

**AN ORDINANCE AMENDING CHAPTER 14, SECTION 8.2A OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(FAILURE TO COMPLY WITH ICE, SNOW, OR GRASS REMOVAL;
ENFORCEMENT.)**

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
WEST ORANGE**, in the County of Essex and State of New Jersey, that Chapter 14, Section 8.2A of the Revised General Ordinances is hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to ensure continuing compliance with the property maintenance standards set forth in the Township Code by updating the Township's ability to bring properties within the Township into accordance with certain sections of Chapter XIV of the Township Code. In addition, this ordinance permits the Township to place a lien on the property after performing such work as necessary to bring the property into compliance with the Township Code.

II. CHAPTER 14, SECTION 8.2A SHALL BE AND HEREBY IS AMENDED AND SUPERSEDED TO READ AS FOLLOWS:

14-8.2A Failure to Comply with Ice, Snow, or Grass Removal; Enforcement.

- a. If the owner or operator of any premises within the Township shall neglect or refuse to comply with subsections 14-8.1a; 14-8.1b; 14-8.2a,2; 14-8.2a,5; 14-8.2b,1; 14-8.2b,4; or 14-8.2b,6, then the Department of Public Works or a suitable third-party vendor approved by the Director of the Department of Public Works may complete any work on the premises in order to bring the premises into compliance with the Township Code.
- b. Upon the completion of any maintenance contemplated by paragraph a. of this subsection, and upon the Township's issuance or receipt of an invoice for services rendered, the Township may obtain a lien against the applicable real property for the cost of services and all costs related thereto, including all attorneys' fees and expenses incurred related thereto. Such lien shall be authorized pursuant to a resolution approved by the Township Council.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

ROBERT D. PARISI, MAYOR

VICTOR CIRILO, COUNCIL PRESIDENT

KAREN J. CARNEVALE, R.M.C., MUNICIPAL CLERK

Introduced: August 9, 2016

Adopted: September 6, 2016

Legislative History

This ordinance is drafted to update the Township Ordinances to ensure the continuing safety of Township residents. The ordinance permits the Township to make necessary repairs and maintenance and remove ice, snow, debris and other impediments which may potentially cause harm to Township residents and visitors on the sidewalks and other spaces. The ordinance is revised to remove the three days' notice to owners or operators of property previously provided. This ordinance permits the Township to immediately resolve any public safety issues as a result of an owner or operator's neglect or refusal to maintain a property to the standards of the Township Code. The ordinance permits the Township to combat blighting conditions that result from the lack of maintenance by owners or operators of premises within the Township. The ordinance also permits the Township to place a lien on any property for the costs and expenses incurred by the Township in accordance with this ordinance. Such lien must be authorized pursuant to a resolution considered and approved by the Township Council.

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