

Borough of Norwood

Ordinance No.07:03

**An Ordinance Amending Chapter 233 of the Code of
the Borough of Norwood to Increase the Maximum Fines and
Penalties that May Be Imposed for Violations of Borough Zoning
and Land Use Ordinances**

WHEREAS, the purpose of this ordinance is to update the sections in the Code of the Borough of Norwood to increase the fines and penalties that may be imposed upon those who violate Borough ordinances, as authorized by N.J.S.A. 40:49-5.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Norwood, County of Bergen, and State of New Jersey, as follows:

Section 1: Chapter 233 of the Code of the Borough of Norwood is amended to add the following new section:

'233-135A. Maximum Fines and Penalties.

A. Any person who is convicted for a violation of any provision of this Chapter of this Code or any other ordinance of the Borough relating to zoning, land use, or planning for which no penalty is specified shall be subject to one or more of the following: a fine of not more than two thousand dollars (\$2,000.00), imprisonment for any term not exceeding ninety (90) days, and/or a period of community service not exceeding ninety (90) days, unless a different penalty is stated in the Code chapter hereof or the ordinance.

B. Any person who is convicted for a violation of any housing or zoning provision

of this Code who shall be the subject of a fine on an amount that is greater than \$1,250 shall be afforded the opportunity to cure or abate the condition within 30 days and shall be afforded an opportunity for a hearing before the court for an independent determination concerning the violation. After the 30-day period, the court may impose a fine greater than \$1,250 if the court determines that the cure or abatement of the violation has not been substantially completed.

C. A separate offense or violation shall be deemed to be committed on each day that a violation occurs or continues.

Section 2: All ordinances or parts of ordinances that are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of any inconsistencies.

Section 3: The provisions of this ordinance are severable. If any part of this ordinance is declared to be unconstitutional or invalid by any court, the remaining parts of this ordinance will remain in full force and effect.

Section 4: This ordinance shall take effect upon final approval and publication, according to law.

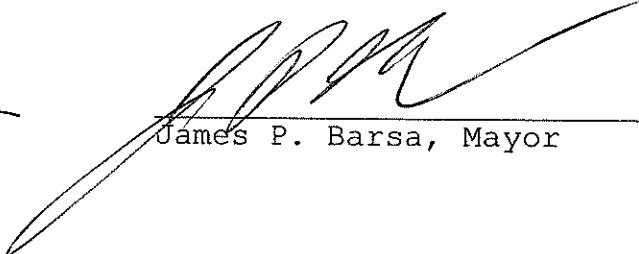
Introduced and passed first reading:

Passed second reading:

ATTEST:

APPROVED BY:


Lorraine McMackin
Borough Clerk


James P. Barsa, Mayor

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INTRODUCED: January 17, 2007

ADOPTED: March 6, 2007