

BOROUGH OF STRATFORD
ORDINANCE 2018:10
Revising Ord. No. 2001:16 § 1, 2001

**AMENDING THE CODE OF THE BOROUGH OF STRATFORD TO
REVISING CHAPTER 1.08 ESTABLISHING PENALTIES FOR VIOLATIONS OF
ORDINANCES AND REPEALING AND SUPERSEDING CERTAIN SECTIONS OF
THE CODE CONCERNING PENALTIES**

WHEREAS, the Legislature has amended N.J.S.A. 40:49-5 authorizing a municipality to increase the amount of money which can be imposed as a penalty for violation of municipal ordinances; and

WHEREAS, the Code of the Borough of Stratford contains various penalty provisions and it would be in the best interest of the public to centralize within the Code general penalty provisions.

NOW THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Stratford, in the County of Camden, as follows:

Section 1. The Chapter 1.08 of the Code of the Borough of Stratford is hereby amended as follows:

GENERAL PENALTIES FOR VIOLATION OF MUNICIPAL ORDINANCES

A. Superseding all other maximum penalties set forth within the applicable sections of the Stratford Code, one or more of the following penalties may be imposed for violation of a municipal ordinance: fines not exceeding two thousand dollars (\$2000.00) or imprisonment for any term not exceeding 90 days, or for a period of community service not exceeding 90 days for the violation thereof.

B. For violation of an ordinance pertaining to unlawful solid waste disposal the minimum penalty shall be a fine of \$2,500.00 or a maximum fine of \$10,000.00.

C. Any person who is convicted of violating an ordinance within one year of the date of a previous violation of the same ordinance and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine shall not be less than the minimum or exceed the maximum fine fixed for a violation of the ordinance, but shall be calculated separately from the fine imposed for the violation of the ordinance.

D. If the Borough chooses to impose a fine in an amount greater than \$1250.00 for violations of housing or zoning codes it shall provide a 30 day period in which the owner shall be afforded the opportunity to cure or abate the condition

and shall also be afforded an opportunity for a hearing before a court of competent jurisdiction for an independent determination concerning the violation. Subsequent to the expiration of the 30 day period, a fine greater than \$1250.00 may be imposed if a court has not determined otherwise or, upon reinspection of the property, it is determined that the abatement has not been substantially completed.

PUBLIC NOTICE

Notice is hereby given that the foregoing ordinance was introduced and passed on the first reading at a meeting of the Governing Body held on the 14th day of August, 2018 and will be considered for final passage on the 11th day of September, 2018 at a meeting to be held at the Stratford Justice Facility, 315 Union Avenue, Stratford, NJ.

Ben Angeli, Borough Clerk

Notice is hereby given that a public hearing was held for the foregoing ordinance on September 11, 2018.

I certify that the foregoing Ordinance 2018:10 was approved for final adoption by the Governing Body of the Borough of Stratford, County of Camden, State of New Jersey at a meeting held on the 11th day of September, 2018.

	MOTIO N	SECON D	AYES	NAYS	ABSTAI N	ABSEN T	RECUS E
COLLINS			X				
GILLIGAN			X				
GREEN	X		X				
HARTMAN						X	
HALL			X				
LOMANN O		X	X				

Ben Angeli, Borough Clerk

Josh Keenan, Mayor