

## **ORDINANCE 12-11**

### **AN ORDINANCE AMENDING ORDINANCE 2-11 ADOPTING FORMER BOARD OF HEALTH ORDINANCES TO ESTABLISH CHAPTER XXIII, BOARD OF HEALTH REGULATIONS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AS FOLLOWS:**

#### **SECTION 1. Purpose:**

During 2010 the Keyport Board of Health established by Section 2-7.5, Chapter II, the Administrative Code of the Borough of Keyport, of the Revised General Ordinances of the Borough of Keyport was disestablished and its functions transferred to the Monmouth County Board of Health. In order to ensure the continued and uninterrupted validity, effectiveness and enforceability of the Ordinances adopted by the former Board of Health it is necessary to formally adopt those Ordinances and incorporate them into the general code of the Revised General Ordinances of the Borough of Keyport.

By Ordinance 2-11 adopted on February 1, 2011 the Board of Health Ordinances designated BH1-1 through BH:8-6 were designated Chapter XXIV, Board of Health Regulations, and redesignated Sections 24-1.1 through 24-8.6

Chapter XXIV had already been assigned to the Stormwater Regulations.

#### **SECTION II. Adoption and Enactment of Board of Health Ordinances as Chapter XXIII**

The Board of Health Ordinances designated BH1-1 through BH:8-6 are designated Chapter XXIII, Board of Health Regulations, and are redesignated Sections 23-1.1 through 23-8.6 and are to remain in full force and effect.

#### **SECTION III. Amendment of Penalty Sections of Board of Health Ordinances.**

**23-9.1.** The Penalty Sections of the Board of Health Ordinances are hereby amended to conform to the provisions of Section 1-5 of the Revised General Ordinances of the Borough of Keyport, except to the extent that Section 1-5 may be in conflict with the statutes or regulations authorizing municipal regulation of the goods, businesses, machines, tools, implements, premises, institutions, occupations or activities so regulated.

#### **SECTION IV. Severability:**

Each section, subsection, sentence, clause and phrases of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION V. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be requested by law.

Introduced: June 14, 2011  
Public Hearing: July 5, 2011  
Adopted: July 5, 2011

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Valerie T. Heilweil, RMC  
Borough Clerk  
Borough of Keyport

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Robert E. McLeod, Mayor  
Borough of Keyport