

**ORDINANCE NO. O-25-17**

**AN ORDINANCE MODIFYING ORDINANCES IN  
CHAPTERS 1, 3, 4, 9, 10, 11, 13, 15, 18 AND 20 OF  
THE WEST LONG BRANCH BOROUGH ORDINANCES**

WHEREAS, the West Long Branch Code Enforcement Officials, in concert with the Borough Council's Ordinance Review Committee, have undertaken an exhaustive review of many of the borough's ordinances, with a view to update the same, both as to content and the fines and penalties; and

WHEREAS the Ordinance Review Committee of the Council has recommended changes to the existing ordinances as set forth herein and the governing body endorses those changes;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch as follows (all crossed out wording to be removed from existing ordinances; and all underlined wording is to be added to the borough's ordinances):

SECTION ONE. GENERAL PENALTY

§ 1-5.1 **Maximum Penalty.**

For violation of any provision of this Code, or any other ordinance of the Borough of West Long Branch, unless a specific penalty is otherwise provided in connection with the provision violated, the maximum penalty upon conviction of the violation shall be a fine not exceeding \$2,000 ~~or imprisonment in the County Jail for a period not exceeding 90 days, or both.~~ and/or Community Service not to exceed 90 days or both.

SECTION TWO. GENERAL PENALTY

§ 1-5.4 **Minimum Penalty.**

Unless specifically stated to the contrary, the minimum fine for any ordinance violation shall be \$100.00. ~~The Borough Council may prescribe that, for the violation of any particular Code provision or ordinance, at least a minimum penalty shall be imposed which shall consist of a fine which may be fixed at an amount not exceeding \$100~~

SECTION THREE. DISORDERLY CONDUCT

3-7.4 **Unnecessary Noise Disturbance.**

**a.** No person shall engage in any construction, excavation, or demolition, or use any power equipment in connection with gardening, landscaping, lawn service, or the like within the Borough except between the hours of ~~7:00~~ 8:00 a.m. and 8:00 p.m.

**b.** No person shall make or permit the making of any loud, excessive or disturbing noise in connection with the loading or unloading of any vehicle or trailer. Loading and unloading shall be confined to the hours between ~~6:00~~ 7:00 a.m. and 10:00 p.m.

SECTION FOUR. LITTERING AND DUMPING

3-8.3A (new). The penalty for illegal dumping shall be a minimum of \$1,000 and a maximum of \$2,000.

SECTION FIVE. LITTERING AND DUMPING

3-8.11 **Violations and penalties.**

**a.** Any person, firm or corporation who violates or neglects to comply with any provision of this section or any rule or regulation promulgated pursuant thereto shall be punishable upon conviction thereof by a fine ~~not to exceed \$100~~ of \$300. As an alternate penalty, a convicted person may be ordered to perform community service in the Clean Communities Program for a period not to exceed 90 days.

**b.** Each day such violation or neglect is committed or permitted to continue shall constitute a separate offense and be punishable as such. Enforcement shall be by summons heard in the Municipal Court

#### SECTION SIX. HALLOWEEN CURFEW

##### **§ 3-9.3 Penalty.**

Each violation of this section shall be subject to a ~~penalty as set forth in Subsection 1-5.1 and any subsequent amendments thereto.~~ fine not exceeding \$100. As an alternate penalty, a person may be ordered to perform community service for a period not to exceed 12 hours.

#### SECTION SEVEN. FEEDING OF WATERFOWL

##### 3-11.6 **Penalties.**

Any person or persons convicted of a violation of ~~any of the provisions of this section shall be subject to the fines and penalties provided by Subsection 1-5.1, however, the minimum fine for any violation of this section shall be \$25.~~ this section shall be fined \$50.

#### SECTION EIGHT. TRANSIENT MERCHANTS, HAWKERS, PEDDLERS, JUNK DEALERS, SOLICITORS AND CANVASSERS

##### 4-3.10 **Fee Schedule.**

License fees shall be as follows:

**a.** Peddlers. For each peddler, regardless of the method used for transporting his wares and merchandise, ~~\$200~~ \$300 per calendar month; ~~\$50~~ \$100 for one week, which is defined as running from Sunday to the following Saturday.

