

ORDINANCE NO. 8-2014

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY BY AMENDING AND SUPPLEMENTING SECTION 237-6. ENTITLED "ENFORCEMENT" UNDER CHAPTER 237 OF THE CODE OF THE TOWNSHIP ENTITLED SNOW AND ICE REMOVAL BY LISTING THE POSITIONS AND DEPARTMENTS RESPONSIBLE FOR THE ENFORCEMENT OF SNOW AND ICE REMOVAL REGULATIONS

WHEREAS, Chapter 237 of the Code of the Township entitled Snow and Ice Removal describes the responsibilities of property owners or tenants in removing snow and ice from sidewalks following the end of a snow and/or ice storm; and

WHEREAS, N.J.S.A. 40:65-12 provides the statutory authority to a governing body to make, amend, repeal and enforce ordinances to compel the owner or tenant of any lands abutting upon the public streets of the municipality to remove all snow and ice from the abutting sidewalks within twelve (12) hours of daylight after snow or ice shall fall or be formed on said sidewalks; and

WHEREAS, the accumulation of snow and/or ice left standing on sidewalks for considerable periods of time in excess of twelve (12) hours can cause serious injury and irreparable harm to any individual attempting to walk on a sidewalk; and

WHEREAS, recent snow and ice storms have focused attention on the need for the Township to amend Section 237-6. entitled "Enforcement." by authorizing various appointed officials and departments to issue warning notices and/or summonses when violations of Chapter 237 occur.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

Section 1. Section 237.6. entitled "Enforcement" under Chapter 237 of the Code of the Township entitled Snow and Ice Removal is hereby amended and supplemented to read as follows:

"Section 237-6. Enforcement. The following appointed officials and/or their designees are hereby authorized to issue warning notices and/or summonses if the owner or tenant of a property abutting sidewalks on streets within the Township of Hanover violates any provisions of Chapter 237 of the Code of the Township by failing to remove ice and/or snow following the end of a storm:

- A. The Superintendent of the Public Works, Buildings and Grounds and Park Maintenance Department and/or his/her designees;
- B. The Chief of the Police Department and/or his/her designees;
- C. The Property Maintenance Officer and/or his/her designees in the Building Department; and

D. The Business Administrator/Township Clerk and/or his/her designees in the Department of Administration.

Section 4. In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

Section 5. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Section 6. This ordinance shall take effect in accordance with the law.

TOWNSHIP COMMITTEE
TOWNSHIP OF HANOVER
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:


Joseph A. Giorgio, Township Clerk


Ronald F. Francioli, Mayor

DATE OF INTRODUCTION: March 13, 2014
DATE OF ADOPTION: March 27, 2014

CERTIFICATION

I, Joseph A. Giorgio, Township Clerk of the Township of Hanover, County of Morris and State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance adopted by the Township Committee of said Township on the 27th day of March, 2014 at a meeting duly convened, of said Body.


Joseph A. Giorgio, Township Clerk