

Borough Attorney /s/ Robert L. Tarver, Jr.

**BOROUGH OF PENNS GROVE  
COUNTY OF SALEM, NEW JERSEY**

**ORDINANCE NO. 2021-11**

**AN ORDINANCE REPEALING ORDINANCE 2020-17, AMENDING CHAPTER 206 OF  
THE CODE OF THE BOROUGH OF PENNS GROVE**

**WHEREAS**, Ordinance 2020-17 was an Ordinance previously passed by the Municipal Council requiring utilities under the control of the Board of Public Utilities ("BPU") to disconnect service from buildings set to be demolished within twenty four hours after notice, subject to fines for failure to comply ; and

**WHEREAS**, the BPU, as a regulatory agency, has exclusive authority and jurisdiction over the regulation of public utilities including notice provisions;


**WHEREAS**, the Ordinance in its current form impermissibly conflicts with the statutory authority of the BPU under N.J.S.A. 48:2-13 and therefore is not legally sustainable,

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Penns Grove, County of Salem, State of New Jersey, that Ordinance 2020-17 shall be repealed.

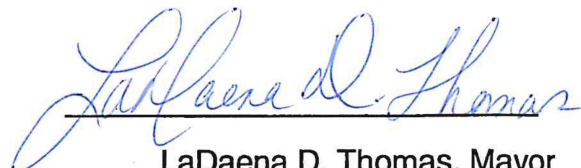
**SECTION 1:** All Ordinances or parts of ordinances inconsistent with any of the terms of this Ordinance are hereby repealed to the extent of such consistency or inconsistencies.

**SECTION 2:** This Ordinance shall take effect immediately upon its final passage and publication as provided by law.

ATTEST:



Sharon R. Williams, Municipal Clerk




LaDaena D. Thomas, Mayor

**Intro:**

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter						X
Martin			X			
Mincey	X		X			
Rambo						X
Giordano			X			
Scarpaci		X	X			

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 4, 2021 and will be considered for final passage at a meeting to be held by the Mayor and Council at Borough Hall, Broad Street and State Street, Penns Grove, New Jersey on May 18, 2021 at which time any interested person will be given an opportunity to be heard.



Sharon R. Williams, Municipal Clerk

**FINAL:**

Council	MOVED	SECONDED	Y	N	ABSTAIN	ABSENT
Carter			X			
Martin		X	X			
Mincey	X		X			
Rambo						X
Giordano						X
Scarpaci			X			

**Notice:** The above ordinance was introduced and passed on the first reading at the meeting of the Mayor and Council of the Borough of Penns Grove in the County of Salem held on May 4, 2021 and was adopted, after a public hearing was held by the Mayor and Council at Borough Hall, 1 State Street, Penns Grove, New Jersey on May 18, 2021.



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Sharon R. Williams, Municipal Clerk