

2-26 Zoning Inspector.

2-26.1 *Office Established.* There is hereby established the office of the zoning inspector of the Borough of Little Silver.

2-26.2 *Term.* The term of the office of the zoning inspector shall be at the pleasure of the mayor and council, but in any event shall expire on December 31 of the year in which the zoning inspector is appointed.

2-26.3 *Appointment.* The zoning inspector shall be appointed by the mayor with the advice and consent of the council and shall serve at the pleasure of the mayor and council. Specific terms and conditions of employment shall be set forth in a written agreement, and be approved by resolution of the mayor and council.

2-26.4 *Authority to Hold Other Appointive Borough Office.* The zoning inspector shall be a part time employee of the borough. However, nothing herein shall prevent the zoning inspector from also holding any other appointive borough office and fulfilling the duties thereof.

2-26.5 *Compensation.* The compensation of the zoning inspector shall be as determined in the salary ordinance.

2-26.6 *Powers and Duties.* The zoning inspector shall, under the direction of the borough zoning officer, to the extent not prohibited by law:

a. Be responsible for the investigation of specific complaints concerning violations of the borough zoning ordinances.

b. Be responsible for the inspection of specific requirements and conditions imposed by the borough planning board with respect to development applications.

c. Be responsible for the inspection of any construction and/or development in the borough in order to ensure compliance with borough ordinances and proper issuance of requisite permits and approvals.

d. Submit to the zoning officer and/or mayor and council, as requested, verbal and written reports on zoning inspection activities; and

e. Perform such other duties as may be required by the zoning officer and/or the mayor and council.

2-27 BOROUGH OF LITTLE SILVER ORDINANCES

2-27 Defined Contribution Retirement Program.

2-27.1 *Findings.* The State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials.

N.J.S. 43:15C-2 requires the governing body of each county, municipality, and other local entity to adopt, as appropriate, either a resolution or ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law.

The mayor and council of the Borough of Little Silver has considered the guidelines issued by the Local Finance Board.

2-27.2 *Eligible Positions and Required Participation.* Pursuant to N.J.S. 43:15C-2, the following positions are deemed to be eligible for and shall participate in the Defined Contribution Retirement Program when the position is filled by an employee of the borough who is compensated through the borough's payroll account:

- a. Borough administrator;
- b. Borough attorney;
- c. Borough engineer;
- d. Borough prosecutor;
- e. Municipal court judge;
- f. Municipal prosecutor.

2-27.3 *Exempt Positions.* Individuals serving in the following positions are exempt from Defined Contribution Retirement Program membership, pursuant to N.J.S. 43:15C-2:

- a. Certified health officer;
- b. Tax collector;
- c. Chief financial officer;
- d. Construction code official;
- e. Qualified purchasing agent;
- f. Tax assessor;
- g. Borough planner;