

#661

AN ORDINANCE CREATING A REGIONAL
PLANNING BOARD FOR THE BOROUGH
OF PRINCETON AND THE TOWNSHIP
OF PRINCETON AND PRESCRIBING
THE ORGANIZATION, POWERS, AND
DUTIES THEREOF.

BE IT ORDAINED by the Township Committee of the Township
of Princeton:

1. Creation of Regional Planning Board. It is hereby found that the Borough of Princeton and the Township of Princeton, both in the County of Mercer, are in many respects one integrated community, that they have a joint and common interest in a master plan for the physical development of the region encompassed within their territorial limits, that they have for a number of years cooperated with one another in many aspects of master planning, including utility services, traffic circulation, conservation of natural resources and open space, and the furnishing of public and semi-public facilities, and that it is in their best interests to formalize and strengthen their cooperative endeavors in municipal planning by the creation of a regional planning board. Therefore, pursuant to the provisions of R.S.40:27-9 et seq. a regional planning board is hereby created for the region within the territorial limits of the Borough of Princeton and the Township of Princeton. Said board shall be known as The Regional Planning Board of Princeton and it shall constitute an instrumentality of the constituent municipalities, and it shall be governed by the provisions of the aforesaid statute and this ordinance.
2. Membership. The Regional Planning Board shall consist of fourteen members, who shall be divided into three classes for convenience in designating their manner of appointment, as follows:

Class I: The Mayor of each of the constituent municipalities;

Class II: A member of the governing body of each municipality to be appointed by such governing body; and

Class III: Five citizens of each municipality to be appointed by the Mayor thereof.

The terms of the members composing Classes I and II shall correspond to their respective official tenures. The term of one Class III member of each municipality first appointed shall expire at the end of each calendar year beginning at the end of the first calendar year, and thereafter the term of each Class III member shall be five years. If a vacancy in any class shall occur otherwise than by expiration of term, it shall be filled by appointment as above provided for the unexpired term only. Members shall serve after the expiration of their terms and until their successors shall have been appointed and qualified.

Members of the Regional Planning Board shall serve without salary but may be paid expenses incurred in the performance of duties.

A majority of the members of the Regional Planning Board shall hold no other public office or position, excepting appointive membership on a municipal or other planning board.

3. Officers. The Regional Planning Board shall elect a chairman from among its Class III members, and he shall hold no other public office or position, except that he may be a member of a municipal or other planning board. The term of office of the chairman shall be one year, and he shall be eligible for re-election.

A vacancy in said office occurring other than by expiration of term shall be filled in like manner for the unexpired term only, and the chairman shall serve after the expiration of its term and

until his successor shall have been elected and qualified. The Board may create and fill such other offices as it shall determine.

4. Employees and Consultants. The Regional Planning Board may appoint such employees, experts and staff as it shall deem necessary for its work, and it may contract with planners and other consultants for such services as it shall require. It may pay for the services of such persons within the amount appropriated for its use by the governing bodies of the constituent municipalities.

5. Powers and Duties. The Regional Planning Board shall make a master plan, and such surveys and studies as may be essential thereto, for the physical development of the region for which said Board was created. Such master plan shall include all the elements of physical development that may be locally important and desirable.

All of the powers and duties of a municipal planning board as provided by Article 1 of Chapter 55 of the Revised Statutes of New Jersey (R.S. 40:55-1.1 et seq.), and as provided by any other law, ordinance, rule or regulation applicable to the constituent municipalities are hereby delegated to the Regional Planning Board with respect to the territories of said respective municipalities, and all references in said article and chapter of the Revised Statutes and in such other laws, ordinances, rules and regulations to a municipal planning board shall be deemed to refer to the Regional Planning Board; provided, however, that the sole and limited power and duty of acting upon amendments or changes in the zoning ordinance of the Township of Princeton under the provisions of R.S.40:55-35 is reserved to the municipal planning board of the Township of Princeton until January 1, 1970, or until other date as the constituent municipalities shall agree upon, after which time such power and duty shall be vested in the Regional

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Planning Board.

The Mayors of the constituent municipalities may, from time to time, upon the request of The Regional Planning Board, and for the purpose of special surveys, assign or detail to the Board any members of staffs of municipal administrative departments, or may direct any such department to make for the Board special surveys or studies requested by the Board.

