

Ordinance No. 22-2024

**ORDINANCE AMENDING MILLVILLE CODE CHAPTER 1
("GENERAL PROVISIONS"), ARTICLE III ("GENERAL
PENALTY") SECTION 17 ("VIOLATIONS AND
PENALTIES") TO UPDATE THE MAXIMUM PENALTY
NOW PERMITTED UNDER N.J.S.A. 40:49-5**

WHEREAS, Millville Code Chapter 1 ("General Provisions"), Article III ("General Penalty"), Section 17 ("Violations and penalties") currently prescribes a maximum fine of \$1,000.00 for ordinance violations; and

WHEREAS, N.J.S.A. 40:49-5 ("Penalties for violating ordinances") was amended several years ago to increase the maximum penalty for an ordinance violation from \$1,000.00 to \$2,000.00; and

WHEREAS, the Board of Commissioners of the City of Millville desires to provide its municipal court with the tools necessary to enforce the Millville Code; and

WHEREAS, the Board of Commissioners consequently believes it to be in the best interest of the City and its residents to increase the maximum fine upon conviction of an ordinance violation from \$1,000.00 to \$2,000.00.

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners of the City of Millville that Millville Code Section Chapter 1 ("General Provisions"), Article III ("General Penalty"), Section 17 ("Violations and penalties") is hereby amended as follows:

Section One

§1-17 Violations and penalties.

- A. Maximum penalty. For violation of any provision of this Code, or other ordinance of the City unless a specific penalty is otherwise provided in connection with the provision violated, the maximum penalty upon conviction of the violation shall be a fine not exceeding \$2,000 for each and every offense, or imprisonment in the county jail for not more than 90 days, or to a period of community service not exceeding 90 days, or any combination thereof, at the discretion of the Municipal Court Judge.
- B. (No Change)
- C. (No Change)

Section Two

Should any provisions of this ordinance be deemed invalid for any reason that invalidity shall not affect the remaining provisions of the ordinance, and the provisions and sections of the ordinance are hereby declared to be severable with respect to their validity.

Section Three

This ordinance shall take effect twenty (20) days after final passage, according to law.

FIRST READING: May 21, 2024

Moved By: Ranello
Seconded By: Watson

<u>VOTING</u>	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Benjamin J. Romanik	X			
Joseph Sooy	X			
C. Kirk Hewitt	X			
Stephen E. Watson, Jr	X			
Marissa Ranello	X			

SECOND READING: June 5, 2024

Moved By: Ranello
 Seconded By: Watson

<u>VOTING</u>	<u>In Favor</u>	<u>Against</u>	<u>Abstain</u>	<u>Absent</u>
Benjamin J. Romanik	X			
Joseph Sooy	X			
C. Kirk Hewitt	X			
Stephen E. Watson, Jr	X			
Marissa Ranello	X			

CERTIFICATION

I certify that the foregoing is a true copy of an Ordinance adopted by the Board of Commissioners, of the City of Millville in the County of Cumberland, at a meeting thereof held on June 5, 2024.


 Jeanne M. Parkinson, City Clerk

<i>PROCEDURE</i>	
Approved on First Reading:	May 21, 2024
Published:	May 25, 2024
Approved on Second Reading:	June 5, 2024
Published:	June 8, 2024
Effective Date:	June 28, 2024