

**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 4th calendar day before the regular municipal election and end on the 2nd 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 4th calendar day before the regular municipal election and end on the 2nd 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 All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or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

Adopted: April 5, 2023

Statement

The foregoing ordinance having been previously adopted for first reading and published was further considered by the Mayor and Board of Commissioners of the Town of West New York on **April 5, 2023** and at said date was duly and finally adopted after public hearing thereon.

Adelinny Plaza, RMC
Town Clerk

Commissioner Victor M. Barrera

Commissioner Cosmo A. Cirillo, PhD.

Commissioner Margarita A. Guzman

Commissioner Yoleisy Yanez

Mayor Gabriel Rodriguez
BOARD OF COMMISSIONERS

Attest: _____
Adelinny Plaza, RMC
Town Clerk