

TOWNSHIP OF EAST BRUNSWICK

ORDINANCE NO: 24-15



ADOPTED: JUNE 24, 2024

AN ORDINANCE OF THE TOWNSHIP OF EAST BRUNSWICK, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING CHAPTER 61, OF THE TOWNSHIP CODE

BE IT ORDAINED, by the Township Council of the Township of East Brunswick, County of Middlesex, State of New Jersey, that Chapter 3, “Brush, Grass, Weeds and Other Debris,” of the Revised General Ordinances of the Township of East Brunswick is hereby amended with additions in italics and deletions in brackets out as follows:

Deletions in [brackets]
Additions in *italics/bolded*

§ Section 61-2 Cutting plant life near roadways required.

- A. It is hereby found and determined that plant life more than two and one-half (2-1/2) feet in height, growing within ten (10) feet of any roadway or within twenty-five (25) feet of the intersection of any roadways in the township, may constitute a traffic hazard. For the purpose of this section, "plant life" shall mean and include trees, hedges, shrubbery, brush and other plant life.
- B. Whenever the Chief of Public Safety or his designee(s) shall determine that plant life more than two and one-half (2-1/2) feet in height, growing within ten (10) feet of any roadway or within twenty-five (25) feet of the intersection of any roadways in the township, constitutes a traffic hazard, the owner or tenant shall be required to cut the plant life to a height of not more than two and one-half (2-1/2) feet within ten (10) days after receipt of written notice from the Chief of Public Safety or his designee(s) requiring the cutting.
- C. *Whenever the Chief of Public Safety or his designee(s) shall determine that plant life more than two and one-half (2-1/2) feet in height, growing within ten (10) feet of any roadway or within twenty-five (25) feet of the intersection of any roadways in the township, constitutes a serious traffic hazard that potentially threatens the safety of the public, the owner or tenant shall be required to cut the plant life to a height of not more than two and one-half (2-1/2) feet, within twenty-four (24) hours after receipt of personal notice from the Chief of Public Safety or his designee(s) requiring the cutting.*

§ 61-3. Notice of order to remove.


Notice may be served upon any owner or tenant, either personally or by certified mail, return receipt requested, and, if by certified mail, the ten-day period within which the removal or cutting shall be accomplished shall be deemed to have commenced or run from the date of the postmark on the return receipt. *In a case of plant life that constitutes a serious traffic hazard that potentially threatens the safety of the public, the twenty-four (24) hour period within which the removal or cutting shall be accomplished shall be deemed to have commenced or run from the date and time of the attempted personal notification.* Every notice shall, in addition to requiring the removal or cutting as aforesaid, warn the owner or tenant of the lands to which it refers that failure to accomplish the removal or cutting will result in the removal or cutting by a private contractor as appointed and directed by the Township. The notice shall also state that in the event of the removal or cutting as directed the cost of the removal shall forthwith become a lien upon the lands and shall be added to and become a part of the taxes next to be assessed and levied upon the lands, the same to bear interest at the same rate and be collected and enforced in the same manner as taxes.

BE IT FURTHER ORDAINED, that if any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

BE IT FURTHER ORDAINED, that all other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

This Ordinance shall take effect twenty (20) days after final passage, adoption and publication according to law.

Rejected
Approved

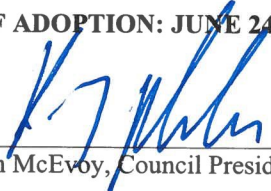

Brad Cohen, Mayor

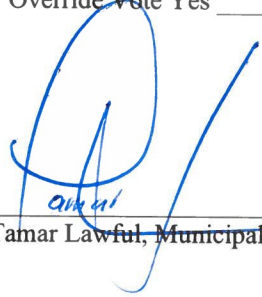
6/25/24
Date

Reconsidered by Council _____

Override Vote Yes _____ No _____

DATE OF ADOPTION: JUNE 24, 2024


Kevin McEvoy, Council President


Tamar Lawful, Municipal Clerk

RECORDED VOTE OF COUNCIL ON FINAL PASSAGE						
Council Members	Motion	Second	Yes	No	Abstain	Absent
Behal			X			
Wendell	X		X			
Winston		X	X			
Zimbicki			X			
McEvoy			X			

