

## ORDINANCE #16-19

### AMENDING CHAPTER IV, "POLICE REGULATIONS," SECTION 4.1, LITTER, TO REFLECT REVISIONS REGARDING MAINTENANCE OF WEEDS

**WHEREAS**, the Borough of Keyport (the "**Borough**") is a public body corporate and politic of the State of New Jersey; and

**WHEREAS**, pursuant *N.J.S.A. 40:48-1, et seq.*, the Mayor and Council of the Borough of Keyport (the "**Borough Council**") have the power to adopt ordinances concerning the maintenance of property within the Borough; and

**WHEREAS**, the Mayor and Borough Council hereby desire to amend Chapter IV, "Police Regulations," Section 4.1 of the Borough Code of Ordinances (the "**Borough Code**") to reflect revisions regarding the maintenance of weeds, as follows (additions are underlined and deletions are in [brackets]):

#### 4-1 LITTER.

##### 4-1.1 Definitions. As used in this section:

... [NOTE to Codifier. Existing text not appearing herein has been deleted solely for brevity. NO CHANGE] ...

Weeds shall mean any wild plant that grows in a location where it is not wanted including sidewalks, cracks, curbs, roads and other properties.

... [NOTE to Codifier. Existing text not appearing herein has been deleted solely for brevity. NO CHANGE] ...

**4-1.5 [Merchants] Property Owners Duty to Keep Sidewalks Free of Litter and Weeds.** No person owning or occupying a place of business or any other property shall sweep into or deposit in any gutter, street or other public place any litter. Persons owning or occupying places of business or any other property within the Borough shall keep [the] their business premises or property and sidewalk [in front of] abutting their business premises or property free of litter and Weeds, and not interfere with the passage of pedestrians.

... [NOTE to Codifier. Existing text not appearing herein has been deleted solely for brevity. NO CHANGE] ...

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Keyport as follows:

**Section 1.** The aforementioned recitals are incorporated herein as though fully set forth at length.

**Section 2.** Chapter IV of the Borough Code shall be amended as set forth above.

**Section 3.** All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed.

**Section 4.** Each section, subsection, sentence, clause and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause and phrase and the finding or holding of any such portion of this ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this ordinance.

**Section 5.** The Borough Clerk is hereby directed, upon adoption of the ordinance after public hearing thereon, to publish notice of the passage thereof.

**Section 6.** This ordinance shall be in full force and effect from and after its adoption and publication as required by law.

Introduced: August 13, 2019  
Public Hearing: September 17, 2019  
Adopted: September 17, 2019



Michele Clark, RMC  
Deputy Borough Clerk  
Borough of Keyport



Collette J. Kennedy, Mayor  
Borough of Keyport