**b.** Transient Merchants: The sum of ~~\$500~~ \$1,000 per calendar year, except that in the event the transient merchant shall operate in the nature of a traveling or street show, carnival, or circus, that then, and in such case the fee shall be ~~\$25~~ \$100 per day for each traveling show, carnival or circus, and this fee shall apply whether such traveling or street show, carnival or circus be held under canvas or buildings, or in the open.

##### **c.**

This section shall not apply to vendors at borough-sponsored events.

**d.** Junk Dealer: For each junk dealer, ~~\$50~~ \$300 per calendar month.

**e.** For All Other Licenses: Unless otherwise stated, the fee shall be ~~\$500~~ \$1,000 per calendar year. The fee for borough-run functions shall be ~~\$25~~ \$100 per day. Such fees, however, shall not be charged to any organization or person acting on behalf of a religious, charitable or political organization.

#### SECTION NINE. TRANSIENT MERCHANTS, HAWKERS, PEDDLERS, JUNK DEALERS, SOLICITORS AND CANVASSERS

##### 4-3.14 **Penalties.**

~~Any persons, required by this section to procure a license who violates the terms thereof or fails to comply with New Jersey R.S. 45:24-1 to 8, or who violates any of the provisions of this section shall upon conviction thereof, be subject to a penalty as established in Chapter 1, Section 1-5 of this Code.~~

Any person violating the terms of this section shall be subject to the following penalties:

**a.** First offense—a fine of \$500.

**b.** Second offense—a fine of \$1,000.

**c.** Third or subsequent offense—a fine of not less than \$1,500, nor more than \$2,000.

#### SECTION TEN. NO-KNOCK REGISTRY

##### 4-3A.8 **Penalty.**

Any person violating the terms of this section shall be subject to the following penalties:

**a.** First offense—a fine of ~~\$300.00~~ \$500.

**b.** Second offense—a fine of ~~\$1,000.00~~ \$1,500.

c. Third or subsequent offense—a fine of not less than ~~\$1,000.00~~ \$1,500, nor more than \$2,000.00 and, in the discretion of the court, jail of not more than 90 days.

#### SECTION ELEVEN. GARAGE SALES

##### 4-4.7 **Penalty.**

Any person conducting any such sale or similar activity without being properly licensed therefor or who shall violate any of the other terms of this section shall, upon conviction, be fined ~~not less than \$25 nor more than the penalty established in Chapter 1, Section 1-5 of this Code.~~ \$100.

#### SECTION TWELVE. EMERGENCY ALARM SYSTEM

##### 4-6.7 **False Alarms and Penalties.**

a. For the first and second false alarm in any given calendar year, a warning shall be issued.

b. For the third false alarm in the same calendar year, a fine of ~~\$50~~ \$200 shall be paid to the Borough.

c. For the fourth false alarm in a calendar year, a fine of ~~\$100~~ \$400 shall be paid to the Borough.

d. For the fifth or any subsequent false alarm in a calendar year, a fine of not less than ~~\$250~~ \$500 nor more than ~~\$1,000~~ \$2,000 shall be paid to the Borough.

f. Any unauthorized equipment pertaining to an alarm system may be ordered to be disconnected by the Chief of Police for noncompliance with this section. Any placing, installing or maintaining unauthorized equipment or failing to file a required Registration Application or amendment thereto shall be a violation of this section, and shall be subject to a fine of \$200 ~~not to exceed \$50~~, which shall be paid to the Borough. Each day such equipment is installed, or maintained, shall be considered a separate violation. Any person placing, installing or maintaining any alarm system shall be deemed as having consented to inspection of the premises on which the alarm system is installed or maintained at reasonable hours by the Chief of Police or his designated representative.

#### SECTION THIRTEEN. TOWING

##### 4-7.3 **Application.**

Applications for licenses issued under this regulation shall be made upon forms made available by the Chief of Police. The application fee of ~~\$50~~ \$200, payable to the Borough, to cover administrative expenses must be paid in full at the time of the submission of the completed application. The application shall include the following information:

b.

