

TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
O R D I N A N C E

ORDINANCE NO. 016-2014

AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE CHAPTER II  
OF THE CODE OF UPPER TOWNSHIP, TO AMEND THE APPLICATION FEE  
CHARGED TO PERSONS APPLYING FOR THE SERVICES OF THE  
MUNICIPAL PUBLIC DEFENDER

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**BE IT ORDAINED** by the Township Committee of the Township of Upper, in the County of Cape May and State of New Jersey, as follows:

**SECTION 1:** Chapter II, Section 2-10 of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, shall be amended as follows:

**2-10 Municipal Public Defender; Representation By;  
Application Fee.**

A person applying for representation by a Municipal Public Defender in the Township of Upper shall pay an application fee of Two Hundred (\$200.00) Dollars. The Municipal Court may waive any required application fee, in whole or in part, if the Court determines, in its discretion, that the application fee represents an unreasonable burden on the person seeking representation.

**SECTION 2: REPEALER:** All Ordinances or parts of Ordinances which are in conflict or inconsistent herewith are hereby repealed to the extent of such inconsistency or conflict only.

**SECTION 3: SEVERABILITY:** If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

**SECTION 4: EFFECTIVE DATE:** This Ordinance shall take effect upon final adoption and publication as required by law.

**SECTION 5: CODIFICATION:** This Ordinance shall be codified in the Upper Township Code at the section referred to above.

ATTEST:

  
BARBARA L. YOUNG, Township Clerk

  
RICHARD PALOMBO, Mayor

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 24<sup>th</sup> DAY OF NOVEMBER, 2014 AND WILL BE TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER TO BE HELD ON THE 15<sup>th</sup> DAY OF DECEMBER AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY.

BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER.

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

Legislative History:

Introduced: November 24, 2014

Publication: November 27, 2014

Newspaper(s): Press of Atlantic City

Second Reading & Public Hearing: December 15, 2014

Final Adoption: December 15, 2014

Final Publication Date: December 18, 2014

I certify that the foregoing Ordinance was finally adopted by the Township Committee of the Township of Upper on December 15, 2014 and notice of adoption was thereafter published pursuant to law in The Press of Atlantic City on December 18, 2014 .

  
BARBARA L. YOUNG, Township Clerk