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The Regional Planning Board shall adopt rules for its own government and for the transaction of its business and shall keep records of its resolutions, transactions, findings, and determinations which records shall be public records. It shall make an annual report of its activities to the governing bodies of the constituent municipalities and shall make such other reports to said governing bodies as they shall from time to time request.

6. Fiscal Regulations. The Regional Planning Board shall prepare annually and present to the governing bodies of the constituent municipalities a proposed budget with respect to its activities for the ensuing calendar year. Such budget shall clearly reflect the anticipated expenses of the Regional Planning Board and shall contain such itemization and be in such form as said governing bodies shall prescribe. It shall be submitted at such time as said governing bodies shall specify, so as to be timely for adequate consideration by said governing bodies in connection with their respective municipal budgets. The Governing bodies shall have the power to approve the budget so submitted to them in whole or in part or to modify the same, and the budget as finally agreed upon and approved by them shall constitute the budget for the Regional Planning Board for the budget year.

The amount to be raised for the expenses of the Regional

Planning Board, as shown in the approved annual budget, shall be apportioned between the constituent municipalities in proportion to the assessed valuations of real property in the respective municipalities in the year preceding the budget year as such assessed valuations shall have been equalized by the Mercer County Board of Taxation. The amount so apportioned to each municipality shall be appropriated by that municipality in the same manner as other appropriations are made, and the amount so appropriated shall be assessed, levied and collected in the same manner as moneys appropriated for other current expenses of the municipality. Special appropriations for the activities of the Regional Planning Board may be made from time to time by the governing bodies in such amounts and for such purposes and so apportioned between them as they shall agree, and such special appropriations shall be raised, assessed levied and collected in the manner provided by law.

The governing bodies of the constituent municipalities as annually designate the chief financial officer of one of the municipalities as the disbursing officer for the Regional Planning Board. The disbursing officer shall, subject to law, be authorized to receive all moneys raised by the municipalities for the activities of the Regional Planning Board, and he shall disburse such moneys only upon warrants signed and approved by the chairman of the Regional Planning Board and supported by proper vouchers, after satisfying himself that such warrants are within bugetary limitations and appropriations lmade available for the use of the Regional Board.

7. Transition. The municipal planning boards of the Borough of Princeton and of the Township of Princeton heretofore created shall be superseded by and shall be dissolved upon the organization of the Regional Planning Board created by this ordinance, and the terms of

all members of said municipal planning boards shall thereupon cease; provided, however that the planning board of the Township of Princeton and the terms of the members thereof shall continue for the limited time and purpose hereinabove provided in section 5.

Nothing in this ordinance shall affect or impair the validity or effect of actions taken, or of obligations incurred and remaining unpaid, by the municipal planning boards of the constituent municipalities. Such obligations shall be dealt with as between the constituent municipalities in such manner as they shall agree.

8. Rescission of Delegated Powers. Either of the constituent municipalities may, by ordinance, rescind the delegation to the Regional Planning Board of any or all of the powers delegated to said Regional Board in and by the second paragraph of Section 5 of this ordinance, and in such event, such municipality may reconstitute a municipal planning board in the manner provided by law for the purpose of exercising with the limits of said municipality those powers and duties, the delegation of which to the Regional Planning was rescinded. Such rescission shall not impair or affect the power and duty of the Regional Planning Board with respect to master planning for the region, as set forth in the first paragraph of section 5 of this ordinance and in R.S.40:27-10.

9. Termination. Either of the constituent municipalities may also, by ordinance, terminate the Regional Planning Board created hereby as of the first day of January next ensuing six or more months after the adoption of such ordinance. Upon such termination, all powers, functions and duties of the Regional Planning Board shall cease and said board shall be dissolved. In the event of such dissolution, the constituent municipalities may resume their respective municipal

planning functions in the manner provided by law to the same extent as though the Regional Planning Board had not existed, but no prior legal action of such Regional Planning Board shall be invalidated by its termination hereunder.

10. Effective date. This ordinance shall take effect November 1, 1969, provided a similar ordinance shall by then have been adopted by the Borough of Princeton.

