

**BOROUGH OF TINTON FALLS  
COUNTY OF MONMOUTH  
ORDINANCE NO. 10-1289**

**ORDINANCE REDUCING OPEN SPACE TAX FROM THREE CENTS (\$ .03) TO TWO AND ONE QUARTER CENTS (\$ .0225) PER \$100.00 OF ASSESSED VALUE OF REAL PROPERTY PURSUANT TO CERTIFIED RESULTS OF PUBLIC REFERENDUM HELD ON NOVEMBER 3, 2009**

WHEREAS, on November 3, 2009, the voters of the Borough of Tinton Falls expressed their support for a ballot question calling for a reduction in the Borough's open space tax from three cents (\$ .03) to two and one quarter cents (\$ .0225) per \$100.00 of assessed value of real property; and

WHEREAS, the certified result of the referendum was 2,977 in favor of the reduction and 1,996 opposed; and

WHEREAS, the Borough Council wishes to implement the will of the voters by effectuating the proposed reduction by ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Tinton Falls in the County of Monmouth, State of New Jersey that the General Revised Ordinances of the Borough of Tinton Falls are hereby amended as follows:

**3-32 Open Space Trust Fund**

- a. There is hereby authorized and established a specific and dedicated tax assessment of two and one quarter cents (\$ .0225) per one hundred (\$100.00) dollars of the assessed property valuation, to be assessed and paid on all taxable property in the Borough. ~~commencing with the tax year 1999 and continuing thereafter.~~ The monies collected pursuant to such specific and dedicated tax will be used specifically and solely to acquire, preserve and improve lands for open space, conservation, recreation and parklands by the Borough of Tinton Falls.
- b. There is hereby created the Open Space Trust Fund to be administered by the Division of Finance of the Borough of Tinton Falls subject to the provisions of the within section, which Trust Fund shall have deposited in it the special assessment of two and one quarter cents (\$ .0225) per one hundred (\$100.00) dollars of assessed property valuation.
- c. [unchanged]
- d. The Borough Finance Officer, together with the Tax Assessor and Tax Collector, shall operate as necessary and convenient for the administration of the said Trust Fund including but not limited to creation of a separate line item on the municipal tax bills forwarded to all Tinton Falls taxpayers, identifying the Trust Fund as follows: "Municipal Open Space Tax" and inserting opposite such separate line item the amount to be collected for such Fund as calculated pursuant to the said two and one quarter cents (\$ .0225) per one hundred (\$100.00) dollars of assessed valuation, as approved by the voters of Tinton Falls at the said referendum conducted on November 3, 2009.
- e. [unchanged]
- f. [unchanged]
- g. [unchanged]
- h. [unchanged]
- i. [unchanged]

Introduced:

Adopted:

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DUANE MORRILL, COUNCIL PRESIDENT

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MICHAEL SKUDERA, MAYOR      DATE

ATTEST:

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KAREN MOUNT-TAYLOR, BOROUGH CLERK

APPROVED TO AS FORM:

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BRIAN M. NELSON, DIRECTOR OF LAW