ORDINANCE NO. 2020- 8

AN ORDINANCE OF THE TOWNSHIP OF BARNEGAT, COUNTY OF OCEAN AND STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 36 OF THE TOWNSHIP CODE ENTITLED "BRUSH, WEEDS, OBNOXIOUS GROWTH" AND SPECIFICALLY SECTION 36-5 ENTITLED "PENALTY".

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 36 of the Township Code entitled "Brush, Weeds, Obnoxious Growth" and specifically Section 36-5 thereof entitled "Penalty" is amended to read as follows:

In the event that any person, individual, firm, partnership, entity or corporation is found to be in violation of this chapter, he shall be subject to fines and penalties as follows:

A. First offense a fine of five hundred dollars ($500.00.).

B. Second Offense a fine not to exceed one thousand dollars ($1,000.00).

C. A Third or subsequent offense the fine shall be two thousand dollars ($2,000.00) or ninety (90) days in the Ocean County Jail.

D. Each day of violation shall be a separate offense and subject the violator to a separate penalty.

E. 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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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

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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 ___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/P.M. 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