

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

ORDINANCE 2018-27

**AN ORDINANCE TO AMEND CHAPTER 350 OF
THE BOROUGH OF BRADLEY BEACH CODE**

WHEREAS, the Borough has adopted the International Property Management Code, 2009, published by the International Code Counsel, as the standard and guide in determining whether dwellings and properties in this municipality are properly maintained; and

WHEREAS, the Mayor and Council believe it is in the best interest of the Borough to include enforcement tools and clarify property owners' responsibility to maintain their properties.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bradley Beach, Monmouth County, State of New Jersey, that the following sections shall be added to Chapter 350 as 350-6 and shall read as follows:

§350-6 The owner or tenant of lands lying in the Borough is hereby required to remove from such lands any brush, weeds, dead and dying trees, stumps, roots, obnoxious growths and filth, garbage, trash and debris, and including areas surrounding fencing, garages, sheds and similar structures.

§350-6.1 Whenever the Code Enforcement Officer shall deem it necessary and expedient for the preservation of the public health, safety, general welfare, or to eliminate a fire hazard, to remove from any lands brush, weeds, dead and dying trees, stumps, roots, obnoxious growths and filth, garbage, trash and debris, he shall give notice to the owner or tenant of such lands, which notice shall require the owner or tenant to provide for the removal thereof within ten (10) days. Such notice may be by personal service or by certified mail to the last known address of the owner of such lands. In the event the condition is not abated within the ten (10) day period or where the owner or tenant refuses or neglects to remove same in the manner and within the time above provided, it shall be lawful for the same to be removed by or under the direction of any duly authorized employee of the Borough or contractor hired by the Borough.

§350-6.2 In all cases where brush, weeds, dead and dying trees, stumps, roots, obnoxious growths and filth, garbage, trash and debris are removed from any lands by virtue of this chapter by or under the direction of the Code Enforcement Officer or a Borough Employee, the Borough Administrator shall certify the cost thereof to the Council, which shall examine the certificate and, if found correct, shall charge the costs against the lands and the amount so charged shall become a lien upon such lands and shall be added to and become a part of the taxes next to be assessed upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall only apply to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

BE IT FURTHER ORDAINED, This ordinance shall take effect twenty (20) days after passage by the Mayor and Council and publication according to law.

SO ORDAINED as aforesaid.

KELLY BARRETT
Municipal Clerk

GARY ENGELSTAD
Mayor

Introduced: 11/20/18

Date of Hearing and Adoption: 12/11/18

Publication:

The Coaster 11/29/18

The Coaster