

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

ORDINANCE NO. 016-2026

**A CAPITAL ORDINANCE APPROPRIATING FUNDS AVAILABLE IN THE
RESERVE FOR BEACH REPLENISHMENT FUND TO FINANCE THE
ACQUISITION OF A D2 CATERPILLAR BULLDOZER**

WHEREAS, the sum of \$130,697.76 is presently available in the Reserve for Beach Replenishment Fund; and

WHEREAS, the Township Committee has determined that it is in the best interests of the Township of Upper to utilize the funds in the Reserve for Beach Replenishment Fund for the acquisition of a D2 Caterpillar Bulldozer.

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

SECTION 1. The sum of \$130,697.76 is hereby appropriated from the Reserve for Beach Replenishment Fund for the acquisition of a D2 Caterpillar Bulldozer to be used for the maintenance of the beach coastline.

SECTION 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistencies herewith.

SECTION 3. If any section, sub-section, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

SECTION 4. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

ATTEST:

Joanne R. Herron, Township Clerk

Curtis T. Corson, Jr., 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 14TH DAY OF SEPTEMBER, 2026 AT THE TOWNSHIP HALL, AND WAS TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 28TH DAY OF SEPTEMBER, 2026 AT 5:30 P.M. AT THE TOWNSHIP HALL, PETERSBURG, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

JOANNE R. HERRON, TOWNSHIP CLERK
TOWNSHIP OF UPPER

Legislative History:

Official Website for Legal Notices: <https://uppertownship.com/legal-notices/>

Introduced: September 14, 2026

Notice of Introduction Posted: September 16, 2026

Second Reading and Public Hearing: September 28, 2026

Final Adoption: September 28, 2026

Notice of Final Adoption Posted: September 29, 2026

I hereby certify that the foregoing Ordinance was finally adopted by the Township Committee of the Township of Upper on September 28, 2026 and the notice of adoption was thereafter posted pursuant to law on the official website of the Township of Upper in the section designated for legal notices on September 29, 2026.

JOANNE R. HERRON, Township Clerk