[Initial language remains, but change the balance to read:] West Long Branch Police Headquarters ~~located at 95 Poplar Avenue, West Long Branch, New Jersey.~~

#### SECTION FOURTEEN. COMMERCIAL LANDSCAPERS.

##### § 4-8.3 **Exemptions.**

This section shall not apply to the casual employment by minors, neighbors or family members of a property owner.

#### SECTION FIFTEEN. COMMERCIAL LANDSCAPERS

##### 4-8.4 **Application for Permit.**

Licenses to carry on the occupation of commercial landscaper, as defined in this section, may be granted by the Borough Clerk or the Code Enforcement Official upon application therefor in writing for that purpose. Such application shall contain the following information and shall be signed by the applicant:

d. Repealed.

~~Make, model, serial number and registration of each motor vehicle to be used in conjunction with the landscape business.~~

e. Repealed

~~List of all clients with properties in West Long Branch by street address only. This listing shall be supplemented within 10 days of any additional client being added.~~

**f.** Repealed

~~Security of Client Lists. The list of client property addresses shall be maintained by the Borough Clerk. Access to that list shall be limited to the Borough Clerk and Deputy Borough Clerk, the intention being that the client list for each landscaper shall be protected to the extent possible, and be available through the Borough Clerk for enforcement purposes only.~~

SECTION SIXTEEN. COMMERCIAL LANDSCAPERS

§ 4-8.5 **Fees, Term, and Renewal.**

The annual fee for a license shall be ~~\$25~~ \$50.

SECTION SEVENTEEN. TENT PERMIT: CERTAIN TENTS EXCLUDED FROM REQUIREMENTS

4-9.6 (new) Penalties. The penalty for violating any provision of Ordinance 4-9 shall be a fine of \$250; plus the violator must remove the tent.

SECTION EIGHTEEN. CERTIFICATES OF OCCUPANCY

9-2.10 **Cost of Inspections for C.O.s.**

Ordinance 9-2.10 a. is amended to read:

Single-Family Dwellings ~~—\$200~~ \$100 per unit, which fees shall also include rentals of single-family homes. One reinspection shall be included in the basic fee. The second reinspection, as well as any additional reinspections, shall require a fee to be paid in the amount of \$100 ~~\$25~~.

SECTION NINETEEN. CERTIFICATES OF OCCUPANCY

Ordinance 9-2.10 **c** is amended to read: —

Apartments or Multi-Family Dwellings — \$200 ~~\$100~~ per unit or apartment. One reinspection shall be included in the basic fee. The second reinspection, as well as any additional reinspections, shall require a fee to be paid in the amount of \$100 ~~\$25~~.

SECTION TWENTY. CERTIFICATES OF OCCUPANCY

9-2.15 **Smoke Detector and Carbon Monoxide Alarm Inspections.**

b. 1. Cost of Inspection.

One- and Two-Family Homes—Forty-five dollars per property, and not per dwelling unit. One reinspection shall be included in the basic fee. The second reinspection, as well as any additional reinspections, shall require a fee to be paid in the amount of \$50 ~~\$25~~.

b3. Requests received more than 10 business days prior to a change of occupancy \$100 ~~\$45~~.

Requests received four to 10 business days prior to a change of occupancy \$150 ~~\$90~~. Requests received fewer than four business days prior to a change of occupancy \$250 ~~\$161~~.

SECTION TWENTY-ONE. NUMBERING OF HOUSES.

9-5

This section shall be enforced by the Code Enforcement Officer.

SECTION TWENTY-TWO. NUMBERING OF HOUSES

§ 9-5.6 **Violations.**

Any person convicted of a violation of any of the provisions of this section shall be liable for a penalty of \$50 ~~not exceeding \$25~~.

SECTION TWENTY-THREE. RESTRICTIONS FOR INSTALLATION AND LOCATION OF RESIDENTIAL PROPANE TANKS

9-7.7 **Enforcement and Penalties.**

a. Violations of this section may be enforced by the Zoning Officer, Construction Official, Construction Subcode Official, Fire Official, Code Enforcement Official or Plumbing Subcode Official.

