

LEGAL NOTICE
ORDINANCE NO. 2
2021
TOWNSHIP OF WAYNE
COUNTY OF PASSAIC
STATE OF NEW JERSEY

AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 99 (HOUSING STANDARDS) OF THE CODE
OF THE TOWNSHIP OF WAYNE

WHEREAS, by way of companion Ordinance No. 2 of 2021, which amends Chapter 64 (Construction Codes, Uniform) of the Code of the Township of Wayne ("Code") by repealing Section § 64-2 (Construction Board of Appeals), the Township has decided to discontinue its municipal construction board of appeals in accordance with N.J.A.C. 5:23A-1.2(b); and

WHEREAS, as a result, Chapter 99 (Housing Standards; Residential Property), Article I (Housing Standards and Vacant and/or Abandoned Property), § 99-1 (Adoption of the International Property Maintenance Code by reference; enforcement officer) of the Code needs to be amended and supplemented to reflect this action.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Wayne in the County of Passaic, State of New Jersey, as follows:

SECTION 1. Chapter 99 (Housing Standards; Residential Property), Article I (Housing Standards and Vacant and/or Abandoned Property), § 99-1 (Adoption of the International Property Maintenance Code by reference; enforcement officer) is hereby amended and supplemented to read as follows [additions by **bold**, deletions by ~~strikethrough~~]:

§ 99-1. Adoption of the International Property Maintenance Code by reference; enforcement officer

B. The International Property Maintenance Code, 2015, is amended and revised in the following respects:

(4) Section 107.~~5~~**6**. Insert "not to exceed 30 days."

(8) Section 111. Delete in its entirety. ~~and insert "Any person issued a Notice of Violation has the right to appeal to the Wayne Township Board of Adjustment if a Zoning Violation, or to the Construction Board of Appeals if a Property Maintenance Violation. A written application for appeal must be filed pursuant to Section 134-8.13A. Once a summons is issued, the appeal process is no longer available and the matter will be adjudicated in Municipal Court."~~

SECTION 2. All other provisions of Chapter 99 of the Code of the Township of Wayne shall remain unchanged.

SECTION 3: Severability. The provisions of this Ordinance are declared to be severable and if any section, sub-section, sentence, clause, phrase, or any other part of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the validity of the remaining sections, subsections, sentences, clauses, and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 4: Repeal of Inconsistent Provisions. All ordinances or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency or conflict.

