

ORDINANCE NO. O-26-8

**AN ORDINANCE PROHIBITING THE DEPOSITING OF SNOW
AND ICE FROM PRIVATE PROPERTY ONTO PUBLIC STREETS
IN THE BOROUGH OF WEST LONG BRANCH**

WHEREAS, the governing body has received significant complaints from the Department of Public Works regarding the failure by residents to keep shoveled snow on their properties, rather than putting it into the public right of way, all of which has caused the Department of Public Works additional time and effort to remove the same following snow falls; and

WHEREAS, in addition to the time and expense being caused by residents or their agents putting snow into the public right of way, there is also the issue of safety, when the roads have already been plowed, and certain residents are then creating a new hazardous situation; and

WHEREAS, New Jersey already prohibits such actions by commercial operators in N.J.S.A. 39:4-77.3, however that statute does not apply to non-commercial operators, and this ordinance is intended to govern those people;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch as follows:

Section 1. [NEW]ORDINANCE 15-5. DEPOSITING SNOW AND ICE FROM PRIVATE PROPERTY ON TO PUBLIC STREETS.

No person, owner, tenant, or occupant of any premises abutting any street shall sweep, plow, throw, place, or deposit snow or ice onto any street.

Section 2. Exemption.

Exempted from the responsibilities under this ordinance are windrows, which are created by municipal plowing operations. "Windrows" are defined as piles of snow left at the edge of roads or across driveway entrances by snowplows.

Section 3. ENFORCEMENT.

This ordinance may be enforced by any regular or Special Police Officer, the Director of Public Works or his assignee, and any West Long Branch Code Enforcement personnel.

Section 4. PENALTY.

Any person defined in Section 1 above shall be penalized \$100 for any violation of this ordinance.

Section 5. EFFECTIVE DATE.

BE IT FURTHER ORDAINED that this ordinance shall take effect immediately upon passage and publication according to law.

Introduced:
Passed:
Adopted:

MAYOR

BOROUGH CLERK