

ORDINANCE 2021-18  
BOROUGH OF DUNELLEN

Adopted June 7, 2021

The following Dunellen Code Chapter is amended as follows:

Dunellen Municipal Code, Chapter 217-16, Invasive Plant—Bamboo

A. Purpose.

The purpose of this Chapter is to protect and promote the public health through the control of the growth of bamboo, a specific invasive plant species.

B. Definitions.

As used in this Section, the following terms shall have the meanings indicated:

- (1) Enforcing Officer. The Borough’s Code Enforcement Officer or his/her designee.
- (2) Invasive Plants. All native and non-native bamboo that grows out of place and is competitive, persistent, and pernicious. This species may damage trees, vegetation or structures.

C. Control of Growth.

All persons must control the growth of bamboo. Failure to control the spread of such vegetation beyond the boundaries of a resident’s property is a violation of this Section.

D. Inspections.

All places and premises in the Borough of Dunellen shall be subject to inspection by the enforcing officer. Such inspections shall be performed by such person, persons or agency duly authorized and appointed by the Borough of Dunellen. Such inspection shall be made if that official has reason to believe that any section of this Chapter is being violated.

E. Violations and penalties.

- (1) Whenever an invasive plant, as defined in this Chapter, is found on any plot of land, lot or any other premises or place, in violation of this Chapter, a notice of violation shall be given to the owner, in writing, to remove or abate the same within such time as shall be specified therein, but in no case shall removal take more than thirty (30)

days. Any person violating any provision of this Chapter shall be punished by a fine of not less than \$200.00 and not more than \$2,000.00.

(2) The cost of abatement shall be borne by the property owner.

F. Severability.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

G. Effective Date.

This Ordinance shall take effect upon its passage and publication according to law.