

BOROUGH OF BRANCHVILLE

ORDINANCE NO. 08 - 2026

**AN ORDINANCE REPEALING CHAPTER 52 ENTITLED
“CONSTRUCTION CODES, UNIFORM” OF THE BOROUGH OF
BRANCHVILLE, SUSSEX COUNTY, NEW JERSEY AND
ENACTING CHAPTER 52 ENTITLED “CONSTRUCITON CODES, UNIFORM OF
THE BOROUGH OF BRANCHVILLE” TRANSFERRING JURISDICTION
FOR THE ADMINSTRATION AND ENFORCEMENT OF THE UNIFORM
CONSTRUCTION CODE TO THE STATE OF NEW JERSEY, DEPARTMENT
OF COMMUNITY AFFAIRS**

BE IT ORDAINED AND ENACTED by the Governing Body of the Borough of Branchville, Sussex County, State of New Jersey, as follows:

SECTION I: Chapter 52 of the Code of the Borough of Branchville regarding the function and duties of the Borough of Branchville Building Department, are hereby repealed, effective upon the assumption of jurisdiction by the State of New Jersey, Department of Community Affairs, as provided below.

SECTION II: The following new title Chapter 52 to be entitled “Construction Codes, Uniform of the Borough of Branchville” is hereby established as follows:

52-1 State Uniform Construction Code Enforcing Agency.

- A. Relinquishment of Jurisdiction.** The Borough of Branchville pursuant to N.J.S.A. 52:27D-119, et. seq. and N.J.A.C. 5:23-4.3, hereby relinquishes its jurisdiction of the administration and enforcement of the Uniform Construction Code and hereby transfers jurisdiction for the administration and enforcement of the Uniform Construction Code to the Department of Community Affairs of the State of New Jersey. The transfer of jurisdiction pursuant to this section shall not take effect until the expiration of 120 calendar days from the date a certified copy of this section is forwarded to the Department of Community Affairs or until the Department of Community Affairs shall exercise its jurisdiction to enforce the Uniform Construction Code, whichever date is sooner.
- B. Records and Files.** The Borough of Branchville shall deliver or make available to the State Department of Community Affairs any and all records and files of the Borough necessary for the Department of Community Affairs to carry out its functions, and the Department is hereby authorized to transfer such records and files to a location designated by the Department of Community Affairs.

SECTION III: All Ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistencies.

SECTION IV: Severability. If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

SECTION V: Effective Date. This Ordinance shall take effect after final passage, adoption and publication according to New Jersey law.

Introduction:

Adoption:

Anthony Frato, Mayor

ATTEST:

Kathryn Leissler, Branchville Borough Clerk

TAKE NOTICE that the above ordinance was passed on the first reading at a regular meeting of the Borough Council of the Borough of Branchville held on October 7, 2026 and that a public hearing on said Ordinance will be held at a regular meeting beginning at 10:00 a.m. on October 22, 2026 at the Branchville Borough Municipal Office, 34 Wantage Avenue, Branchville, NJ at which time and place all interested parties may appear and be heard.

Kathryn Leissler, CMR CTC RMC
Branchville Borough Clerk