

Chapter 72**SHADE TREE COMMISSION**

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[HISTORY: Adopted by the Mayor and Council of the Borough of Wood-Ridge 12-26-1975 by Ord. No. 700 as Section 2-15 of Chapter II of the 1975 Revised General Ordinances of the Borough of Wood-Ridge. Amendments noted where applicable.]

§ 72-1. Establishment. [Amended 1-2-1985 by Ord. No. 84-22]

A Shade Tree Commission is hereby established, which shall consist of not less than five nor more than seven members.

§ 72-2. Appointment.

The members of the Shade Tree Commission shall be appointed by the Mayor and shall be residents of the Borough. They shall serve without compensation, except as provided in N.J.S.A. 40:64-3.

§ 72-3. Terms of office. [Amended 1-2-1985 by Ord. No. 84-22]

The first Commissioners shall be appointed within 60 days after this chapter providing for the Commission shall become effective, and their terms of office shall commence upon the day of their appointment and shall be for the respective periods of one, two, three, four and five years, if the Commission consists of five members, beginning on January 1 next succeeding such appointment. If the Commission is to consist of six members, the first Commissioners shall be appointed as above, except that two shall be appointed for five years; and if the Commission is to consist of seven members, two shall be appointed for five years and two shall be appointed for four years. In the event that membership of any Commission is increased, the new members shall be appointed in such manner that the terms shall expire in accordance with the foregoing. The terms of each appointee shall be designated in his appointment. All subsequent appointments, except to fill vacancies, shall be for the full term of five years, to take effect on January 1.

§ 72-4. Organization; compensation of employees. [Amended 8-9-2005 by Ord. No. 2005-20]

The Shade Tree Commission shall organize annually by the election of one of its members as Chairman and the appointment of a Secretary, who need not be a member of the Commission. The compensation of the Secretary shall be fixed by the governing body; the salary of all other employees shall be fixed by the Commission.

§ 72-5. Powers.

The Shade Tree Commission shall have power to exercise full, sole and exclusive control over the regulation, planting and care of shade and ornamental trees and shrubbery planted in or upon any public highway, park or parkway of the Borough, including the planting, trimming, spraying, care and protection

of the same for the public good; the right to regulate and control the use of the grounds surrounding the same so far as may be necessary for their proper growth, care and protection; the right to remove or require the removal of any tree, or any part thereof, dangerous to the public safety, following notice to the property owners as required by statute, at the expense of the owner of such tree; the right to care for and control such parks and parkways; the encouragement of arboriculture; and such other powers vested in Shade Tree Commissions by state law.

§ 72-6. Disposition of moneys collected.

All moneys collected as fines or penalties for violation of a rule or regulation of the Shade Tree Commission, or as a charge against real property under the provisions of the statute in such case made and provided, shall be forthwith paid over to the collector of the Borough, shall be placed to the credit of the Commission and shall be subject to be withdrawn by the Commission for the conduct of its work.