

ORDINANCE OF THE TOWNSHIP OF IRVINGTON, NJ

MC 3698

JUNE 18, 2019

No. \_\_\_\_\_

Effective Date \_\_\_\_\_

Dated MAY 28 2019

APPROVED AS TO FORM AND LEGALITY ON THE BASIS OF FACTS SET FORTH BY \_\_\_\_\_

*[Signature]*  
Legislative Research Officer  
COX

COUNCIL MEMBER **HUDLEY**

*presents the following Ordinance*

SECONDED \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 555-12 OF THE REVISED CODE OF THE TOWNSHIP OF IRVINGTON REGARDING PERMIT REQUIRED TO ENCUMBER STREETS WITH BUILDING MATERIALS.

BE IT ORDAINED BY THEM MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON AS FOLLOWS:

SECTION 1. Section 555-12 of the Revised Code of the Township of Irvington is hereby amended and supplemented as follows:

555-12. Permit required to encumber streets with Building Materials, Dumpsters, Moving/Storage/Shipping Containers, Etc.

A. No person shall encumber or obstruct any street or public place in the Township by placing thereon any type of Building Materials, Dumpsters, Moving/Storage/Shipping Containers, Etc., or any other article or material whatsoever without first obtaining a permit from the Department of Public Works.

B. Once the permit is obtained it must be affixed (by the applicant) to the front end of the Material, Dumpster or Container so that the permit faces out toward the street so that it can be seen while driving pass.

C. The Material, Dumpster or Container can only be placed on a street where parking is allowed.

D. If the Material, Dumpster or Container is placed in/on a street without the obtaining/affixing a permit or if it is place on a street where parking is not allowed, the owner of the item is subject to be issued a summons and the item is subject to being towed/impounded by the township. The item can only be released to the owner once a release is obtained from the Police Department and all impoundment fees are paid.

E. The cost of the permit to encumber the street shall be:

- 1) \$100 for 7 Days (in addition to any associated fees)
- 2) \$200 for 14 Days (in addition to any associated fees)
- 3) \$300 for 21 Days (in addition to any associated fees)
- 4) No Materials, Dumpsters or Containers can be placed in/on the street for more than 21 days.

F. The fine when issued a summons for violation of MC 555-12 shall be:

- 1) \$300 for the 1st offense (in addition to any court cost)
- 2) \$600 for the 2nd Offense (in addition to any court cost)
- 3) \$1,000 for the 3rd Offense (in addition to any court cost)

G. The fee for an item being towed/impounded shall be:

- 4) \$500 for the initial towing/impoundment
- 5) \$50 per day storage fee starting after the first 24 hours

Section 2. All Ordinances or parts of Ordinances inconsistent or in conflict with of the provisions of the within Ordinance are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication according to law.

### RECORD OF COUNCIL VOTE

X = Indicates Vote    N.V. = No Vote    A.B. = Absent    X.O.R. = Indicates Vote to Override Veto

COUNCIL MEMBER	YES	NO	N.V.	A.B.	COUNCIL MEMBER	YES	NO	N.V.	A.B.
BEASLEY	X				DR. HUDLEY	X			
BURGESS 1ST VICE PRESIDENT	X				INMAN				X
COX	X				LYONS, PRESIDENT				X
FREDERIC	X								

Ordinance on First Reading Date MAY 13 2019 Council Adopted on Second Reading Date MAY 28 2019  
MAYOR [Signature] Date MAY 29 2019 Approved X Rejected \_\_\_\_\_

Reconsidered by Council - Override Yes \_\_\_\_\_ No \_\_\_\_\_ Date of Override \_\_\_\_\_

COUNCIL PRESIDENT [Signature] MUNICIPAL CLERK [Signature]

I hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Municipal Council. In witness whereof I have hereunto set my hand and the Corporate Seal of the Township of Irvington.

MUNICIPAL CLERK [Signature] DATE MAY 29 2019

ADMINISTRATOR ☐ ASSESSOR ☐ BLDG ☐ CFO ☐ COLLECTOR ☐ COURT ☐ EDGO ☐ ENGINEER ☐ FIRE ☐ CF ☐ HEALTH ☐ HOUSING ☐  
INIC ☐ JUDGE ☐ LEGAL ☐ LIBR ☐ LICEN ☐ MAYOR ☐ NPP ☐ OCDP ☐ PARKS ☐ PAYROLL ☐ PUBLIC SAFETY ☐ DIR ☐ PUBLIC WORKS ☐  
PURCHASING ☐ SEC ☐ PB/ZBA ☐ TRAFFIC ☐ ZONING ☐ OFF ☐ DLGS ☐ GNCD ☐  
OTHER(S): \_\_\_\_\_