

ORDINANCE NO. 2020- 9

**AN ORDINANCE OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN AND STATE OF NEW JERSEY
AMENDING AND SUPPLEMENTING CHAPTER 39 OF
THE TOWNSHIP CODE ENTITLED “CONSTRUCTION
CODES, UNIFORM” AND SPECIFICALLY SECTION 39-9
ENTITLED “VIOLATIONS AND PENALTIES”.**

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Barnegat, County of Ocean, and State of New Jersey as follows:

SECTION 1. Chapter 39 of the Township Code entitled “Construction Codes, Uniform” and specifically Section 39-9 thereof entitled “Violations and Penalties” is amended to read as follows:

Any person who violates any one or more sections of this chapter shall be subject to the following fines and penalties:

- A. First Offense a fine of five hundred dollars (\$500.00).
- B. Second or subsequent offense a fine of one thousand dollars (\$1,000.00) for each offense or ninety (90) days of confinement in the Ocean County Jail.
- C. Each violation shall be a separate offense and subject the violator to a separate penalty.
- D. Any person charged with two or more offenses shall require a mandatory court appearance.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

DASTI & ASSOCIATES

ATTORNEYS AT LAW

310 Lacey Road
P.O. Box 779
Forked River, N.J. 08753

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Barnegat on the 4th day of June, **2020**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the 9th day of July, **2020**, at 10:00 AM/~~PM~~ at the Municipal Building located at 900 West Bay Avenue, Barnegat, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

MICHELE RIVERS, RMC, Clerk
Township of Barnegat

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