

member. A vote shall not be delayed in order that a regular member vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote first.  
(1972 Code § 23-4)

### **2-38.5 Agreement with Middle Brook Regional Health Commission.**

a. *Authority to Execute.* The Board of Health of the Borough of Watchung is authorized to execute an agreement with the Middle Brook Regional Health Commission for the provision of professional health services to the Borough.

b. *Health Officer and Sanitary Inspector.* Pursuant to subsection 2-38.3, the Middle Brook Regional Health Commission Health Officer is hereby appointed as Health Officer and Sanitary Inspector for the Borough of Watchung with such appointment being terminable consistent with the terms of the aforesaid contract.

c. *Compensation.* The compensation to be paid to the Middle Brook Regional Health Commission under the aforesaid contract shall be as set forth in the agreement.

d. *Effective Date.* This section shall take effect upon its passage and publication according to law, and upon the adoption of appropriate ordinances similar hereto by the other municipalities involved in the Interlocal Services Agreement.  
(Ord. No. 96/03)

## **2-39 ENVIRONMENTAL COMMISSION.**

### **2-39.1 Establishment of Commission.**

There is hereby established in and for the Borough of Watchung an Environmental Commission to be known as the Borough of Watchung Environmental Commission, for the protection, development or use of natural resources located within the Borough, including water resources, to preserve and enhance the rural residential aspects of life in the Borough of Watchung. (1972 Code § 14-1; New)

### **2-39.2 Membership; Terms of Office; Vacancies; Compensation.**

The Borough of Watchung Environmental Commission shall consist of seven (7) members. One (1) member shall be a member of the Planning Board to be appointed annually by the Mayor with the advice and consent of the Council. One (1) member shall be a member of the Board of Adjustment to be appointed by the Mayor with the advice and consent of the Council. One (1) member shall be a member of the Council to be appointed by the Borough Council for a period to correspond with his term in office. Four (4) members shall be appointed by the Mayor with the advice and consent of the Council, such members to be residents of the Borough. The term shall be for three (3) years, and if a

vacancy shall occur otherwise than by expiration of term, it shall be filled as provided by appointment of the Mayor with the advice and consent of the Council for the unexpired term. Members shall serve until the appointment and qualification of their respective successors in office. All members shall serve without compensation.

(1972 Code § 14-2; New)

### **2-39.3 Powers and Duties Generally.**

The Borough of Watchung Environmental Commission shall have power to conduct research into the use and possible use of the open land areas of the Borough and may coordinate the activities of unofficial bodies organized for similar purposes, and may advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which, in its judgment, it deems necessary for its purposes. It shall keep an index of all open areas, publicly or privately owned, including open marshlands, swamps and other wetlands, in order to obtain information on the use and/or preservation of such areas. The Environmental Commission may recommend to the Planning Board plans and programs for inclusion in a Borough Master Plan, and plans and programs for the development and use of open areas. It shall have the power to study and make recommendations concerning open space preservation, water resources management, air pollution control, solid waste management, noise control, soil and landscape protection, environmental appearance, marine resources and protection of flora and fauna. Copies of all applications to the Planning Board and Zoning Board of Adjustment shall be forwarded to the Environmental Commission prior to public hearing. (1972 Code § 14-3; New)

### **2-39.4 Power to Acquire Property.**

The Environmental Commission may, subject to the approval of the Borough Council, acquire property, both real and personal, in the name of the Borough of Watchung, County of Somerset, by gift, purchase, grant, bequest, devise or lease for any of its purposes, and shall administer the same for such purposes subject to the terms of the conveyance or gift. Such acquisitions may be to acquire the fee or any lesser interest, development right, easement (including conservation easement), covenant or other contractual right (including a conveyance on conditions or with limitations or reversions) as may be necessary to acquire, maintain, improve, protect, limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas in the Borough aforesaid. (1972 Code § 14-4)

### **2-39.5 Records and Reports.**

The Environmental Commission shall keep records of its meetings and activities and shall make a monthly report to the Borough Council. (1972 Code § 14-5)

