

TOWNSHIP OF MAPLEWOOD



ORDINANCE

2706-12

AN ORDINANCE
TO
AMEND
THE FINES AND PENALTIES
FOR THE VIOLATION
OF VARIOUS MUNICIPAL COURT
ORDINANCES

"Interpretive Statement"

This ordinance will set specific fines and penalties for certain Municipal Court offenses.

WHEREAS, various Department Heads have recommended that fines and penalties for the violation of certain ordinances of the Township of Maplewood ("Township") be amended; and

WHEREAS, the establishing of specific fines and penalties for certain offenses will aid in the administration of justice.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey as follows:

FIRST: Chapter 113-4 (Cat Licensing Violation): Shall be amended to read as follows:

Any person found in violation of the provisions of this article shall be subject to a fine as follows:

First Offense:	\$50.00
Second Offense:	\$100.00
Any subsequent offense:	An amount not to exceed \$500.00. Each day a violation continues shall be deemed a separate offense.

SECOND: Chapter 113-6 (Dog Licensing Fee): Shall be amended to read:

Any person found in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$50.00
Second Offense: \$100.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

THIRD: Chapter 113-28 (Feeding of Wildlife): Shall be amended to read:

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$25.00
Second Offense: \$50.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

FOURTH: Chapter 157-8 (Lawn Maintenance): The following shall be amended to read:

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$100.00
Second Offense: \$200.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

FIFTH: Chapter 158-4 (Lead Based Paint): Shall be amended to read:

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense \$200.00
Second Offense \$500.00
Any subsequent offense: An amount not to exceed \$2,000.00.
Each day a violation continues shall be deemed a separate offense.

SIXTH: Chapter 181-5 (Noise): The following shall be added.

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$100.00
Second Offense: \$200.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

SEVENTH: Chapter 187-17 (Outdoor Cafes): Shall be amended to read.

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$100.00

Second Offense: \$200.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

EIGHTH: Chapter 197-16 (Peddlers and Soliciting): The following shall amended to read:

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$100.00
Second Offense: \$200.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

NINTH: Chapter 276-2 (Board of Health General Penalty): Shall be amended to read:

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$200.00
Second Offense: \$300.00
Any subsequent offense: An amount not to exceed \$500.00.
Each day a violation continues shall be deemed a separate offense.

(a) The Court shall have the power to impose any or additional penalties provided by N.J.S.A. 26:3-78.

(b) Separate Violation.
Except as otherwise provided, each and every day in which a violation of any of the provisions of any chapter adopted by the Board of Health shall constitute a separate violation.

TENTH: Chapter 203-2 (Property Maintenance): Shall be amended to read:

D. Section 106-4 "Violation Penalties"

Any person found to be in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$250.00
Second Offense: \$500.00
Any subsequent Offense: An amount not to exceed \$2,000.00. Each day a violation continues shall be deemed a separate offense.

ELEVENTH: Chapter 239-3 (Removal of Snow and Ice): Shall be amended to read:

Any person in violation of the provisions of this article shall be subject to a fine as follows:

First Offense: \$100.00
Second Offense: \$200.00

Any subsequent offense: An amount not to exceed \$500.00.
Each and every twenty-four (24hrs.) hours in which
ice and snow is not removed from sidewalks shall
be deemed a separate offense

TWELFTH: Severability:

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

THIRTEENTH: Repeal of Prior Ordinances:

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

FOURTEENTH: Effective Date:

This Ordinance shall take effect after final passage and publication and as provided by law.

PUBLIC NOTICE is hereby given that the foregoing proposed Ordinance was introduced and read by title for the first time at a meeting of the Township Committee of the Township of Maplewood, held on October 16, 2012, and that Committee met again on November 7, 2012, at 7:30 p.m. at the Municipal Building, 574 Valley Street, Maplewood, New Jersey, at which time and place the Committee proceeded to consider the said Ordinance on second reading and final passage.

ELIZABETH J. FRITZEN, R.M.C.
Township Clerk