

ORDINANCE NO. 2023-11

AN ORDINANCE OF THE BOROUGH OF AUDUBON PARK, COUNTY OF CAMDEN, STATE OF NEW JERSEY REPEALING SECTIONS 2 AND 3 OF ORDINANCE 2011-05

WHEREAS, the Borough of Audubon Park adopted Ordinance 2011-05, of which Sections 2 and 3 set forth “pay-to-play” rules and regulations within the Borough of Audubon Park; and

WHEREAS, on or about April 3, 2023, the State of New Jersey adopted the Elections Transparency Act, Bill No. A4372/S2866 (the “ETA”); and

WHEREAS, the ETA preempts local rules and regulations concerning pay-to-play standards within the State of New Jersey; and

WHEREAS, the Borough of Audubon Park seeks to repeal Sections 2 and 3 of Ordinance 2011-05 to comply with the new state regulations outlined above.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Audubon Park, County of Camden and State of New Jersey, as follows:

SECTION 1: Repealer.

Section 2, entitled “Prohibition on Awarding Public Contracts to Certain Contributors” and Section 3, entitled “Contributions Made Prior to the Effective Date,” of Ordinance 2011-05 are hereby repealed in their entirety.

SECTION 2: Effect.

Except as set forth in Section 1 above, the balance of Ordinance 2011-05 shall not be affected by this Ordinance.

SECTION 3: Inconsistency.

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: Severability and Effectiveness Clause.

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, invalid, or unenforceable by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance. Any ordinance or parts of ordinances which are inconsistent with the provisions hereof, are, to the extent of such inconsistencies hereby repealed

SECTION 4: Effective Date.

This ordinance shall take effect upon final passage, adoption, and publication in the manner prescribed by law.

Attest:

BOROUGH OF AUDUBON PARK

Introduced: 11/06/2023

Adopted: 12/18/2023

Lawrence E. Pennock, Mayor

Certified to be a true copy of an Ordinance adopted by the Mayor and Borough Council at a meeting after a second reading/public hearing held on December 18, 2023 at 7 PM.

Dawn M. Pennock, Municipal Clerk