BOROUGH OF CRESSKILL

ORDINANCE NO. 24-06-1642

AN ORDINANCE AMENDING CHAPTER 207 RENTAL BUSINESS AND COMMERICIAL PROPERTIES, ARTICLE II LEAD BASED PAINT INSPECTIONS

BE IT ORDAINED, that the Council does hereby amend Chapter 207, Article II, Section §207-16 replacing and adding the following:

§207-16 FEES

a. Fees for inspections: Lead-Based Paint inspection: In addition to the General Inspection fees due pursuant to this section, an additional fee in the amount of $220.00 shall be paid for each lead-based paint inspection, of which $20.00 will be sent to the Lead Hazard Control Assistance Fund. Said fee shall be dedicated to meeting the costs of implementing and enforcing this subsection and shall not be used for any other purpose. Alternatively, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of Sec. 22-346(c)(1)(b), in which case an Administrative Fee of $40 shall be collected along with a fee of $20 to be collected and tendered to the Lead Hazard Control Assistance fund.

b. Reinspection Fee of $50.00 per occurrence.

BE IT FURTHER ORDAINED If any provision or portion of a provision of this Ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalidated by any court of competent jurisdiction, the remaining provisions of the Ordinance shall not be invalidated.

SEVERABILITY. If the provisions of any article, section, subsection, paragraph, subdivision, or clause of this ordinance shall be judged invalid in whole or in part or as applied to any particular circumstance or individual by a court of competent jurisdiction, such order of judgment shall not effect or invalidate the remainder of any article, section, subsection, paragraph, subdivision, or clause of this ordinance.

REPEALER. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies only.

EFFECTIVE DATE. This ordinance shall take effect immediately upon final passage and publication as required by law.