

BOROUGH OF CRESSKILL

ORDINANCE NO. 22-10-1592

ORDINANCE AMENDING CHAPTER 202 PROPERTY MAINTENANCE, RESIDENTIAL AND NONRESIDENTIAL, SPECIFICALLY, AMENDING §202-13 ENFORCEMENT, PART (E)

WHEREAS, there have been and currently exist, parcels of Land which have been abandoned by their respective owners, or have been neglected by their current owners, resulting in plant overgrowth, which violates the Ordinance.

NOW THEREFORE, BE IT ORDAINED, the Council does hereby Amend Chapter 202, Property Maintenance, Residential and Nonresidential, §202-13, Enforcement part E which shall now read as follows:

§202-13

- E. Procedure upon failure. If within three (3) days after receipt of the ten (10) day notice to remove all grass, weeds, impediments, debris, etc., a property owner or agent fails to remove same, the Borough may proceed to utilize Municipal Employees and/or bid and/or obtain private contractors, if said cost does not exceed the bid threshold for the removal of any such grass, weeds, impediments, debris, etc. Upon completion of the Municipal clean up, the Municipal Officer shall submit a Certification to the Council as to the actual cost of removing said grass, weeds, impediments, hedges, debris, etc. The Council upon Resolution shall direct the Municipal Tax Collector to charge the cost incurred by the Municipality as a lien upon lands in form of property taxes to be assessed or levied upon such lands, same to bear interest at the same rate as taxes and collected and enforced by officers in the same manner as taxes. The aforstated provisions are consistent with N.J.S.A. 40:65-12 and 40:48-2.27.

BE IT FURTHER ORDAINED, the remaining portion of Chapter 202, Section 13, are hereby readopted in their entirety without amendment.

BE IT FURTHER ORDAINED, that this Amendment only modifies the existing §202-13 (E), and does not preclude the enforcement or liening authority presently granted unto the Council.

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 All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies only.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