Joseph R. Nini

Joseph R. Nini, Clerk

John D. Wallace

John D. Wallace, Mayor

First Reading:	August 18, 1969
Second Reading:	September 15, 1969
Adoption:	September 15, 1969
First Publication:	September 3, 1969
Second Publication:	September 17, 1969
Publication:	Princeton Packet

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PLANNING BOARD FOR THE BOROUGH OF
PRINCETON AND THE TOWNSHIP OF
PRINCETON AND PRESCRIBING THE
ORGANIZATION, POWERS AND DUTIES
THEREOF.

BE IT ORDAINED by the Mayor and Council of the Borough of Princeton:

1. Creation of Regional Planning Board. It is hereby found that the Borough of Princeton and the Township of Princeton, both in the County of Mercer, are in many respects one integrated community, that they have a joint and common interest in a master plan for the physical development of the region encompassed within their territorial limits, that they have for a number of years cooperated with one another in many aspects of master planning, including utility services, traffic circulation, conservation of natural resources and open space, and the furnishing of public and semi-public facilities, and that it is in their best interests to formalize and strengthen their cooperative endeavors in municipal planning by the creation of a regional planning board. Therefore, pursuant to the provisions of R.S. 40:27-0 et seq. a regional planning board is hereby created for the region within the territorial limits of the Borough of Princeton and the Township of Princeton. Said board shall be known as The Regional Planning Board of Princeton and it shall be governed by the provisions of the afore-said statute and this ordinance.

2. Membership. The Regional Planning Board shall consist of fourteen members, who shall be divided into three classes for convenience in designating their manner of appointment, as follows:

Class I: The Mayor of each of the constituent municipalities;

Class II: A member of the governing body of each municipality to be appointed by such governing body; and

Class III: Five citizens of each municipality to be appointed by the Mayor thereof.

The terms of the members composing Classes I and II shall correspond to their respective official tenures. The term of one Class III member of each municipality first appointed shall expire at the end of each calendar year beginning at the end of the first calendar year, and thereafter the term of each Class III member shall be five years. If a vacancy in any class shall occur otherwise than by expiration of term, it shall be filled by appointment as above provided for the unexpired term only. Members shall serve after the expiration of their terms and until their successors shall have been appointed and qualified.

Members of the Regional Planning Board shall serve without salary but may be paid expenses incurred in the performance of duties.

A majority of the members of the Regional Planning Board shall hold no other public office or position, excepting appointive membership on a municipal or other planning board.

3. Officers. The Regional Planning Board shall

4. Employees and Consultants. The Regional Planning Board may appoint such employees, experts and staff as it shall deem necessary for its work, and it may contract with planners and other consultants for such services as it shall require. It may pay for the services of such persons within the amount appropriated for its use by the governing bodies of the constituent municipalities.

5. Powers and Duties. The Regional Planning Board shall make a master plan, and such surveys and studies as may be essential thereto, for the physical development of the region for which said Board was created. Such master plan shall include all the elements of physical development that may be locally important and desirable.

All of the powers and duties of a municipal planning board as provided by Article 1 of Chapter 55 of the Revised Statutes of New Jersey (RS 40:55-1.1 et seq.), and as provided by any other law, ordinance, rule or regulation applicable to the constituent municipalities, are hereby delegated to the Regional Planning Board with respect to the territories of said respective municipalities, and all references in said article and chapter of the Revised Statutes and in such other laws, ordinances, rules and regulations to a municipal planning board shall be deemed to refer to the Regional Planning Board; provided, however, that the sole and limited power and duty of acting upon amendments or changes in the zoning ordinance of the Township of Princeton under the provisions of R.S. 40:55-35 is reserved to the municipal planning board of the Township of Princeton until January 1, 1970, or until such other date as the constituent municipalities shall agree upon, after which time such power and duty shall be vested in the Regional Planning Board.

The Mayors of the constituent municipalities may, from time to time, upon the request of the Regional Planning Board, and for the purpose of special surveys, assign or detail to the Board any members of staffs of municipal administrative departments, or may direct any such department to make for the Board special surveys or studies requested by the Board.

The Regional Planning Board shall adopt rules for its own government and for the transaction of its business and shall keep records of its resolutions, transactions, findings and determinations, which record shall be public records. It shall make an annual report of its activities to the governing bodies of the constituent municipalities and shall make such other reports to said governing bodies as they shall from time to time request.

