

**BOROUGH OF PENNINGTON  
ORDINANCE 2012-7**

**ORDINANCE CLARIFYING QUALIFICATIONS FOR MEMBERS OF THE HISTORIC  
PRESERVATION COMMISSION  
AND AMENDING THE CODE OF THE BOROUGH OF PENNINGTON**

**WHEREAS**, Borough Council seeks to clarify qualifications for members of the Borough's Historic Preservation Commission, as set forth in Chapter 119, Section 3 of the Code of the Borough of Pennington, to ensure compliance with the Municipal Land Use Law, as set forth in N.J.S.A. 40:55D-107;

**NOW, THEREFORE, BE IT ORDAINED**, by the Borough Council of the Borough of Pennington, as follows:

1. The provisions of the Borough Code providing for appointments to the Historic Preservation Commission as now set forth in Section 119-3. B. of the Code, shall be amended as follows (with additions underlined and deletions bracketed):

B. Membership; appointment.

(1) The Commission shall consist of seven regular members and two alternate members who shall be appointed by the Mayor with the advice and consent of the Borough Council. [The Mayor shall appoint and the Borough Council shall approve, the full membership within 60 days from the effective date of this chapter.] Members shall serve without compensation. At the time of appointment, members shall be designated by [the following classes] class as provided further below [;].

(2) The Commission shall consist of at least one member of each of the following classes:

(a) Class A: A person who is knowledgeable in building design and construction or architectural history and who may reside outside the municipality; and

(b) Class B: A person who is knowledgeable, or with a demonstrated interest, in local history and who may reside outside the municipality [; and] .

[(c) Class C: Four residents of the Borough. At least one Class C member shall be a homeowner within the Historic District.

(d) Class D: A person who owns a business or commercial property located in the Borough.]

Of the regular members a total of at least one less than a majority shall be of Classes A and B.

(3) Those regular members who are not designated as Class A or B shall be designated as Class C. Class C members shall be citizens of the municipality who shall hold no other municipal office, position or employment except for membership on the Planning Board.

(4) At least one regular member of the Commission shall be a homeowner within the Historic District and one member shall be a person who owns a business or commercial property located in the Borough, provided the member otherwise qualifies as a Class A, B or C member.

[(2)] (5) Alternate members shall meet the qualifications of Class C members. At the time of appointment, alternate members shall be designated as "Alternate No. 1" and "Alternate No. 2."

2. This ordinance shall be effective upon passage and publication as provided by law.

Introduced: May 7, 2012

Advertised: May 17, 2012

Public Hearing: June 4, 2012

Adopted: June 4, 2012

Published: July 12, 2012

ATTEST:

APPROVED:

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Elizabeth Sterling, Borough Clerk

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Anthony Persichilli, Mayor