



BOROUGH OF RIVERDALE NEW JERSEY



ORDINANCE NO. 05-2018

AN ORDINANCE AMENDING CHAPTER 130 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE, REGULATING PROPERTY MAINTENANCE AND REVISING THE PENALTIES FOR VIOLATIONS OF THIS CHAPTER

BE IT ORDAINED by the Borough Council of the Borough of Riverdale, in the County of Morris and State of New Jersey, as follows:

Section 1. Chapter 130 of the Revised General Ordinances of the Borough of Riverdale, Section 130-13, "Enforcement procedure," shall be amended to read in its entirety as follows:

[§ 130-13 Enforcement procedure.](#)

Whenever an enforcement officer determines that there is or has been a violation of any provision of this code, he shall give notice of such violation to the person, persons or entities responsible therefor under this chapter. Such notice shall be in writing and shall include a concise statement of the reasons for its issuance. Such notice shall be deemed to be properly and sufficiently served if a copy thereof is sent by registered or certified mail to the last known address of the person or entity upon which the same is served, as shown by the most recent tax lists of the Borough of Riverdale or a copy thereof handed to such person or persons; or a copy thereof left at the usual place of abode or office of such persons or entities. Notice shall be given as aforesaid within or without the Borough. The notice shall also state that unless the violation is abated, removed, cured, prevented or desisted from within 10 days of the date of service or such notice (exclusive of the date of service) a summons shall issue for such violation. The enforcement officer may at the time he issues the notice, extend the period for compliance with the violation stated in the notice for a period in excess of the aforesaid 10 days if, in his judgment, the abatement, removal, prevention, cessation of or cure of the condition violated cannot reasonably be effected within the ten-day period; and in such cases the enforcement officer shall state such reasonably required extended period in the notice, which shall then be applicable instead of the aforesaid 10 days. In the event the violation is not abated, removed, cured, prevented, or desisted from or otherwise fully remedied within the ten-day period or within such extended period as set forth in the notice, pursuant to the foregoing, a summons shall then issue against the person, persons, entity or entities so notified. After a violation is fully remedied, it is the responsibility of the person, persons, entity or entities to ensure that the violation or similar violation does not re-occur. If such violation re-occurs within 12-months from the date of the previous notification, the violator will be directly issued a summons.

Section 2. Chapter 130 of the Revised General Ordinances of the Borough of Riverdale, Section 130-15, "Violations and penalties," shall be amended to read in its entirety as follows:

[§ 130-15 Violations and penalties.](#)

Any person or entity who shall violate any of the provisions of this chapter or any order promulgated hereunder, shall after a summons is issued under the terms hereof, upon conviction, be punished by a fine of no less than \$100 and not to exceed \$1,000 or by imprisonment in the county jail not to exceed 90 days, or by both such fine and imprisonment. Each violation of any of the provisions of this chapter and each day that each such violation shall continue, shall be deemed to be a separate and distinct offense.

Section 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.



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Section 4. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Adopted this ____ day of
_____, 2018.

Abubakar Jalloh, Borough Clerk

Paul M. Carelli, Mayor

NOTICE OF PENDING ORDINANCE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Borough of Riverdale, a municipal corporation of the State of New Jersey, held on August 22, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at Borough Hall, in the Borough on September 26, 2018 at 7:30 o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Abubakar Jalloh, Borough Clerk