

ORDINANCE NO. 24-41-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XII, ENTITLED "PROPERTY MAINTENANCE" SO AS TO AMEND SECTION 12-6.8, ENTITLED "FEES" (LEAD BASED PAINT INSPECTION FEES)

July 15, 2024

SECTION 1. Chapter 12 of the Township Code of the Township of Berkeley, entitled "Property Maintenance," is hereby amended and supplemented so as to amend §12-6.8, entitled "Fees", which shall now read as follows:

§ 12-6.8. Fees.

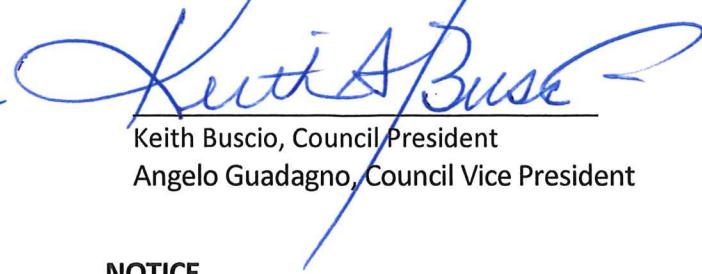
- a. Notwithstanding any other fees due pursuant to this Chapter, a fee in the amount of \$100-500 (as set via resolution) shall be paid for each lead-based paint inspection. Said fee shall be dedicated to meeting the costs of implementing and enforcing this subsection and shall not be used for any other purpose. Alternatively, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of Section 12-6.1 in which case no additional Lead-Based Paint inspection fee shall be paid.
- b. The fee for the filing of a lead-safe certification or lead-free certification shall be \$25.
- c. In a common interest community, any inspection fee charged shall be the responsibility of the unit owner and not the homeowners' association, unless the association is the owner of the unit.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.



John A. Bacchione, Mayor



Keith Buscio, Council President
Angelo Guadagno, Council Vice President

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on **July 15, 2024**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **19th day of August 2024**, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.



KAREN STALLINGS, RMC

Township Clerk, Township of Berkeley

AFFIDAVIT OF PUBLICATION

State of New Jersey, County of Hudson, ss:

Hayden Lipsky, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of The Press of Atlantic City, a newspaper printed and published in the City of Linwood, distributed in the following counties: Atlantic, Camden, Cape May, Cumberland, Gloucester, and Ocean and mailed to various parts of the State of New Jersey, the United States, and foreign countries, does hereby certify that the Notice was published in The Press of Atlantic City on:

PUBLICATION DATES:

Jul. 23, 2024

NOTICE ID: PEI9a9Le5GSm4r9JtV6I

PUBLISHER ID: COL6519

NOTICE NAME: 07-15-24 Meeting Ordinances

Publication Fee: 100.44

All interested parties may rely upon the representations contained herein limited solely to the authenticity of the Notice accompanying this Certification to be an accurate reproduction of the same and the date upon which it was published.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

(Signed) Hayden Lipsky

VERIFICATION

State of New Jersey
County of Hudson

SHANNEA H HOLMES
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires August 1, 2026

Subscribed in my presence and sworn to before me on this: 07/26/2024

Shanee Holmes

Notary Public
Notarized remotely online using communication technology via Proof.

07-15-24 Berkeley Township Notice of Pending and Adopted Ordinances

07-15-24 Berkeley Township Notice of Pending and Adopted Ordinances
24-35-OA

AN ORDINANCE GRANTING RENEWAL OF MUNICIPAL CONSENT TO COMCAST OF NEW JERSEY, LLC. TO CONSTRUCT, CONNECT, OPERATE AND MAINTAIN A CABLE TELEVISION AND COMMUNICATIONS SYSTEM IN THE MUNICAPALITY OF BERKELEY, OCEAN COUNTY, NEW JERSEY

24-36-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 35 DEVELOPMENT STANDARDS TO CREATE A NEW SUBSECTION ENTITLED "PRIVATELY OWNED SALT STORAGE"

24-37-OA

AN ORDINANCE AMENDING IN ITS ENTIRETY CHAPTER 35-74 "STORMWATER CONTROL - NON-PINELANDS AREA", OF THE CODE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN AND STATE OF NEW JERSEY ENTITLED LAND DEVELOPMENT.

24-38-OA

AN ORDINANCE AMENDING CHAPTER 35, SECTION 23-2 TREE REMOVAL / REPLACEMENT OF THE CODE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN AND STATE OF NEW JERSEY

24-39-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF PORTIONS OF MICHAEL AVENUE (BETWEEN HARDING AVENUE AND ROLAND AVENUE) ABUTTING BLOCK 552, LOTS 17-22, BLOCK 558, LOTS 32-34 AND BLOCK 558, LOTS 29-31

24-40-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER II, ENTITLED "ADMINISTRATION" SO AS TO AMEND SECTION 2-65.6, ENTITLED "MARRIAGE AND CIVIL UNION CEREMONIES"

24-41-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XII, ENTITLED "PROPERTY MAINTENANCE" SO AS TO AMEND SECTION 12-6.8, ENTITLED "FEES" (LEAD BASED PAINT INSPECTION FEES)

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on July 15, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 19th day of August, 2024, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance. Copies of the Ordinance will be provided upon request from the Clerk's office at the address above, during regular business hours and can be found online at www.berkeleytownship.org

Karen Stallings, RMC
Township Clerk, Township of Berkeley

Berkeley Township Notice of Ordinance Adoption

24-33-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE DONATION OF BLOCK 780, LOTS 5-8, 10-13, 15, 17, 19, 21-40, 45-48, BLOCK 781, LOTS 1-8, 10, 12, 14, 22, 24 & 38, BLOCK 782, LOTS 16, 18, 20, 22, 24, 26, 28 & 30, BLOCK 783, LOTS 1-22, BLOCK 784, LOTS 8-21, BLOCK 785, LOTS 1-4, 9-20, 22, 24-48, BLOCK 786, LOTS 1-26, 28, 30-48, BLOCK 787, LOTS 1-8, 14, 17, 36-46, 51 & 52, BLOCK 796, LOTS 5-25, BLOCK 1014.01, LOTS 1-7, 14 & 16, BLOCK 1014.02, LOTS 1-20 AND BLOCK 1014.03, LOT 1 TO THE COUNTY OF OCEAN, IN ACCORDANCE WITH N.J.S.A. 40A:12-13 (Cedar Creek Campground)

24-34-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE DONATION OF BLOCK 882.16, LOT 89, TO THE COUNTY OF OCEAN, IN ACCORDANCE WITH N.J.S.A. 40A:12-13 (Mill Creek)

Forgoing Ordinances were duly passed after Public Hearing held March 18, 2024 at a regular meeting of the Township of Berkeley and were approved by the Mayor on 7/15/2024

Printer Fee: \$100.44

Pub Date: July 23rd, 2024

Order #: COL6519