

ORDINANCE 04-2022

AN ORDINANCE OF THE BOROUGH OF MOUNT ARLINGTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING CHAPTER 133, SECTION 27 OF THE CODE OF THE BOROUGH OF MOUNT ARLINGTON, TO REDUCE THE REQUIRED NUMBER OF VIOLATIONS BEFORE THE BOROUGH CODE OFFICIAL MAY ISSUE A COMPLAINT IN MUNICIPAL COURT

BE IT ORDAINED by the Borough Council of the Borough of Mount Arlington, in the County of Morris, State of New Jersey as follows:

Section 1. The Borough of Mount Arlington (the "Borough") is a public body corporate politic of the State of New Jersey. The Borough Council of the Borough of Mount Arlington (the "Borough Council") has determined that property maintenance in the Borough has become an issue that affects the safety and well-being of the public. Overgrown and/or neglected bushes, hedges, and/or trees have the potential to obstruct street views for motorists which creates a hazard and/or dangerous environment for motorists commuting in or through the Borough.

Section 2. The Borough Council desires to amend Chapter 133, Section 27(C)(1) of the Borough Municipal Code (the "Borough Code"), Reoccurring Violations, so that the Borough may effectively mitigate and/or resolve property maintenance violations quicker. Currently, Chapter 133, Section 27(C) gives the Borough Code Official the authority to issue a complaint in Municipal Court upon the occurrence of three or more property maintenance violations within a twelve (12) month period. The Borough Council desires to address and streamline that limitation. Chapter 133, Section 27(C)(1) of the Borough Code is hereby amended to conform with the provisions of this ordinance, and shall read as follows (additions are underlined and deletions are in [brackets]):

C. Reoccurring violations.

[Added 4-27-2009 by Ord. No. 07-09]

(1) In the event that a property either exhibits three or more violations[,] or is cited for the reoccurrence of a violation of this chapter within a consecutive period of 12 months, the Code Official shall have the authority to issue a summons and complaint in Municipal Court against the property owner without the issuance of any further warning.

Section 3. All of the remaining provisions in Chapter 133, Section 27 of the Borough Code shall remain unchanged and have full force and legal effect. All other resolutions and ordinances governing reoccurring property maintenance violations enacted and inconsistent herewith are hereby modified pursuant to the terms of this Ordinance.

Section 4. This ordinance shall take effect after final adoption and publication and otherwise as provided by applicable law.

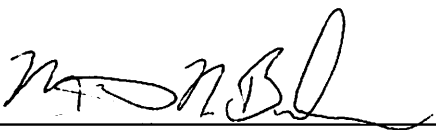
I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on March 1, 2022 and will be further considered after a Public Hearing held on April 5, 2022 at the Municipal Building at 7:00p.m.

INTRODUCED: March 1, 2022

ADOPTED: April 5, 2022

ATTEST:

BOROUGH OF MOUNT ARLINGTON
COUNTY OF MORRIS
STATE OF NEW JERSEY

A handwritten signature in black ink, appearing to read 'M. N. Bansch', written over a horizontal line.

Matthew N. Bansch
Borough Clerk

A handwritten signature in black ink, appearing to read 'Michael Stanzilis', written over a horizontal line.

Michael Stanzilis, Mayor
Borough of Mount Arlington