

## **ORDINANCE #20-12**

### **AMENDING CHAPTER II, SECTION 12 ("BAYSHORE REGIONAL SEWERAGE AUTHORITY; SUPPLEMENTAL AGREEMENT") OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT TO RECOGNIZE A SUCCESSOR AGREEMENT WITH THE BAYSHORE REGIONAL SEWERAGE AUTHORITY**

**WHEREAS**, the sewer service agreement dated July 23, 1973 between the Borough of Keyport and the Bayshore Regional Sewerage Authority ("the Authority") is set to expire on July 23, 2013; and

**WHEREAS**, by Resolution 219-12, the Mayor and Council of the Borough of Keyport have approved the execution of a successor agreement to the Borough's sewer service agreement dated June 2012; and

**WHEREAS**, the Mayor and Council wish to amend Chapter II, Section 12 of the Revised General Ordinances of the Borough of Keyport to recognize the successor agreement with the Authority.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Keyport as follows:

#### **SECTION I. Amendments to Chapter II, Section 12 of the Revised General Ordinances.**

Chapter II, Section 12 of the Revised General Ordinance of the Borough of Keyport is hereby amended and revised to read as follows:

**2-12.1 to 2-12.4** [No change.]

**2-12.5 Successor Agreement.** The Borough has entered into a successor agreement with the Authority dated June 2012 and having an expiration date of June 23, 2042. Notwithstanding Sections 12.1 through 12.4 above, the terms and conditions of the June 2012 agreement shall be controlling during the term set forth therein.

#### **SECTION II. Inconsistent Ordinances.**

All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed.

#### **SECTION III. Severability.**

Each section, subsection, sentence, clause and phrase 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 IV.           Effective date.**

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

Introduced:           October 16, 2012  
Public Hearing:       October 30, 2012  
Adopted:             November 8, 2012



Valerie T. Heilweil, RMC  
Borough Clerk  
Borough of Keyport



Robert E. McLeod, Mayor  
Borough of Keyport