BOROUGH OF CRESSKILL

ORDINANCE NO. 24-07-1643

AN ORDINANCE AMENDING CHAPTER 207 RENTAL BUSINESS AND COMMERICIAL PROPERTIES, ARTICLE II, SPECIFICALLY §207-14 RECORDKEEPING AND INVESTIGATIONS

BE IT ORDAINED, that the Council does hereby amend Chapter 207, Article II, Section §207-14 remove in its entirety and replacing with the following:

§207-14 RECORDKEEPING and INVESTIGATIONS

B. Municipal investigations.

(1) Failure to comply with the requirements of P.L. 2021, c. 182, shall result in the issuance of penalties.

(2) If a property owner has failed to comply with the requirements of this chapter, the property owner shall be given 30 days from the date of the determination to cure any violation by either obtaining a new inspection or by initiating remediation.

(3) If the violations are note remediated within 30 days, the owner shall be subject to a penalty of $500.00 per week until the required inspection has been conducted or remediation efforts have been initiated. Remediation efforts are considered initiated when the owner has hired a lead abatement contractor or other qualified party to perform lead-hazard control methods.

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 All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies only.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