SECTION TWENTY-FOUR. SWIMMING POOLS—CONSTRUCTION AND MAINTENANCE

**10-1.9 Lighting with pools is REPEALED.**

~~No artificial lighting shall be maintained or operated in connection with the pool in such a manner as to be a nuisance or an annoyance to neighboring properties. All lighting, wiring and fixtures shall be inspected by the Middle Department Association Fire Underwriters.~~

SECTION TWENTY-FIVE. SWIMMING POOLS—CONSTRUCTION AND MAINTENANCE

**10-1.10 Fences; Height Requirement.**

**4. Enforcement and Penalties.**

**(a)** Violations of this subsection may be enforced by the Zoning Officer, Construction Official, Code Enforcement Official, Board of Health, or Police.

SECTION TWENTY-SIX. SWIMMING POOLS—CONSTRUCTION AND MAINTENANCE

**§ 10-1.16 Enforcement.**

Every private swimming pool constructed in the Borough shall at all times comply with the requirements of all health authorities having jurisdiction in the premises and any nuisance or hazard to health which may exist or develop in or in consequence of or in and removed by the person in possession of such pool upon receipt of notice from the Board of Health, Police Department, Zoning Official, Code Enforcement Official or Construction Official of the Borough.

SECTION TWENTY-SEVEN. SWIMMING POOLS—CONSTRUCTION AND MAINTENANCE

**§ 10-1.17 Violations.**

Any person who violates this section or any part thereof, shall upon conviction, pay a fine ~~not exceeding \$50~~ of no less than \$250 and no more than \$2,000, plus correction of the violation. ~~for the first offense and not exceeding \$100 for each subsequent offense.~~

SECTION TWENTY-EIGHT. ENFORCEMENT OF PARK RULES AND REGULATIONS

**§ 11-5.1 Persons Designated to Enforce Park Rules and Regulations.**

Each member of the Borough Council, the designated representative of the Recreation Commission, any Code Enforcement Official and any special or regular police officer of the Borough shall, in connection with their duties as imposed by law, diligently enforce the provisions of this Chapter.

SECTION TWENTY-NINE. ENFORCEMENT OF PARK RULES AND REGULATIONS

**§ 11-5.2 Authority to Order Persons to Leave the Park Areas.**

Each member of the Borough Council, the designated representative of the Recreation Commission, ~~and~~ any special or regular police officer of the Borough and any Code Enforcement Official shall have the authority to eject from any park or recreation area any person acting in violation of this section.

SECTION THIRTY. FIRE PREVENTION CODE

Ordinance 13-1.5c(1) Additional Permits and Fees

The fee for Type 1 permits shall be \$154.00 ~~\$54.00~~, unless it is for a borough-run function, in which case it shall be \$54.00.

SECTION THIRTY-ONE. GARBAGE AND RECYCLING

Garbage and Recycling Penalties.

**Ordinance 15-1(f).**

Penalties. Any violation of this subsection may be heard on summons or complaint before the West Long Branch Municipal Court filed by any resident or official of the Borough. The penalty for a violation of this section shall be not less than \$100 for the first offense, not less than \$150 for the second offense and \$300 for the third and subsequent offenses, all in a three-year period; plus, less than \$100 nor more than \$500, and the cost to the Borough for correction of the violation.

SECTION THIRTY-TWO. GARBAGE AND RECYCLING

Ordinance 15-1.1

No garbage or recycling container shall be placed more than three (3) feet from the front line of the house, unless the placement is not visible from the street.

SECTION THIRTY-THREE. GARBAGE AND RECYCLING

15-1.5 **Receptacles.**

**a.** Size and Weight of Garbage Receptacles. When placing garbage for collection by the Department of Public Works of the Borough of West Long Branch, the maximum size of any receptacle shall be ~~32~~ 45 gallons, and the maximum weight of each receptacle shall be 50 pounds.

