

TOWNSHIP OF MAPLEWOOD



ORDINANCE

2904-18

**AN ORDINANCE
TO CREATE A FUND
FOR THE
DONATION OF MONIES
FOR THE PURCHASE OF TREES
FOR
MAPLEWOOD MEMORIAL PARK**

"Interpretive Statement"

This ordinance will permit donations to be made to the Maplewood Memorial Park Conservancy for the purchase and installation of trees at Maplewood Memorial Park.

WHEREAS, Maplewood Memorial Park ("Memorial Park") was designed in the 1920's by the prestigious landscape architects, Brinley and Holbrook, and the Olmsted Brothers, whose beautiful, picturesque parks grace major cities throughout the United States; and

WHEREAS, Memorial Park is listed in the National and New Jersey Registers of Historic Places; and

WHEREAS, in 2016, Memorial Park was designated one of New Jersey's Great Public Places by the New Jersey Chapter of the American Planning Association; and

WHEREAS, Memorial Park is designated a Maplewood Historic Landmark; and

WHEREAS, the Maplewood Memorial Park Conservancy (the "Conservancy") was created and is dedicated to preserving, improving and maintaining Memorial Park; and

WHEREAS, the Conservancy will guide and support the development and implementation of policies and practices that appropriately reflect the Memorial Park historical and cultural significance, integrity of design, recreation and environmental importance, educational opportunities and prominence sense of place; and

WHEREAS, a proposal has been set forth to permit contributions for the purchase and installation of trees at Memorial Park; and

WHEREAS, it has been determined that the planting of additional trees at Memorial Park will enhance its beauty and functionality.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey as follows:

FIRST:

- A. The Maplewood Memorial Park Conservancy may create a fund and receive donations for the planting of trees at Memorial Park;
- B. Two alternative funds may be maintained.
 1. A General Tree Fund will be established to support the planting and maintenance of all trees in Memorial Park. The fund will allow donations of any amount and will be acknowledged by a certificate and listing on the Conservancy website. Levels of contribution shall be designated as follows:
 - Up to \$100 - Memorial
 - Up to \$250 - Heritage
 - Up to \$500 - Landmark
 - Over \$500 - Legacy
 2. The Memorial Tree Program will be established to create an opportunity for individuals or entity to donate a specific tree. The scale of donations will be established allowing the donor to choose a specific, individual tree. Memorial Tree Program donations shall be as follows:
 - \$500 - Understory or ornamental tree, small shade tree
 - \$1,500 - Overstory shade tree or large evergreen
 - \$5,000 - Large, specimen shade treeDonors will receive a certificate confirming donation and a map showing location of the donated tree. Individual trees will be marked by tags attached to the tree that will identify the botanic and popular name as well as the names of the donor and/or honoree.
- C. All funds received by the Conservancy for the Memorial Tree Program shall be placed into a special account and not co-mingled with other funds maintained by the Conservancy.

Donations to the Memorial Tree Program shall be disbursed consistent with the purchase and installation of specific trees.
- D. At the request of the Chief Financial Officer for the Township of Maplewood, the Conservancy shall provide a report to the Chief Financial

Officer concerning all funds received and disbursed by the Conservancy incidental to the aforementioned Tree Programs.

- E. At least once per year, the Conservancy shall provide a report to the Maplewood Township Committee advising them of all donations received from the Tree Programs and the installation of trees incidental to the Tree Programs.

SECOND: Severability

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

THIRD: Repeal of Prior Ordinances

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

FOURTH: Effective Date

This Ordinance shall take effect after final passage and publication and as provided by law.

PUBLIC NOTICE is hereby given that the foregoing proposed Ordinance was introduced and read by title at a meeting of the Township Committee of the Township of Maplewood, held on April 17, 2018, and that the Township Committee met again on May 1, 2018, at the Municipal Building, 574 Valley Street, Maplewood, New Jersey, at which time and place the Township Committee held a hearing and proceeded to consider the said Ordinance on final reading and final passage.

ELIZABETH J. FRITZEN, R.M.C.
Township Clerk