



Borough of Manville
Ordinance No. 2021-1265

**An Ordinance By The Borough Of Manville In The County Of Somerset, State Of New Jersey,
Amending Ordinance # 2021-1223 Regarding Maintenance Of Weeds And Plant Growth**

Statement of Purpose

The purpose of this Ordinance is amend the Property Maintenance Code Ordinance #2021-1223 regarding the maintenance of weeds and plant growth.

WHEREAS, the Mayor and Council of the Borough of Manville (the "Borough") finds that it is in the best interest of the safety and welfare of residents of, and visitors to, the Borough to provide for maintenance of weeds and plant growth on properties throughout the Borough;

NOW THEREFORE, BE IT ORDAINED, by the Mayor & Council of the Borough of Manville in the County of Somerset, State of New Jersey, as follows:

SECTION 1: Ordinance No. 2019-1223 is amended at Section 302.4 to now read as follows:

302.4 Weeds:

All premises and exterior property shall be maintained free from weeds or, plant growth in excess of **Eight (8)** inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens. The Borough shall issue/post Violations of this ordinance and property owners shall have 72 hours from the date of the notice to maintained lawn to borough standards, failure to abate violation the borough shall take necessary action to protect the health and safety and well-being of the resident of the Borough and remediate the problem immediately, a Summons shall be issued for a court appearance for violation of this Ordinance.

SECTION 2: Repealer:

Repealer: Any prior Ordinance of the Borough of Manville, or any article, section, paragraph, subsection, clause, or other provision of any such prior Ordinance, which is inconsistent with the provisions of this Ordinance, is hereby repealed to the extent of such inconsistency.

SECTION 3: Severability

Severability: In the event that any provision of this ordinance, or the application thereof to any person or circumstance is declared invalid by any Court of competent jurisdiction, or is found to be inconsistent with or precluded by any overriding State Statute or Regulation, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective; such holding shall not affect any other provision or application of this ordinance which may be given effect, and, to realize this

intent, the provisions and applications of this ordinance are declared to be severable.

SECTION 4: Inconsistency with other Ordinances

Inconsistency with other Ordinances: Should any provision of this ordinance be inconsistent with the provisions of any other prior ordinances, or shall be inconsistent with any article, section, paragraph, subsection, clause, or other provision of any prior ordinances, the inconsistent provisions of such other prior ordinances are hereby repealed, but only to the extent of such inconsistencies.

SECTION 5: Effective Date

Effective Date: This ordinance shall take effect upon final adoption, approval and publication in accordance with law.

Borough of Manville,

Richard M. Onderko

Richard M. Onderko, Mayor

ORDINANCE # 2021-1265

ROLL CALL

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		Petrock	✓			
	✓	Lukac		✓		
		Maeder		✓		
✓		Magnani	✓			
		Szabo	✓			
		Zamorski				✓
		Onderko				

Attest:

Wendy Barras

Wendy Barras, Borough Clerk

Introduced this 12th day of July, 2021

**SECOND READING AND FINAL ADOPTION:
ROLL CALL**

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		Petrock		✓		
	✓	Lukac	✓			
		Maeder	✓			
		Magnani	✓			
✓		Szabo	✓			
		Zamorski	✓			
		Onderko				

Attest:

Wendy Barras
Wendy Barras, Borough Clerk

[ADOPTED] [DEFEATED] this 16th day of August, 2021