

ORDINANCE 63

AN ORDINANCE RELATING TO SAND, GRAVEL, DIRT OR DEBRIS DEPOSITED OR LYING ON SIDEWALKS OR DRIVEWAYS IN THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, DECLARING SAME TO BE A NUISANCE AND PROVIDING FOR THE ABATEMENT THEREOF.

BE IT ORDAINED, by the Board of Trustees of the Village of Loch Arbour, County of Monmouth and State aforesaid:

Section 1. It shall be unlawful for any lessee, owner, or occupant of any lot, tract, beach, lands or real estate in the Village of Loch Arbour, to permit or maintain on or along any sidewalk or driveway in the Village, in such a manner which obstructs, impedes or in any way hampers pedestrians or vehicular traffic, any sand, gravel, dirt or debris. Any sand, gravel, dirt or debris so deposited or lying in or on sidewalks or driveways in the Village is hereby declared to be a nuisance.

Section 2. If the provisions of the foregoing sections of this ordinance are not complied with, the Village Board of Trustees shall serve written notice upon the owner, lessee or occupant of any such lot, tract, beach, lands or real estate abutting said sidewalk or driveway directing compliance with the provisions of this ordinance. If said owner, lessee or occupant fails, neglects or refuses to abate the nuisance as hereinbefore set forth within forty-eight hours after receipt of such notice, the Village Board of Trustees shall cause such sand, gravel, dirt or debris to be cleared and removed, and the actual cost of such clearing and removal shall be certified by the Village Board of Trustees to the Tax Collector, and shall become there-upon and be a lien upon the property of the person upon whom the notice was served, and shall be added to and become part of the taxes next to be assessed and levied upon such property, and shall bear interest at the same rate as taxes, and shall be collected and enforced by the same officer and in the same manner as taxes.

Section 4. Any person who shall fail, neglect or effuse to comply with the terms of this ordinance, or who shall resist or obstruct the Village in the clearing, removing and disposing of sand, gravel, dirt or debris, shall upon conviction thereof, be subject to a fine of not exceeding \$50.00; and each day on which the said violation continues shall constitute a separate offence.

Section 5. The word person as used in this ordinance shall mean and include one or more persons, natural persons, corporations, partnerships, associations, joint stock companies, societies, and other entities of any kind.

Section 6. It is the intention of the Board of Trustees of the Village of Loch Arbour that if any provision of this ordinance be declared invalid, then all other provisions thereof shall remain valid and enforceable.