

ORDINANCE #2136-11

ORDINANCE AMENDING CHAPTER 167 “REMOVAL OF SNOW, ICE AND OBSTRUCTION” SECTION D OF THE CODE OF THE CITY OF WOODBURY

WHEREAS, the Mayor and Council of the City of Woodbury wish to amend the penalty provision of Chapter 167 to provide for a fixed fine to eliminate the requirement of a mandatory Court appearance for failure to remove snow, ice, sand, dirt and obstructions from sidewalks to avoid the unnecessary expenditure of the public’s and the Court’s time and resources.

NOW, THEREFORE, BE IT ORDAINED that Chapter 167, Section D shall henceforth read in its entirety:

“D. When the owners of any land abutting or bordering upon any public street or highway in the City shall neglect or refuse to remove snow, ice, sand, dirt, or material forming any obstruction or constituting an impediment within 10 hours of daylight as provided in §167-1, such neglect or refusal is hereby declared to be unlawful, and any person who shall violate any of the provisions of this article shall, upon conviction of such violation, be subject to a fine of \$50.00. A separate summons and complaint may be issued for each day a violation of this Ordinance exists or continues. In the discretion of the Municipal Judge before whom conviction shall be had, the Municipal Judge may dismiss the violation or waive penalties in cases where the owner was unable for reasons beyond the owner’s control to comply with the provisions of this article. The Municipal Judge may not waive the cost of removal when it has been assessed to the property owner under the provisions of §167-2C.”

THE FOREGOING was introduced by the City Council of the City of Woodbury at a regular meeting held on March 14, 2011. This Ordinance will be considered for adoption at final reading and public hearing to be held on March 28, 2011 at 7:30 p.m. or at such time as may be determined and announced, in City Hall, Council Chambers, 33 Delaware Street, Woodbury, New Jersey, at which time and place all persons interested will be given the opportunity to be heard concerning said Ordinance. During the time prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the City Clerk’s Office without charge to the members of the general public who may request same.

C. BARRY SLOANE,
President of Council

Attest: _____
GAIL R. SCHEFFLER, Clerk

Approved: _____
HARRY R. RISKIE, Mayor