

**TOWN OF WEST NEW YORK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE #2/23**

**AN ORDINANCE TO AUTHORIZE EARLY VOTING PERIOD FOR THE TOWN OF  
WEST NEW YORK REGULAR MUNICIPAL ELECTION 2023**

**WHEREAS**, the Town of West New York (the “Town”) is scheduled to hold a regular municipal election in May of 2023 in accordance with the provisions of the “Uniform Nonpartisan Elections Law”; and

**WHEREAS**, N.J.S.A. §19:15A-1 provides that any municipality conducting a regular municipal election pursuant to the provisions of the Uniform Nonpartisan Elections Law, may, by ordinance adopted by the governing body, conduct an early voting period for the regular municipal election, in accordance with the provisions of the Early Voting Act; and

**WHEREAS**, the Early Voting Act provides that the early voting period for a regular municipal election shall start on the 4<sup>th</sup> calendar day before the regular municipal election and end on the 2<sup>nd</sup> calendar day before the regular municipal election; and

**WHEREAS**, the Early Voting Act further provides that the voting process during the early voting period shall be conducted using electronic poll books and optical scan voting machines that read hand marked paper ballots or other voting machines that produce a voter verifiable paper ballot; and

**WHEREAS**, the Mayor and the Board of Commissioners seek to authorize an early voting period for the upcoming regular municipal election scheduled to take place in May of 2023, in accordance with the provisions of the Early Voting Act pursuant to N.J.S.A. §19:15A-1.

**NOW, THEREFORE, BE IT ORDAINED**, by the Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey, they being the Governing Body thereof, as follows:

**SECTION ONE**

**Early Voting Period.** Early voting for the Town of West New York regular municipal election in May of 2023 shall begin on the 4<sup>th</sup> calendar day before the regular municipal election and end on the 2<sup>nd</sup> calendar day before the regular municipal election.

**SECTION TWO**

**Severability.** If any term or provision of this Ordinance is held to be illegal, invalid, or unenforceable by a court of competent jurisdiction, in whole or in part, such determination shall not affect the validity of the remaining terms and provisions of this Ordinance.

### **SECTION THREE**

**Repealer.** All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

### **SECTION FOUR**

In order to avoid accidental repeal of existing provisions, Corporation Counsel is hereby authorized to change any chapter numbers, article numbers and/or section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing Code.

### **SECTION FIVE**

This Ordinance shall take effect upon passage and publication as required by law.

**Introduced: March 15, 2023**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **March 15, 2023** and ordered published, for consideration before final passage at a public hearing on **April 5, 2023 at 6:30 p.m.** held remotely or in person. Instructions regarding attendance and participation in the meeting will be posted on the Town's website: <http://www.westnewyorknj.org/> . A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.