SECTION THIRTY-FOUR. COLLECTION OF BRUSH, TREE LIMBS, LEAVES, OTHER VEGETATION AND BULK ITEMS

**15-2.3 Collection of Pruning, Clippings and Other Vegetation**

Garden pruning materials, hedge clippings, weeds, twigs, vines and like items shall be placed ~~in plastic bags (maximum 25 pounds) or~~ in garbage Containers and left at the curbside for pickup on regular garbage collection days or left at the curb for brush pickup. Grass clippings, dirt and sod shall not be placed for garbage collection at the curb for collection either loose or in bags or containers or mixed with household or commercial trash. Contractors, landscapers, or tree experts performing services shall remove debris (ex. brush, tree limbs, branches, shrubs).

SECTION THIRTY-FIVE. COLLECTION OF BRUSH, TREE LIMBS, LEAVES, OTHER VEGETATION AND BULK ITEMS

15-2.11 Penalties

For any violation of this section, the penalty for the property owner or contractor, as appropriate, shall be \$100 for the first offense, \$150 for the second offense and \$300 for the third and subsequent offenses, all in a three-year period. A summons against the property owner or contractor may be issued by any member of the public, the Borough Police Department, Zoning Officer, Code Enforcement Officer or the Public Works Director. Any person or agency which dumps or leaves debris of any kind along the street, or on property not owned by him, and without the owner's permission, shall be subject to a fine not exceeding \$500.

SECTION THIRTY-SIX. MANDATORY RECYCLING

[NEW] Ordinance 15-3.3g . Boxes and corrugated cardboard dropped off at the Public Works Garage must be flattened prior to placing in approved recycling bins.

SECTION THIRTY-SEVEN. UNAUTHORIZED COLLECTION

15-3.4

[Ordinance remains as is, until;]

Any violation of this section shall be punishable by a fine of \$500 not to exceed \$500 for the first offense, ~~and a fine not of \$1,500 for a second offense, and a fine of \$2,000 for a third or subsequent offense.~~ to exceed \$1,000 and/or 90 days in the Monmouth County Correctional Institution for a second or subsequent offense.

SECTION THIRTY-EIGHT. MANDATORY RECYLING

15-3.11 The penalties which shall be imposed for any violation of this section shall be as follows:

- ~~**a.**~~  
~~Warning for the first offense. \$100 for first offense.~~
- ~~**b.**~~  
~~Minimum fine of \$10 and maximum fine of \$25 for the second offense, which would be the first conviction. \$ 150 for second and subsequent offenses.~~
- ~~**c.**~~  
~~Minimum fine of \$10 and maximum of \$100 for the third offense, which would be the second conviction.~~
- ~~**d.**~~  
~~Minimum fine of \$25 and maximum fine of \$100 for the fourth and subsequent offenses, which would be the third and subsequent convictions.~~
- C, e.** All fines are exclusive of court costs, which may be imposed by the Court.

SECTION THIRTY-NINE. EXCAVATION AND OPENING OF STREETS

15-4.6A. **Openings in New Streets.**

**c.** If, by special action of the Borough, a permit is issued to open any paved and improved street surface less than five years old, a penalty charge shall be made for the opening, except that the penalty shall be waived in the event the work is of an emergency nature. The penalty charge shall be on a sliding scale and shall be equal to ~~2% 100%~~ of the cost of restoring the opening for each unelapsed month or fraction thereof of the five year restricted period, but in no event shall the penalty be less than ~~\$250.~~ \$2,000.

SECTION FORTY. GENERAL REGULATIONS

Ordinance 18-6.5

**c.** At the intersection of two or more streets, no hedge, fence or wall which is higher than ~~thirty (30")~~ thirty six (36") inches above curb level, nor any obstruction to vision, shall be permitted in the triangular area formed by the intersecting street lines and a line joining each thirty (30') feet distant from the intersection along said street lines.

SECTION FORTY-ONE. SPECIAL REGULATIONS

18-7.1 **Sign Regulations.**

**2A.** There may be a maximum of two temporary signs advertising an "open house" in connection with the sale of any residential dwelling.

The following restrictions shall apply to such "open house" signs:

**(b)** The "open house" sign shall not be larger than eighteen (18") inches by twenty-four (24") inches, and the top of each such sign shall not be higher than forty-two (42") inches above the ground. If the open house is being conducted by a realtor, both signs shall contain the business name and business office address, and telephone number of such realtor.

**(d)** The "open house" sign shall be placed only on the day of the open house and shall be removed immediately, that day, upon the conclusion of the open house. ~~Both signs shall contain the day of the week on which the open house is being conducted.~~

**(f)** Violations and penalties.

**(1)** These regulations may be enforced by the Zoning Officer, Housing Inspector, Code Enforcement Officer or Police Department of the Borough of West Long Branch.

(2) Any person or entity, including the selling realtor, for which such open house is being conducted who is in violation of these regulations shall be subject ~~to the penalties set forth in Section 1-5~~ \$100 for the first offense, \$250 for the second offense and \$500 for the third and subsequent offenses and removal of the signage.

(3) is repealed.

SECTION FORTY-TWO. SPECIAL REGULATIONS

Ordinance section 18-7.1a8 second paragraph:

The penalties for placement of non-permitted signs are as follows:

The fine for a first offense shall be ~~\$35~~ \$100. The fine for a second offense shall be ~~\$100~~ \$250. The fine for a third offense shall be \$500, and the fine for the fourth or subsequent offense shall be no less than \$100 ~~\$1,000~~ and no more than the maximum permitted by Ordinance 1-5.

SECTION FORTY-THREE. SPECIAL REGULATIONS

Ordinance 18-7.1b9. [first paragraph remains as is].

The penalties for placement of non-permitted signs are as follows:

The fine for a first offense shall be ~~\$35~~ \$100. The fine for a second offense shall be ~~\$100~~ \$250. The fine for a third offense shall be \$500. The fine for a fourth or subsequent offense shall be no less than ~~between \$100~~ \$1,000 and no more than the maximum permitted by Section 1-5.

SECTION FORTY-FOUR. SPECIAL REGULATIONS

Ordinance 18-7.1c6 Permitted Signs in HC Highway Commercial Zone.

[first paragraph remains the same]

The penalties for placement of non-permitted signs are as follows:

The fine for a first offense shall be ~~\$35~~ \$100. The fine for a second offense shall be ~~\$100~~ \$250. The fine for a third offense shall be \$500. The fine for a fourth or subsequent offense shall be no less than between \$100 \$1,000 and no more than the maximum permitted by Section 1-5.

SECTION FORTY-FIVE. SPECIAL REGULATIONS

18-7.2 **Fence Regulations.**

g. All fences shall be maintained in a safe, sound and upright condition. If the Building Inspector, Code Enforcement Official, Housing Inspector or Zoning Officer, upon inspection, determines that any fence, or portion of any fence, is not being maintained in a safe, sound or upright condition, he shall notify the owner of such fence in writing of his findings and state briefly the reasons for such findings and order such fence or portion of such fence repaired or removed within 30 days of the date of the written notice.

SECTION FORTY-SIX. SPECIAL REGULATIONS

18-7.4 **Off-Street Parking, Loading and Unloading Regulations.**

a.

Off-Street Parking.

5.

Recreational vehicles (excepting conventional passenger automobiles) whether self-propelled, towed, truck mounted or licensed as a passenger vehicle, which include but are not limited to all sizes and descriptions of trailers, campers, boats, and buses, shall not be parked outdoors in any zone except that a resident may park such vehicle on said resident's premises for a period not to exceed 24 hours for the purpose of loading or unloading such vehicle. Recreational vehicles which are less than nine (9') feet x ~~twenty-five (25)~~ ~~twenty-two (22')~~ feet however, shall be permitted to be parked outdoors on a resident's premises provided the vehicle is parked in a side or rear yard area and is set back a minimum of five (5') feet from the side and rear lot line. Upon registration with the Police Department, permission for temporary parking of the above vehicles may be granted for a period not to exceed seven days to nonresidents of the Borough, provided said vehicles are not occupied while parked on the subject premises.

SECTION FORTY-SEVEN. ADMINISTRATION

18-9.2 **Permits and Certificates.**

[first two paragraphs remain as is]

No zoning permit, however, shall be required, nor any application for a zoning permit shall be required, when the proposed construction, erection or alteration is for siding, re-siding, roof repair, replacement of windows or garage doors, electrical vehicle wall mount charging outlet or the installation of roof-only solar panels which do not extend beyond the ridge or edge of the roof.

SECTION FORTY-EIGHT. PROPERTY MAINTENANCE CODE—NUISANCES

20-6

b. Any attractive nuisance, which may prove detrimental to the health or safety of children, whether in a building on the exterior of premises or upon an unoccupied lot. Attractive nuisances include but are not limited to abandoned swimming pools, trampolines or swing sets in front yards, abandoned ice boxes and/or refrigerators, motor vehicles, any structurally unsound fences or structures, lumber, trash, fences, debris or holes and/or excavations or vegetation, such as poison ivy, oak or sumac, which may prove hazardous for inquisitive minors.

**20-6(j)** No artificial lighting shall be installed, maintained, operated or directed off the property.

SECTION FORTY-NINE. PROPERTY MAINTENANCE CODE—DISCHARGE OF LIQUIDS

20-11

[Prior ordinance remains as is, but add:]

Pools built prior to January 1, 2024, shall be allowed to discharge pool water upon the street. No discharge when temp is below 40 degrees.

SECTION FIFTY. FEE SCHEDULE FOR RECOVERY OF COSTS AND ENFORCEMENT.  
20-22

**a.**

Fees shall be as follows:

**1.**

Cutting and/or clearing and removal of grass, weeds, overgrowth and brush:

Property Size	Growth Height	
	Up to 12 Inches	Over 12 Inches
Up to 2,500 square feet	<u>\$150</u> <del>\$75</del>	<u>\$200</u> <del>\$100</del>
2,501 to 5,000 square feet	<u>\$200</u> <del>\$100</del>	<u>\$300</u> <del>\$150</del>
Over 5,000 square feet	<u>\$400</u> <del>\$200</del>	<u>\$450</u> <del>\$225</del>

**2.**

Cutting and/or trimming and removal of trees:

**(a)**

Hourly labor rate: \$ 80 ~~\$40~~.

**(b)**

Disposal fee: 20% over cost.

**3.**

Clearing and/or removal of debris at an hourly rate of \$80 ~~\$40~~.

**4.**

Extermination services: Services to be provided by Borough contractor a current contract rate.

**5.**

Boarding and/or securing of buildings and/or structures:

**(a)**

Hourly labor rate: \$80 ~~\$40~~.

**(b)**

Twenty percent over cost of materials.

**6.**

Demolition services: Competitive bid/quote as required by the Purchasing Agent.

**7.**

Relocation of tenants/residents: Actual costs per occurrence.

**8.**

Repair of excavations of dangerous conditions of property:

**(a)**

Hourly rate:

**(1)**

Backhoe/loader: \$170 ~~\$85~~.

**(2)**

Rubber tire loader: \$200 ~~\$100~~.

**(3)**

Dump truck, five to 10 yards: \$80 ~~\$40~~.

**(4)**

Tandem dump truck: \$110 ~~\$55~~.

**(5)**

Pickup truck: ~~\$50~~ \$25.

**(b)**

Zone 3 select, clean fill: ~~\$280~~ ~~\$140~~ per ton delivered.

**(c)**

Laborer: \$32 ~~\$16~~ per hour.

SECTION FIFTY-ONE. PROPERTY MAINTENANCE CODE-- VIOLATIONS AND PENALTIES.  
20-37

**a1.** Violations of Grass Height Regulation. The permissible fines for violating the grass height ordinance shall be ~~\$50~~ \$100 for the first offense and ~~\$100~~ \$200 for the second and subsequent offenses in a three-year period. , ~~and between \$100 and the maximum fine permitted by Section 1-5 for any third or subsequent offense.~~

SECTION FIFTY-TWO. REPEALER

This ordinance repeals and replaces any existing ordinances, to the extent of any inconsistency.

SECTION FIFTY-THREE. EFFECTIVE DATE

This ordinance shall take effect upon passage and publication according to law.

Introduced: September 3, 2025  
Passed: September 17, 2025  
Adopted: September 17, 2025

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
BOROUGH CLERK