

**ORDINANCE NO. 2023 - 35**

**AN ORDINANCE OF THE TOWNSHIP OF STAFFORD,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING AND SUPPLEMENTING CHAPTER 136 OF  
THE TOWNSHIP CODE, ENTITLED "LITTER" BY  
AMENDING AND SUPPLEMENTING SECTION 136-13  
"VIOLATIONS AND PENALTIES"**

**NOW THEREFORE, BE IT ORDAINED**, by the Mayor and Township Council of the Township of Stafford, County of Ocean and State of New Jersey as follows:

**SECTION 1.** The Township Code of the Township of Stafford is hereby amended and supplemented as follows and that those portions not set forth shall remain unchanged:

Chapter 136 "Litter"

§136-13 "Violations and Penalties" is hereby amended and supplemented as follows (additions are underlined and deletions appear as strikethroughs):

- A. Any person violating or failing to comply with any of the provisions of this chapter shall, upon conviction thereof, be punishable by a fine of not less than \$100 nor more than ~~\$1,000~~ \$2,000, by imprisonment for a term not to exceed 90 days or by community service of not more than 90 days, or combination of fine, imprisonment and community service as determined by the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.



Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
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B. The violation of any provision of this chapter shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

**SECTION 2.** All sections of the Township Code not amended hereunder shall remain in full force and effect.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** 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.

**SECTION 5.** This ordinance shall take effect after second reading and publication as required by law.

#### NOTICE

Notice is hereby given that the foregoing ordinance was introduced and passed by the Mayor and Township Council on the first reading at a meeting of the Township Council of the Township of Stafford on the 12<sup>th</sup> day of September, 2023, and will be considered for second reading and final passage at a meeting of the Township Council to be held on the 3<sup>rd</sup> day of October, 2023, at 7 P.M. at the Municipal Building located at 260 East Bay Avenue, Manahawkin, New Jersey 08050, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

**r|m|s|h|c**

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SUSAN FARRELL, RMC  
TOWNSHIP CLERK  
TOWNSHIP OF STAFFORD

Introduction: September 12, 2023

Motion to Introduce: <i>Henken</i>	Second: <i>Otte</i>	Roll Call:	Esposito	<i>absent</i>
			Henken	<i>yes</i>
			Krier	<i>No</i>
			Otte	<i>yes</i>
			Mower	<i>yes</i>
			Steadman	<i>yes</i>
			Myhre	<i>yes</i>

Adoption: October 3, 2023

Motion to Adopt: <i>mower</i>	Second: <i>Henken</i>	Roll Call:	Esposito	<i>yes</i>
			Henken	<i>yes</i>
			Krier	<i>No</i>
			Otte	<i>yes</i>
			Mower	<i>yes</i>
			Steadman	<i>yes</i>
			Myhre	<i>yes</i>

**CERTIFICATION**

I, **SUSAN M. FARRELL**, Municipal Clerk of the Township of Stafford, do hereby certify that the foregoing Ordinance was duly adopted on second reading and public comment by the Stafford Township Governing Body at their meeting held on the 3<sup>rd</sup> day of October, 2023.



Susan M. Farrell, RMC  
Municipal Clerk, Stafford Township  
Ordinance No. 2023-35

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