6. Fiscal Regulations. The Regional Planning Board shall prepare annually and present to the governing bodies of the constituent municipalities a proposed budget with respect to its activities for the ensuing calendar year. Such budget shall clearly reflect the anticipated expenses of the Regional Planning Board and shall contain such itemization and be in such form as said governing bodies shall prescribe. It shall be submitted at such time as said governing bodies shall specify, so as to be timely for adequate consideration by said governing bodies in connection with their respective municipal budgets. The governing bodies shall have the power to approve the budget so submitted to them in whole or in part or to modify the same, and the budget as finally agreed upon and approved by them shall constitute the budget for the Regional Planning Board for the budget year.

The amount to be raised for the expenses of the Regional Planning Board, as shown in the approved annual budget, shall be apportioned between the constituent municipalities in proportion to the assessed valuations of real property in the respective municipalities in the year preceding the budget year as such assessed valuations shall have been equalized by the Mercer County Board of Taxation.

The governing bodies of the constituent municipalities shall annually designate the chief financial officer of one of the municipalities as the disbursing officer for the Regional Planning Board. The disbursing officer shall, subject to law, be authorized to receive all moneys raised by the municipalities for the activities of the Regional Planning Board, and he shall disburse such moneys only upon warrants signed and approved by the chairman of the Regional Planning Board and supported by proper vouchers, after satisfying himself that such warrants are within bugetary limitations and appropriations made available for the use of the Regional Board.

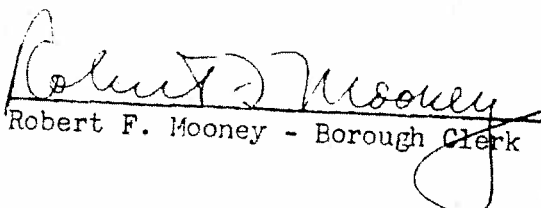
7. Transition. The municipal planning boards of the Borough of Princeton and of the Township of Princeton heretofore created shall be superseded by and shall be dissolved upon the organization of the Regional Planning Board created by this ordinance, and the terms of all members of said municipal planning boards shall thereupon cease; provided, however, that the planning board of the Township of Princeton and the terms of the members thereof shall continue for the limited time and purpose hereinabove provided in section 5.

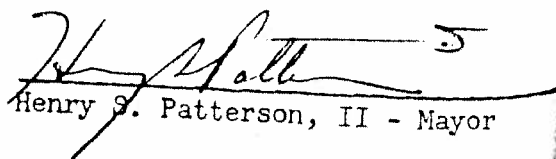
Nothing in this ordinance shall affect or impair the validity or effect of actions taken, or of obligations incurred and remaining unpaid, by the municipal planning boards of the constituent municipalities. Such obligations shall be dealt with as between the constituent municipalities in such manner as they shall agree.

8. Rescission of Delegated Powers. Either of the constituent municipalities may, by ordinance, rescind the delegation to the Regional Planning Board of any or all of the powers delegated to said Regional Board in any by the second paragraph of Section 5 of this ordinance, and in such event, such municipality may reconstitute a municipal planning board in the manner provided by law for the purpose of exercising with the limits of said municipality those powers and duties, the delegation of which to the Regional Planning was rescinded. Such rescission shall not impair or affect the power and duty of the Regional Planning Board with respect to master planning for the region, as set forth in the first paragraph of section 5 of this ordinance and in R.S. 40:27-10.

9. Termination. Either of the constituent municipalities may also, by ordinance, terminate the Regional Planning Board created hereby as of the first day of January next ensuing six or more months after the adoption of such ordinance. Upon such termination, all powers, functions and duties of the Regional Planning Board shall cease and said board shall be dissolved. In the event of such dissolution, the constituent municipalities may resume their respective municipal planning functions in the manner provided by law to the same extent as though the Regional Planning Board had not existed, but no prior legal action of such Regional Planning Board shall be invalidated by its termination hereunder.

10. Effective Date. This ordinance shall take effect November 1, 1969, provided a similar ordinance shall by then have been adopted by the Township of Princeton.


Robert F. Mooney - Borough Clerk

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Henry S. Patterson, II - Mayor

attorney-at-law of New Jersey other than the attorney for either of the constituent municipalities. The regional planning board may also employ or contract for and fix the compensation of such experts and other staff and services as it deems necessary. Obligations for the foregoing shall not exceed, exclusive of gifts or grants, the amounts agreed upon and appropriated for the board's use.

