

**ORDINANCE NO. 2022-5**

**AN ORDINANCE OF THE TOWNSHIP OF  
BARNEGAT, COUNTY OF OCEAN AND  
STATE OF NEW JERSEY AMENDING  
CHAPTER 65 OF THE TOWNSHIP CODE  
ENTITLED “SNOW AND ICE REMOVAL”**

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

**SECTION 1.** Chapter 65 of the Township Code entitled “Snow and Ice Removal” is hereby amended to read as follows:

**§ 65-1. [Unchanged]**

**§ 65-2. Failure to Remove.**

In case such owner or owners, tenant or tenants of any land abutting or bordering upon any public street, avenue or highway in the Township of Barnegat shall neglect or refuse to remove such snow or ice within twelve (12) hours of daylight after the same shall have fallen or formed, the Code Enforcement Officer shall issue a warning.

If after the warning, the owner or owners, tenant or tenants, of the land fail to remove the snow, said owner/owners shall be subject to the penalty provisions set forth in §65-3 of this Chapter.

**§ 65-3. Violations and Penalties.**

Such owner or owners, tenant or tenants, refuse or fail to remove the snow and ice after the warning issued by the Code Enforcement Officer as set forth in §65-2, owner/owners shall be subject to a fine of \$250.00 per day that the condition remains unabated and/or be imprisoned for a term not to exceed 90 days or both.

**§ 65-4. Deleted.**

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

DASTI & ASSOCIATES

ATTORNEYS AT LAW

310 Lacey Road  
P.O. Box 779  
Forked River, N.J. 08731

**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.

**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 **1<sup>st</sup> day of March, 2022**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the **5<sup>th</sup> day of April , 2022**, at 10:00 AM 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.

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Donna M. Manno, RMC  
Municipal Clerk

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**CERTIFICATION**

I, Donna M. Manno, Municipal Clerk of the Township of Barnegat, County of Ocean, State of New Jersey do hereby certify by my hand and seal that the foregoing Ordinance namely **Ordinance 2022-5** “Amending Chapter 65 of the Township Code Entitled “Snow and Ice Removal” was introduced and passed at a meeting of the Township Committee on the **1<sup>st</sup> day of March, 2022** and finally adopted “as amended” after Public Hearing at a meeting held in the Municipal Complex, 900 West Bay Avenue, Barnegat, NJ on the **5<sup>th</sup> day of April, 2022 at 10:00 AM.**

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Donna M. Manno, RMC  
Municipal Clerk

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