



BOROUGH OF HIGHLANDS  
COUNTY OF MONMOUTH

## ORDINANCE 19-03

### AN ORDINANCE AMENDING CHAPTER 8-5 OF BOROUGH CODE CONCERNING SNOW AND ICE REMOVAL

**WHEREAS**, the governing body of the Borough of Highlands has determined that it is in the best interest of the residents to prevent obstruction of Borough roads during snow removal efforts.

**NOW, THEREFORE, BE IT ORDAINED** by the governing body of the Borough of Highlands as follows:

#### SECTION I.

The following Sections of Chapter 8, Section 5 entitled "Snow and Ice Removal" of the Borough Code shall be amended as follows: (All additions are shown in **bold italics with underlines**. The deletions are shown as ~~***strikeovers in bold italics.***~~)

#### 8-5 SNOW AND ICE REMOVAL.

##### 8-5.1 Removal Required.

- a.** The owner or tenant of land abutting upon the sidewalk of any street or avenue shall remove all snow and ice from the sidewalk within twelve (12) daylight hours after same shall have formed or fallen thereon.
- b.** **No person shall place any snow or ice from his or her property or abutting sidewalk in any Borough road.**
- c.** **No person shall place any snow or ice from his or her property or abutting sidewalk in any gutters along Borough roads resulting in any stoppage of drainage along said roads.**

##### 8-5.2 Treatment of Ice.

The owner or tenant of land abutting or bounding upon the sidewalks of any street or avenue shall, when such sidewalks may become icy or otherwise slippery, place thereon ashes, sand, cinders, sawdust or other material designed to prevent pedestrians from slipping and falling and shall at all times keep such sidewalks in a safe and passable condition. **No person shall obstruct or damage any Borough roads or gutters by**

**spilling or throwing ashes, sand, cinders, sawdust or other material onto a Borough road or gutter.**

**8-5.3 Certain Persons Exempt from Requirements.**

Any owner or tenant of land abutting upon the sidewalk of any street or avenue who is unable to remove snow and ice and/or provide for the treatment of ice due to a physical or medical disability or due to age or infirmness, shall contact the Code Enforcement Officer and/or his designee, within twelve (12) daylight hours after snow and ice has formed or fallen. Such owner or tenant with a physical or medical disability or inability to remove and/or treat snow and ice due to age or infirmness, will not be subject to the violations and penalties delineated in subsection 8-5.4, subject to the discretion of the Code Enforcement Officer.

**8-5.4 Violations and Penalties.**

Violations are punishable by fine, imprisonment, or community service in the discretion of the Judge in accordance with N.J.S.A. 40:49-5.

**SECTION II. SEVERABILITY.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

**SECTION III. REPEALER.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION IV. EFFECTIVE DATE.** This Ordinance shall take effect immediately after final passage.

**Motion to Introduce Ordinance 19-03:**

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRASWELL			X			
BROULLON				X		
MAZZOLA			X			
RYAN		X	X			
O'NEIL	X			X		

I, Bonnie Brookes, Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held February 6, 2019. WITNESS my hand this 7<sup>th</sup> day of February 2019.



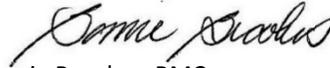
Bonnie Brookes, RMC  
Municipal Clerk

**\*\*\* FAILED TO BE ADOPTED \*\*\***

**Motion to Adopt Ordinance 19-03:**

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRASWELL						
BROULLON						
MAZZOLA						
RYAN	X					
O'NEIL						

I, Bonnie Brookes, Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held March 6, 2019. WITNESS my hand this 7<sup>th</sup> day of March 2019.



Bonnie Brookes, RMC  
Municipal Clerk

**Ordinance 19-03 failed to be seconded and was NOT adopted.**