

ORDINANCE # 2-16

ORDINANCE OF THE BOROUGH OF KEYPORT, COUNTY OF MONMOUTH, NEW JERSEY, AMENDING SECTION 4-5, SNOW AND ICE REMOVAL, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT

WHEREAS, pursuant to *N.J.S.A. 40:48-2.47* and *N.J.S.A. 40:65-12*, Borough Ordinance 4-5 (“Snow and Ice Removal”) authorizes the Borough of Keyport (the “**Borough**”) to remove snow and ice from properties within the Borough, and further authorizes the Borough to recover its cost for same; and

WHEREAS, the Mayor and Council intend to amend the Borough’s Revised General Ordinances 4-5 (“Snow and Ice Removal”) to permit the Borough to defray its administrative costs associated with such removal activity.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Keyport as follows:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. Borough Ordinance 4-5 (“Snow and Ice Removal”) is hereby revised as follows:

4-5.1 Removal Required. [No change].

4-5.2 Prohibition of Removal of Snow and Ice onto Borough Streets. [No change].

4-5.3 Removal by Borough. [No change].

4-5.4. Payment for Removal by Borough. In all cases where snow or ice shall have been removed by and under the direction of the Borough, the Borough official in charge shall certify the cost of removal to the Borough Council, and the Borough Council shall examine the certification and if found correct, shall cause the cost so certified to be charged against the lands and premises. The cost certified to the Mayor and Council shall include a fee of \$40.00 per removal event to defray the Borough’s administrative costs associated with removal activity. The amount so charged shall forthwith become a lien upon the land and premises and shall be added to and become part of the taxes to be assessed and levied upon the lands and premises, the same to bear interest at the same rate as taxes and shall be collected by the same officials and in the same manner as taxes. The liability for the cost of the removal shall be in addition to any penalty provided for elsewhere in this section.

4-5.5 Violation; Penalty. [No change].

Section 3. Except as amended by this Ordinance, all other terms and provisions of the Borough Ordinance 4-5 (“Snow and Ice Removal”) shall remain in full force and effect.

Section 4. All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed.

Section 5. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

Section 6. The Borough Clerk is hereby directed, upon adoption of the Ordinance after public hearing thereon, to publish notice of the passage thereof.

Section 7. This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Introduced: March 15, 2016
Public Hearing: April 5, 2016
Adopted: April 5, 2016



Valerie T. Heilweil, RMC
Borough Clerk
Borough of Keyport



Harry M. Dumack, II, Mayor
Borough of Keyport