

ORDINANCE NO. 23-13

AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE BOROUGH CODE OF THE BOROUGH OF MANTOLOKING, SO AS TO AMEND ARTICLE II OF CHAPTER 25 ENTITLED "PROPERTY MAINTENANCE" SO AS TO ADD A PROVISION REGARDING TEMPORARY SEASONAL PROTECTION OF TREES

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Mantoloking, County of Ocean, State of New Jersey, as follows:

SECTION 1. The Municipal Code of the Borough of Mantoloking is hereby amended and supplemented so as to amend Chapter 25, entitled Property Maintenance," so as to retitle Article II, entitled "Grass and Weeds" as "Grass, Weeds, Trees and Shrubs."

SECTION 2. The Municipal Code of the Borough of Mantoloking is hereby amended and supplemented so as to amend Article II, of Chapter 25 so as to create section 25-2.1, entitled, "Temporary Seasonal Protection of Trees and Shrubs," which shall read in its entirety as follows:

25-2.1 Temporary Seasonal Protection of Trees and Shrubs.

To protect trees from deleterious weather conditions between November 15th and March 31st of the following year, protective wrapping or a protective barrier may be placed around trees and shrubs.

- A. Protective wrapping shall be of natural or synthetic burlap securely fastened by rope and/or staples or screws. Trees and shrubs may be wrapped individually or in groups.
- B. Protective barriers shall be constructed of dune fencing, wooden posts and burlap securely fastened. Protective barriers may reach a maximum height of 12 feet above ground level. Any dune fencing portion of a protective barrier is permitted only to a maximum height of 8 feet above ground level. Any portion of the protective barrier between 8 feet and 12 feet shall be solely of natural or synthetic burlap.
- C. All protective wrapping and barriers must be consistently maintained as to ensure all wrapping, posts and bracing is fully secured.
- D. No protective wrapping or protective barrier is permitted between April 1st and November 14th of any calendar year.



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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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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 Borough Council on first reading at a meeting of the Borough Council of the Borough of Mantoloking held on the **13th** day of **November, 2023**, and will be considered for second reading and final passage at a regular meeting of the Borough Council to be held on the **19th** day of **December, 2023**, at 5:30 p.m., in the Council Chambers of the Mantoloking Borough Hall located at 202 Downer Avenue in Mantoloking, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Beverley A. Konopada, RMC, CMR
BOROUGH OF MANTOLOKING

Honorable E. Laurence White, MAYOR

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance No. 2023-13 was introduced and passed on first reading at the Regular Council Meeting of the Mayor and Council of the Borough of Mantoloking, County of Ocean, State of New Jersey, held on the 13th day of November, 2023, and that a public hearing was held thereon at a Regular Council Meeting of said Mayor and Council at the Mantoloking Borough Hall, Mantoloking, New Jersey on the 19th day of December, 2023, at which time and place said ordinance was passed on second and final reading and became effective as of that date.

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