

ORDINANCE NO. 02-2024 AN ORDINANCE REPEALING AND REPLACING SECTION 110-14.1 OF CHAPTER 110 OF THE BOROUGH OF KINNELON CODE TITLED “VIOLATIONS AND PENALTIES”

WHEREAS, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, the Borough of Kinnelon (“Borough”) desires to repeal and replace Section 14.1 of Chapter 110 titled “Violations and Penalties”.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Borough of Kinnelon, County of Morris, State of New Jersey, as follows:

SECTION 1. The Code of the Borough of Kinnelon, Part II General Legislation therein, is hereby amended by repealing Section 110-14.1 of Chapter 110, titled “Violations and Penalties ” and replacing it with the following:

§ 110-14.1 Violations and penalties.

A. The following penalties shall be imposed for any violation of Article I of Chapter 110:

1. The fine for each unlicensed dog shall be \$100.
2. The fine for an unleashed dog or a dog at large shall be:
\$100 for first offense within a calendar year;
\$150 for second offense within a calendar year;
\$200 for third offense within a calendar year.

For a fourth or subsequent offense within a calendar year, the penalty shall be as set forth in section 110-14.1 B.

B. Unless another penalty is expressly provided herein, any person, firm or corporation violating this Article I shall be subject, upon conviction, to one or more of the following at the discretion of the court: a fine not to exceed \$1,000 or imprisonment in the county jail for a term not to exceed 90 days or community service not to exceed 90 days. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

SECTION 2. All ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 3. This Ordinance shall take effect after approval and publication as required by law.

ATTEST:

BOROUGH OF KINNELON

Karen M. Iuele, RMC, Borough Clerk

James J. Freda, Mayor

SAMPLE

CERTIFICATION

I, Karen M. Iuele, Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at the regular meeting of the Borough held on _____ and adopted by the Governing Body at a regular meeting of the Borough held on _____.

Karen M. Iuele, RMC, Borough Clerk

LEGAL NOTICE**BOROUGH OF KINNELON, MORRIS COUNTY****ORDINANCE NO. _____**

Notice is hereby given that an Ordinance entitled **AN ORDINANCE REPEALING AND REPLACING SECTION 110-14.1 OF CHAPTER 110 OF THE BOROUGH OF KINNELON CODE TITLED “VIOLATIONS AND PENALTIES”** was submitted in writing at a regular meeting of the Mayor and Council of the Borough of Kinnelon, County of Morris, State of New Jersey, held on _____, 2024 and was introduced, read by title and passed on first reading. A Statement of Purpose of the Ordinance is contained below. The governing body of the Borough of Kinnelon will further consider the ordinance for second reading and final passage thereof at their regular meeting to be held on _____, 2024 at 7:00 p.m. prevailing time, at the Municipal Building in said Borough, at which time and place a public hearing will be held thereon by the governing body and all parties in interest and citizens shall have an opportunity to be heard concerning said ordinance.