

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2024 – 012 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REVOKING AND REPEALING A SECTION WITHIN CHAPTER 300 SEWER SYSTEMS SECTION 300-18 STANDARDS, RULES AND REGULATIONS OF THE TOWNSHIP CODE

**WHEREAS**, Chapter 300 of the Township Code was originally adopted on or around September 19, 1961; and

**WHEREAS**, since that time, all statutory sections as referenced in Section 300-18, Standards, Rules and Regulations, have since been repealed by operation of the New Jersey Water Pollution Control Act N.J.S.A 58:10A-1 et seq. and the New Jersey Safe Drinking Water Act N.J.S.A. 58:12A-1 et seq.; and

**WHEREAS**, the operative rules and regulations originally contemplated by Section 300-18 have since been transferred to the New Jersey Department of Environmental Protection N.J.S.A 13:1D-7; and

**WHEREAS**, the Township of West Milford has also since adopted the provisions of the Municipal Land Use Law N.J.S.A. 40:55D-1 et seq. and specifically adopted and incorporated into the Township Code a Land Development Ordinance appearing at Chapter 420 entitled Land Use Procedures; and

**WHEREAS**, it appears that Section 300-18 was simply overlooked and never amended to reflect the updates made to both state statutes and the Township Code, and as referenced above.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Township Council of the Township of West Milford, County of Passaic, and the State of New Jersey that the Township of West Milford Code shall be amended and updated, only as follows:

To Revoke and Repeal Township Code Section 300-18, Standards. Rules and Regulations in it's entirety:

- SECTION 1.** Within the Township Code, Township of West Milford Part II General Legislation Chapter 300-18 Standards, Rules and Regulations shall herein be revoked and repealed in its entirety.
- SECTION 2.** All ordinances or parts of ordinances of the Township of West Milford inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
- SECTION 3.** If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.
- SECTION 4.** This Ordinance may be renumbered for purposes of codification
- SECTION 5.** This Ordinance shall take effect upon final passage, approval, and publication as required by law.

Introduced: March 6, 2024

Adopted: April 3, 2024

Effective Date: April 23, 2024

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor