

**STATE OF NEW JERSEY – COUNTY OF CAMDEN
BOROUGH OF TAVISTOCK**

RESOLUTION No. 18-2023

**AUTHORIZING THE BOROUGH OF TAVISTOCK TO CONSIDER HOLDING A
PUBLIC REFERENDUM TO EXCEED THE MUNICIPAL PROPERTY TAX LEVY
AND/OR THE APPROPRIATION CAP LIMITATION**

WHEREAS, pursuant to N.J.S.A. 40A:4-45.45 *et seq.* a municipality must hold a public referendum if it seeks to exceed the 2% municipal property tax levy cap; and

WHEREAS, pursuant to N.J.S.A. 40A:4-45.3 *et seq.* a municipality must hold a public referendum if it seeks to exceed the appropriation cap; and

WHEREAS, the Borough of Tavistock is a commissioner form of government under the Walsh Act which conducts non-partisan elections; and

WHEREAS, the Borough CFO and Auditor have indicated that due to economic issues and factors out of the control of the Borough, it may have to exceed both the property tax levy cap and the appropriation cap set forth above; and

WHEREAS, in order to implement the foregoing the Borough must put these matters on for public referendum on April 25, 2023 since there is no municipal election scheduled for 2023; and

WHEREAS, pursuant to N.J.S.A. 19:63-6 the Borough seeks to conduct the public referendum through mail in ballots and publish a notice of availability of mail in ballots on or before February 28, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Borough of Tavistock, County of Camden, State of New Jersey as follows:

1. The Borough is hereby authorized to conduct a public referendum on April 25, 2023, if it becomes necessary to exceed the property tax levy cap or the appropriation cap;

BE IT FURTHER RESOLVED that the Clerk of the Borough is authorized to publish a Notice of Availability of Mail in Ballots on or before February 28, 2023; and

BE IT FURTHER RESOLVED that in the event the Borough chooses not to go through with the referendum, the Borough shall adopt a resolution to that affect and publish legal notice that the referendum will not be held; and

BE IT FURTHER RESOLVED that the Clerk and other officials of the Borough are authorized to take any and all action necessary to implement this Resolution and comply with the legal requirements to the conduct the public referendum for these purposes.

BOROUGH OF TAVISTOCK

JOSEPH DEL DUCA, Mayor

ATTEST:

DENISE K. MOULES, Clerk

CERTIFICATION

The foregoing Resolution was duly adopted at a meeting of the Board of Commissioners of the Borough of Tavistock on January 24, 2023.

DENISE K. MOULES, Clerk

Roll Call Vote:

	Yes	No	Abstain	Absent
Mayor Del Duca				
Commissioners Mack-Allen				
Commissioner Del Duca				