

TOWNSHIP OF ROCHELLE PARK

ORDINANCE NO. #1042-11

AN ORDINANCE TO AMEND CHAPTER 161 OF THE CODE OF THE TOWNSHIP OF ROCHELLE PARK ENTITLED “STREETS AND SIDEWALKS”

WHEREAS, Chapter 161 of the Code of the Township of Rochelle Park establishes certain obligations and prohibits certain actions with regard to the streets and sidewalks within the Municipality; and

WHEREAS, the Township Committee has determined that it is necessary to increase the fines associated with certain prohibited conduct in order to discourage said conduct in the future; and

WHEREAS, the specific conduct is the throwing of snow into the street after streets have been plowed and the clearing of sidewalks after a snowfall.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ROCHELLE PARK, COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

SECTION ONE:

Sections 161-5 and 161-9 of the Code of the Township of Rochelle Park entitled “Violations and Penalties” are hereby repealed and replaced with the following:

SECTION 161-5 Violations and Penalties

Each and every person, firm, corporation, private or public or its agent, violating any of the provisions of this article, shall, upon conviction thereof, be punishable by a fine of not less than \$100.00 nor more than \$1,000.00 or by imprisonment for not more than 90 days, or both.

SECITON 161-9 **Violations and Penalties**

The Owner or Occupant of land abutting or bordering upon the sidewalks of any such street, violating any of the provisions of this article, shall, upon conviction thereof, be punishable by a fine for the first offense of \$100.00; for the second offense by a fine of not less than \$100.00 and up to \$500.00; and upon the third or subsequent offense by a fine of not less than \$100.00 and up to \$1,000.00 or by imprisonment in the County Jail for a period not exceeding fifteen (15) days or both, in the discretion of the Judge of this Township before whom such conviction is obtained.

SECTION TWO. **Repealer:**

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION THREE: **Severability:**

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effects to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

SECTION FOUR: **Effective Date:**

This Ordinance shall take effect immediately upon final adoption and publication and in the manner provided by law.

ATTEST:

VIRGINIA DE MARIA,
Municipal Clerk

