essex, at its meeting held on September 20, 2016.

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Linda S. Wanat  
Clerk of the Township of Montclair, N.J.