Section 17A-7. Powers and duties as to Master Plan.

The regional planning board shall prepare and adopt a master plan for the physical, economic and social development of the region and may amend or revise the same from time to time. It may make such additional surveys and studies as may be necessary or desirable to carry out its duties.

Section 17A-8. Delegated powers and duties generally.

All other powers and duties provided by law or ordinance for a municipal planning board or a regional planning board are hereby delegated to the regional planning board.

Section 17A-9. Powers as to applications for development; powers in lieu of board of adjustment.

(a) The planning board shall receive, review and act upon applications for approval of subdivision plats, site plans and conditional uses, except where such authority is conferred upon the board of adjustment in conjunction with the board of adjustment's review of applications for approval of use variances.

(b) The planning board, in lieu of the board of adjustment and to the same extent and subject to the same restrictions as said board, shall receive, review and act upon applications or appeals for hardship variances from lot area, lot dimensional, setback and yard requirements, and upon applications for special permits, but only in conjunction with the planning board's review of applications for approval of subdivision plats, site plans or conditional uses; provided, that hardship variances from lot area requirements shall not be granted by the planning board for more than one lot.

Section 17A-10. Planning board powers not to be exercised by any other body.

No power expressly authorized by this chapter to be exercised by the planning board shall be exercised by any other body except as otherwise provided in this chapter.

Section 17A-11. Citizens advisory committee.

The mayors of the constituent municipalities may appoint one or more persons as a citizens' advisory committee to assist or collaborate with the planning board in its duties but such person or persons shall have no power to vote or take other action required of the board. Such person or persons shall serve at the pleasure of the mayors.

Section 17A-12. Site plan review advisory board.

(a) An advisory committee to be known as the site plan review advisory board.

serve after the expiration of their terms until their successors shall be appointed and qualified. Insofar as practicable, appointees shall be architects, landscape architects, planners, engineers or other persons qualified in site planning or environmental design or protection.

(b) The site plan review advisory board shall advise and assist the planning board in reviewing site plan applications in the manner prescribed in this chapter. It shall have no power to take any official action required of the planning board. Nothing herein shall be construed as precluding the advisory board from inspecting site developments and making reports and recommendations as to their progress and as to their compliance with the requirements of this chapter.

(c) The site plan review advisory board shall consult the regional health commission, the municipal traffic safety committees, engineering departments and fire departments and the planning board, as deemed necessary or desirable, and each of these bodies shall have the right to designate a representative to provide liaison with the committee.

Section 17A-13. Rescission of delegated powers.

Either of the constituent municipalities may, by ordinance, rescind the delegation to the regional planning board of any or all of the powers delegated by sections 17A-8 and 17A-9, and in such event, such municipality may establish a municipal planning board in the manner provided by law for the purpose of exercising within the limits of such municipality those powers and duties the delegation of which to the regional planning board was rescinded. Such rescission shall not impair or affect the power and duty of the regional planning board with respect to master planning for the region, as set forth in section 17A-7.

Section 17A-14. Budget; apportionment of expenses between municipalities; appropriations; disbursing officer.

(a) The regional planning board shall prepare annually and present to the governing bodies of the constituent municipalities a proposed budget with respect to its activities for the ensuing calendar year. Such budget shall clearly reflect the anticipated expenses of the regional planning board and shall contain such itemization and be in such form as the governing bodies shall prescribe. It shall be submitted at such time as the governing bodies shall specify, so as to be timely for adequate consideration by the governing bodies in connection with their municipal budgets. The governing bodies shall have the power to approve the budget so submitted to them in whole or in part, or to modify the same, and the budget as finally agreed upon and approved by them shall constitute the budget for the regional planning board for the budget year.

(b) The amount to be raised for the expenses of the regional planning board, as shown in the approved annual budget, shall be apportioned between the constituent municipalities in proportion to the assessed valuations of real property in the respective municipalities in the year preceding the budget year, as such assessed valuations shall have been equalized by the county board of taxation. The amount so apportioned to each municipality shall be appropriated by that municipality in the same manner as other appropriations are made, and the amount so appropriated shall be assessed, levied and collected in the same manner as money appropriated for other current expenses of the municipality. Special appropriations for the activities of the regional planning board may be made from time to time.