

**AN ORDINANCE AMENDING CHAPTER 12, SECTION 7.11 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(PRIVY VAULTS, CESSPOOLS AND SEPTIC TANKS- ENFORCEMENT)**

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
WEST ORANGE, NEW JERSEY** that Chapter 12, Section 7.11 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to modify the fines set forth in Chapter 12, Section 7.11 of the Revised General Ordinances of the Township of West Orange (the “Township Code”) to be amendable by Resolution such that it is amendable in the future by approval of the Township Council, a necessity in an everchanging socioeconomic climate.

**II. CHAPTER 12, SECTION 7.11 SHALL BE AND HEREBY IS AMENDED AND
SUPPLEMENTED TO INCORPORATE THE FOLLOWING:**

§12-7.11 BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “Enforcement” which specifies the penalty for failing to comply with the provisions of Chapter 12 Section 7 of the Township Code shall be repealed and replaced by the following language:
 - a. Any person violating any provision of this section shall be subject to a cease and desist order from the Health Department. Any violation of a cease and desist order shall be subject, upon conviction, to a fine in an amount set forth by Resolution.
 - b. The Health Department shall also have discretion to bring an action in Municipal Court charging any person violating this section with maintaining a nuisance.

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Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.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

SUSAN MCCARTNEY, MAYOR

**TAMMY WILLIAMS,
COUNCIL PRESIDENT**

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

INTRODUCED:

ADOPTED:

Legislative History

The purpose of this ordinance is to modify the fines set forth in Chapter 12 of the Revised General Ordinances of the Township of West Orange to be subject to adjustment by Resolution.