**2-39.6 Expenditures Subject to Budgetary Approval.**

The Environmental Commission shall expend no funds and shall incur no expenses except to the extent and for the items and purposes specified in the annual Borough budget approved by the Borough Council. (1972 Code § 14-6)

**2-40 RECREATION COMMISSION.****2-40.1 Establishment; Members; Appointments.**

It is hereby established in the Borough a Recreation Commission to be known as the Borough of Watchung Recreation Commission and consisting of seven (7) members, all to serve without compensation, one (1) of whom shall be a member of the Borough Council appointed by the Mayor. The Mayor shall nominate and appoint, with the advice and consent of the Council, the six (6) additional members of the Recreation Commission. The Recreation Commission may appoint Deputy Commissioners who shall act as liaisons between the Recreation Commission and such volunteer recreational groups as the Commission may recognize. (1972 Code § 36-1)

**2-40.2 Terms of Office.**

Six (6) citizens of the Borough shall be appointed to the Recreation Commission as Commissioners for a term not to exceed five (5) years. However, terms of the Recreation Commissioners shall be arranged so that the terms of not more than two (2) members shall expire in any one (1) year. Members of the Recreation Commission shall serve in office until their successors have been duly appointed. The Councilmember appointed by the Mayor shall serve for such period as is designated by the Mayor and until his successor has been appointed. Deputy Commissioners shall serve for such time as the Recreation Commission may determine in their discretion. (1972 Code § 36-2)

**2-40.3 Duties.**

The Recreation Commission shall supervise all public playgrounds and recreation facilities and activities of the Borough, and may cause surveys to be made to be submitted to the Mayor and Council with recommendations for the improvement, maintenance or expansion of recreation facilities in the Borough. The Recreation Commission shall recognize, in its discretion, voluntary recreation groups of citizens of the Borough, and appoint Deputy Commissioners to act as liaisons for such groups. The Deputy Commissioners shall establish schedules for review by the Recreation Commission in order to reasonably allocate the resources of the Borough's recreation facilities and maintain those facilities in proper order. (1972 Code § 36-3)

**2-40.4 Supervisory Personnel; Recreation Director.**

The Mayor and Council, at their discretion, may hire such supervisory personnel for the purpose of planning and supervising playground activities and other recreation facilities. There shall be a Recreation Director who shall be appointed by the Mayor with the advice and consent of the Council, and who shall serve for a term of one (1) year from the date of his appointment and until a successor is appointed and qualified. The Recreation Director shall receive such salary as is determined by resolution of the Mayor and Council, and which salary shall be in lieu of all fees, costs and any other allowances for services as Recreation Director. The Recreation Director shall perform such functions and duties as shall be prescribed by this section, including the coordination with the Mayor and appropriate councilmatic committee of the scheduling of the recreation facilities and their maintenance. (1972 Code § 36-4)

**2-40.5 Expenditures; Records and Reports.**

The Watchung Recreation Commission shall expend no funds and shall incur no expenses. The Borough Council may authorize the expenditure of funds by specifying such expenditures in the annual budget. All expenditures as budgeted shall be approved by the Borough Council. The Recreation Commission shall keep records of its meetings and activities and shall make a monthly report to the Borough Council. (1972 Code § 36-5)

**2-41 TRAFFIC AND BEAUTIFICATION COMMISSION.****2-41.1 Establishment; Members; Appointments.**

There is hereby established in the Borough a Traffic and Beautification Commission to be known as the Borough of Watchung Traffic and Beautification Commission. The Commission shall consist of not less than nine (9) members nor more than eleven (11) members, all to serve without compensation, one (1) of whom shall be a member of the Borough Council appointed by the Mayor. The Mayor shall nominate and, with the advice and consent of the Council, appoint the remaining members of the Traffic and Beautification Commission. All members shall be residents of the Borough. (1972 Code § 43-1)

**2-41.2 Terms of Office.**

Appointments of the eight (8) or ten (10) citizens of the Borough shall be for a term of one (1) year. The members shall hold office until their successors have been duly appointed. The Councilmember appointed by the Mayor shall serve for such period as is designated by the Mayor and until a successor has been duly appointed. (1972 Code § 43-2)

**2-41.3 Duties.**

The duties of the Traffic and Beautification Commission shall be as follows: