

ORDINANCE 2015:08
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER
10, BUILDING AND HOUSING, SECTION 10-2, HOUSING CODE,
PART XI OF THE REVISED GENERAL CODE OF BOROUGH OF
NEW MILFORD ENTITLED "MAINTENANCE".

WHEREAS, Section XI of the Housing Code regards Maintenance, and more specifically:

WHEREAS, §10-2.47 regards specifications for the appearance of exterior of residential premises and structures; and

WHEREAS, §10-2.48 regards specifications for the appearance of exterior of nonresidential premises and structures; and

WHEREAS, §10-2.49 regards specifications for the structural soundness and general maintenance of exterior of residential and nonresidential properties; and

WHEREAS, the Mayor and Council of the Borough of New Milford are desirous of amending said sections to specify penalties for violations of the aforesaid sections on nonresidential property and on residential property.

BE IT ORDAINED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF NEW MILFORD AS FOLLOWS:

§10-2.47(b)(1) shall be amended to read as follows:

Violations and Penalties. Any person convicted of a violation of a provision of this section or any supplement thereto shall, upon conviction thereof in the Borough Municipal Court, be subject to a fee of not less than \$100.00 and not greater than \$1,250.00 per occurrence. Each day on which such violation continues shall constitute a separate occurrence. It is the intention of the Governing Body that the fines should escalate for subsequent violations.

§10-2.48(g) shall be added as follows:

Violations and Penalties. Any person, firm or corporation convicted of a violation of a provision of this section or any supplement thereto shall, upon conviction thereof in the Borough Municipal Court, be subject to a fee of not less than \$250.00 and not greater than \$1,250.00 per occurrence. Each day on which such violation continues shall constitute a separate occurrence. It is the intention of the Governing Body that the fines should escalate for subsequent violations.

§10-2.49(a)(5) shall be added as follows:

Violations and Penalties. Any person convicted of a violation of a provision of this section or any supplement thereto shall, upon conviction thereof in the Borough Municipal Court, be subject to a fee of not less than \$100.00 and not greater than \$1,250.00 per occurrence. Each day on which such violation continues shall constitute a separate occurrence. It is the intention of the Governing Body that the fines should escalate for subsequent violations.

§10-2.48(b)(3) shall be added as follows:

Violations and Penalties. Any person, firm or corporation convicted of a violation of a provision of this section or any supplement thereto shall, upon conviction thereof in the Borough Municipal Court, be subject to a fee of not less than \$250.00 and not greater than \$1,250.00 per occurrence. Each day on which such violation continues shall constitute a separate occurrence. It is the intention of the Governing Body that the fines should escalate for subsequent violations.

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

In the event that any word, phrase, clause, section or provision of this Ordinance is found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause or provision shall be severable from the balance of this Ordinance and the remainder of this Ordinance shall remain in full force and effect.

This Ordinance shall take effect upon passage and publication as provided by Law.