



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

ORDINANCE 16-20

ORDINANCE AUTHORIZING BOROUGH CLERK TO ACT AS ISSUING AUTHORITY AS TO BINGO AND RAFFLE LICENSES

WHEREAS, in accordance with the Bingo Licensing Law, N.J.S.A. 5:8-24 to 5:8-49.11 et. seq., and the Raffles Licensing Law, N.J.S.A. 5:8-50 to 5:8-77 et seq., the governing body is authorized to issue Bingo and/or Raffle Licenses for fund raising purposes to certain organizations serving a religious, civic, charitable, veteran, fraternal or similar purpose; and

WHEREAS, in accordance with N.J.A.C. 13:47-1.1 et seq., the governing body may delegate by Ordinance the authority to approve the granting of bingo and raffle licenses to the Borough Clerk; and

WHEREAS, the Borough has ascertained that such an authorization would allow the Borough Clerk to review and act upon such licenses on a more expeditious basis; and

WHEREAS, the Borough believes that it is in the best interests of the Borough of Highlands and the residents seeking a bingo and/or raffle license(s), that review and approvals be done in a more efficient manner; and

WHEREAS, N.J.S.A. 40A:9-133(e) which sets forth the statutory duties of a Municipal Clerk, provides that the Clerk serves as the administrative officer responsible for the acceptance of applications for licenses and permits and the issuance of such permits, except where a statute or ordinance has delegated that responsibility to some other municipal officer.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Highlands, that the governing body hereby delegates to, authorizes, and provides authority to the Borough Clerk to issue Bingo Licenses and Raffle Licenses to appropriate organizations as specified in the Bingo Licensing Law and the Raffle Licensing Law, in appropriate applications in the determination of the Borough Clerk. Such License issuance will thereafter be reported to the Borough governing body.

BE IT FURTHER ORDAINED, that the Borough Clerk shall apply the standards set forth in the Bingo Licensing Law, N.J.S.A. 5:8-24 to 5:8-49.11 et seq. and the Raffle Licensing Law, N.J.S.A. 5:8-50 to 5:8-77 et seq., as applicable, when reviewing the license applications.

SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

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

EFFECTIVE DATE. This Ordinance shall take effect after final passage as provided by law.