

ORD.#6-2021

Ordinance of the Township of Mount Olive, in the County of Morris and State of New Jersey, Amending Chapter 347, Streets and Sidewalks, of the Township Code to Add Additional Requirements For Snow Removal Around Fire Hydrants and in Parking Lots.

CLERK:

Delivered to Mayor:

Date: 3/10/2021

Time: 9:45 am

Signed: _____

Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:

Approved: ✓

Date: 3-10-2021

Vetoed: _____

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: _____

Mayor

CLERK:

Returned:

Date: 3/10/21

Time: 10:05 am

Not returned with in (10) days

Date: _____

Signed: _____

Township Clerk

ORD.#6-2021

**ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING
CHAPTER 347, STREETS AND SIDEWALKS, OF THE TOWNSHIP
CODE TO ADD ADDITIONAL REQUIREMENTS FOR SNOW
REMOVAL AROUND FIRE HYDRANTS AND IN PARKING LOTS**

WHEREAS, pursuant to N.J.S.A 40:65-12.1, municipalities are authorized to adopt an ordinance requiring the owner of real property abutting any fire hydrant to timely clear it of snow; and

WHEREAS, Township of Mount Olive Administration has recommended amending the Township Code to require such removal; and

WHEREAS, the Administration and Township Planner additionally recommend requiring businesses to move or remove large mounds of snow from their parking lots that obstruct sight triangles for drivers and pedestrians; and

WHEREAS, the Mayor and Township Council find it in the best interest of the health, safety and welfare of the Township make these changes.

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

SECTION 1. Chapter 347, Street and Sidewalks, Article II, Snow and Ice Removal, of the Township Code is hereby amended to read as follows:

§ 347-11. Responsibility of owners, occupants and tenants.

- A. The owners, occupants, or tenants of premises abutting or bordering any street in the Township shall remove all snow and ice from the abutting sidewalks or, if the ice is so frozen that its removal is impracticable, shall cover same with sand, ashes, salt, or other similar substance to reasonably prevent pedestrians from slipping, within 12 hours of daylight after the same falls or is formed.
- B. If a building is occupied by more than one family or business unit, the tenant or occupant of the first floor or story is responsible for snow and ice removal and treatment pursuant to paragraph A of this section.
- C. The owners, occupants, or tenants of premises abutting or bordering upon any fire hydrant in the Township shall clear any snow covering or obstructing the hydrant within 12 hours of daylight after the snow coverage. A three (3) foot round space shall be maintained around

the circumference of the fire hydrant, except where otherwise required or approved.

§ 347-12. Prohibition on depositing snow on streets and sidewalks.

The owners, occupants, or tenants of any premises abutting any street or sidewalk are prohibited from throwing, placing or depositing any snow or ice that accumulated on private property into or upon any Township street or sidewalk.

§ 347-13. Prohibition on obstructing site distance triangles.

Owners, occupants or tenants of any business premises shall move or remove any large mounds of snow in their parking lot(s) that obstruct any vehicle or pedestrian site distance triangle.

§ 347-14. Handicapped parking spaces.

No owner or operator of premises with parking spaces reserved for handicapped drivers, and no tenant, contractor or other person, may block access to such parking space by the plowing, piling or placing of snow.

§ 347-15. Removal by Township; lien.

If snow or ice is not removed, treated or handled in accordance with §§ 347-11 and 347-12, the same may be removed under the direction of the Chief of Police or any authorized police officer, and the cost of such removal, as nearly as can be ascertained, shall be certified by said Chief of Police or police officer to the governing body. The governing body shall examine such certification and, if found to be correct, shall cause such cost to be charged against such real estate so abutting or bordering upon such sidewalks, and the amount so charged shall forthwith become a lien and a tax upon such real estate or land and be added to, recorded and collected in the same way and manner as the taxes next to be levied and assessed upon such premises and shall bear interest and be enforced and collected by the same officers and in the same manner as other taxes. The imposition and collection of a fine or fines imposed by the provision of this article shall not constitute any bar to the right of the Township of Mount Olive to collect the cost as certified for the removal of said snow or ice in the manner herein authorized.

§ 347-16. Violations and penalties.

Any person, firm, or corporation that violates any provision of this article shall, upon conviction thereof, be punishable by one or more of the following: by imprisonment for a term not exceeding 90 days or by a fine not exceeding \$1,000 or by a period of community service not exceeding 90 days.

SECTION 2. If any section, subsection, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 3. All ordinances or parts of ordinances of the Township of Mount Olive that are inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 4. This ordinance may be renumbered for purposes of codification.

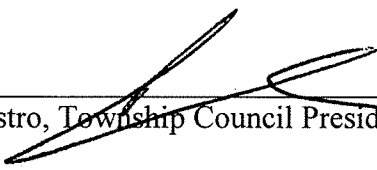
SECTION 5. This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 2/23/2021

Adopted: 3/9/2021

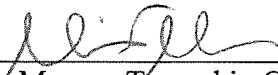
Effective Date: 4/2/2021

TOWNSHIP OF MOUNT OLIVE



Joe Nicastro, Township Council President

ATTEST: 3/9/2021



Michelle Masser, Township Clerk