

ORDINANCE No. 01-2018

**AN ORDINANCE AMENDING CHAPTER 182, "STREETS AND SIDEWALKS",
ARTICLE V, "USE OF SIDEWALKS", SECTION 182-32, "SNOW AND ICE
REMOVAL", AND SECTION 182-34, "VIOLATIONS AND PENALTIES".**

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Sea Bright, that Chapter 182, "Streets and Sidewalks", Article V, "Use of Sidewalks", of the Code of the Borough of Sea Bright, shall be amended as follows:

SECTION ONE: Section 182-32, "Snow and Ice Removal", be and the same is hereby amended and supplemented to add the following subparagraph:

- "C. Whenever a property owner or tenant has failed to remove an accumulation of snow and ice within the time specified herein, the Borough Administrator may cause said accumulation of snow and ice to be removed, and the cost thereof shall be certified to the Mayor and Council. Upon examination, if the certification shall be found to be correct, the Mayor and Council shall cause the cost shown thereon to be charged against said property; the amount so charged shall forthwith become a lien upon such lands and shall be added to and become and form a part of the taxes next to be assessed and levied upon such property; the same to bear interest at the same rate as taxes; and shall be collected and enforced by the same officers and in the same manner as taxes."

SECTION TWO. Section 182-34, "Violations and penalties", be and the same is hereby amended to read, in full, as follows:

"182-34. Violations and penalties.

- A. Penalties for violations of this Article shall be as provided in Chapter 1, Article I, provided, however, that any person found guilty of violating any provision of this article shall be subject to the following penalty schedule:
- (1) First offense: a fine not to exceed \$100.
 - (2) Second offense: a fine not to exceed \$250.
 - (3) Third offense: a fine not to exceed \$500.
 - (4) Fourth or greater offense:
 - a) A fine not to exceed \$1,250; and/or
 - b) A period of community service not exceeding 90 days.
- B. Each day of violation shall constitute an additional, separate and distinct offense."

SECTION THREE: All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

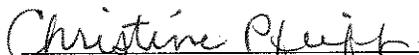
SECTION FOUR: If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

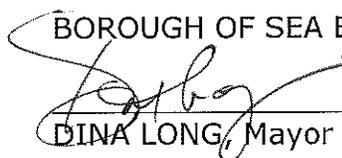
SECTION FIVE: This Ordinance shall take effect immediately upon its passage and publication according to law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on January 16, 2018 and will be further considered after a Public Hearing held on February 6, 2018 at the Municipal Building at 7 pm.

INTRODUCED: January 16, 2018
PUBLIC HEARING: February 6, 2018
ADOPTED: February 6, 2018

Witness


CHRISTINE PFEIFFER, CLERK

BOROUGH OF SEA BRIGHT,

DINA LONG, Mayor

