

# Ordinance 2023-18

BOROUGH OF HIGHTSTOWN  
COUNTY OF MERCER  
STATE OF NEW JERSEY

**AN ORDINANCE TO REPEAL ARTICLE 2-31, ENTITLED  
“BOARD OF RECREATION COMMISSIONERS,” OF PART 1  
“ADMINISTRATIVE CODE,” OF CHAPTER 2, “ADMINISTRATION,” OF  
“THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HIGHTSTOWN.”**

**WHEREAS**, pursuant to Ordinance No. 1998-18, the Borough of Hightstown (the “Borough”) established Article 2-31, entitled “Board of Recreation Commissioners,” of Part 1, “Administrative Code,” of Chapter 2, “Administration,” of “The Revised General Ordinances of the Borough of Hightstown” (also referenced as the “Borough Code”); and

**WHEREAS**, Article 2-31 of the Borough Code created a Board of Recreation Commissioners, in accordance with N.J.S.A. 40:12-1, *et seq.*; and

**WHEREAS**, the Borough’s Board of Recreation Commissioners, also known as the “Parks and Recreation Commission,” was vested with all of the powers and duties as set forth in N.J.S.A. 40:12-1, *et seq.*; and

**WHEREAS**, the Mayor and Council of the Borough have determined that it would be most advantageous, and in the best interests of the Borough, to dissolve the Board of Recreation Commissioners, a/k/a the Parks and Recreation Commission, and to bring all of the responsibilities for the Borough’s parks and recreation programs under the control and supervision of one body – namely, the Borough itself -- rather than a separate entity; and

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this State or of the United States, as it may deem necessary and proper for the good government, order and protection of persons and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, the Mayor and Council of the Borough deem it to be in the best interests of the Borough to repeal Article 2-31, “Board of Recreation Commissioners,” of the Borough Code in its entirety.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Hightstown in the County of Mercer and State of New Jersey, as follows:

1. That Article 2-31, entitled “Board of Recreation Commissioners,” of Part 1 “Administrative Code,” of Chapter 2, “Administration,” of “The Revised General Ordinances of the Borough of Hightstown,” is hereby repealed in its entirety, and shall be of no further force and effect.

2. That, as of the effective date of the within Ordinance, the Board of Recreation Commissioners, a/k/a the Parks and Recreation Commission, shall hereby be dissolved, and all of the responsibilities for the Borough's parks and recreation programs shall hereafter be vested in the Borough.

3. That all other provisions of Chapter 2 of the Borough Code which are not referenced in Section 1 of this Ordinance shall remain unaffected/unchanged and remain in full force and effect.

4. That all parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

5. That the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

6. That this Ordinance shall take effect upon final passage and publication in accordance with the law.

Introduction: November 20, 2023

Adoption: December 4, 2023

ATTEST:

  
MARGARET RIGGIO  
MUNICIPAL CLERK

  
SUSAN BLUTH  
MAYOR