

ORDINANCE CREATING FRELINGHUYSEN TOWNSHIP
HISTORIC PRESERVATION COMMITTEE

WHEREAS, Frelinghuysen Township has a rich history, the preservation of which is a matter of vital public interest; and

WHEREAS, the establishment of a Historic Committee will enable Frelinghuysen Township to recognize, catalog and preserve people, places, objects and events of historic interest to the Township, and to provide an historic context within which the Township may conduct its affairs.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen as follows:

Section I

The Frelinghuysen Township Code is hereby amended by adding thereto a new Chapter 46, "Historic Preservation Committee," to read as follows:

HISTORIC PRESERVATION COMMITTEE

§ 2-46.1 Establishment, Purpose.

The purpose of this Chapter is to:

- a. Establish a Historic Preservation Committee, which shall be an advisory Committee, the terms and powers of which are hereinafter set forth.
- b. Encourage the continued use of historic resources and facilitate their appropriate reuse.
- c. Safeguard the heritage of the Township of Frelinghuysen by preserving the resources within the Township which reflect elements of its cultural, social, economic, archeological, and architectural history.

Historic, archeological, and architectural resources within the Township and its environs.

- e. Stabilize and improve property values and discourage the unnecessary demolition of historic, archeological, and architectural resources within the Township of Frelinghuysen.
- f. Foster civic beauty and harmony with the environment.
- g. Promote appreciation of the historic, archeological, and architectural resources for the education, pleasure and welfare of the citizens of the Township and its visitors.
- h. Spur beautification and private reinvestment.
- i. Recognize the importance of historic, archeological, and architectural resources by urging property owners and tenants to maintain their properties.
- j. Encourage the proper maintenance and preservation of historic, archeological, and architectural settings and landscapes.
- k. Encourage appropriate alterations of historic, archeological, and architectural resources.
- l. Enhance the visual and aesthetic character, diversity, continuity and interest of the Township.
- m. Promote the conservation of historic and architectural resources and invite voluntary compliance.

§ 2-46.2 Members; Transaction of Business.

- a. The Historic Preservation Committee shall consist of nine (9) members and two (2) two alternates, all of whom shall serve without compensation.
- b. The Committee positions shall be filled by people who are interested in and qualified to contribute to the preservation of historic, archeological, and architectural resources, structures, sites and objects, including persons who are knowledgeable in building design and construction, archeology, architectural history, who are interested in local history, and at least 75% of whom must be residents of Frelinghuysen Township. One member of the Committee shall be the Mayor or his/her designee, one member of the Committee shall be a liaison member from the Land Use Board, and one member of the Committee shall be a liaison from the Open Space Advisory Committee.

d. Terms. The Mayor or his/her designee, the Land Use Board liaison and the Open Space Advisory Committee liaison shall serve terms of one year. As to the remaining members, including the alternates, three shall be appointed to initial terms of three years, three shall serve initial terms of two years, and two shall serve initial terms of two years. Thereafter, members, including alternates, other than the Mayor or his/her designee, the Land Use Board liaison and the Open Space Advisory Committee liaison, shall serve terms of three years.

e. Vacancies. Vacancies shall be filled through the expiration of the vacant term by appointment of the Mayor.

f. The Committee shall adopt internal rules and procedures for the transaction of its business, subject to the following:

(1) The Committee shall elect from its members a Chairman, Vice Chairman, Secretary and Treasurer.

(2) A quorum for the transaction of all business shall be five (5) members.

(3) Committee meetings shall comply with the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.).

(4) Committee meetings shall be scheduled at least once every other month (six (6) times annually) or as often as required to fulfill its obligations.

(5) No Committee member shall be permitted to act on any matter in which he or she has, either directly or indirectly, any personal or financial interest.

§ 2-46.3 Powers and Functions.

1. The Historic Preservation Committee shall be responsible for:

a. Identifying, surveying, and recording historic and architectural buildings, structures, sites and objects and evaluating these resources. The survey material shall be reviewed and, if necessary, updated at least every other year to incorporate any newly acquired historical documentation and to reflect changes to a resource's integrity or condition.

b. Conducting research on and nominating significant resources to the State and National Registers of Historic Places. If the Township is certified under the state's Certified Local Government (CLG) Program, the Committee shall, in accordance

regular administration of the resources within the Township.

c. Assisting other public bodies in aiding the public in understanding historic resource significance and methods of preservation.

d. Advising the Township Committee on the relative merits of proposals involving public lands to restore, preserve and protect historical buildings, resources, places and structures. Including the preparation of a long-range plan, thereby securing state, federal and other grants and aid to assist therein and monitoring such projects once underway.

e. Securing the voluntary assistance of the public and, within the limits of the budget established by the Township for the Historic Preservation Committee's operation, to retain consultants and experts and incur expenses to assist the Historic Preservation Committee in its work.

f. Cooperating with local, county, state or national historical societies, governmental bodies and organizations to maximize their contributions to the intent and purposes of this chapter.

g. Working to preserve and restore structures in the Johnsonburg Historic District and any other historic district to be established through obtaining grants, budgeted funds, or fund-raising as hereinafter described.

h. Advising and assisting the Land Use Board during the preparation of a historic preservation plan element of the Master Plan, advise and assist the Land Use Board in connection with applications for development in the Johnsonburg Historic District, and in connection with any applications regarding historical structures or resources.

i. The Historic Preservation Committee shall convey through the delegation of one of its members or staff to testify orally at the meetings of the Land Use Board and/or Township Committee, to explain any written report which may have been submitted in connection with a pending application, ordinance, or other relevant matter.

j. Preparing and distributing a historic guideline handbook to be utilized to foster appropriate rehabilitation or restoration of historic and architectural resources.

k. Carrying out such other advisory, educational, and informational functions as may be requested by the Township Committee, or any other board, committee, or Committee.

2. The Township Committee shall, in its sole discretion, make provision in its budget and appropriate funds for the expenses of the Historic Preservation Committee.

~~... may conduct fund raising activities to support its mission and activities in accordance with law, and all funds raised by the Committee shall be accounted for, and shall be placed in a special Township fund or account. These funds will only be permitted to be used and spent in connection with the duties and activities of the Committee.~~

§ 2-46.4 Effect on other Code Provisions.

No duties or powers of the Committee shall supersede or infringe on the powers of the other Township boards or committees.

Section II

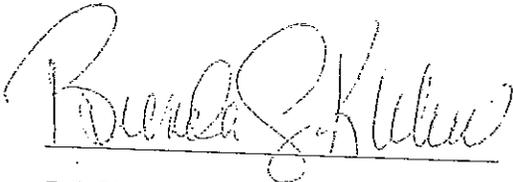
1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

3. This ordinance shall take effect immediately upon final passage and publication as required by law.

ATTEST:

TOWNSHIP OF FRELINGHUYSEN



BRENDA KLEBER, Clerk



CHRISTOPHER KUHN, Mayor