

ORDINANCE NO. O-23-3

**AN ORDINANCE AMENDING THE PENALTIES FOR VIOLATIONS OF
ORDINANCE 9-2 (CERTIFICATES OF OCCUPANCY)
IN THE BOROUGH OF WEST LONG BRANCH**

WHEREAS, the Borough has been experiencing a significant increase in the number of property owners renting their properties, many for very short terms, and many for multiple rentals, without having previously sought or obtained a Certificate of Occupancy or having obtained the same; and

WHEREAS, the current penalty provisions for violating such ordinances make it more attractive to for the homeowner to violate the ordinance and collect the rent, rather than comply with the ordinance; and

WHEREAS, the code enforcement officials of the Borough, together with members of the governing body, have requested that the Borough address the current penalty provisions and increase them in order to attempt to get better compliance with the Borough's ordinances, and the governing body agrees with the same;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch as follows:

SECTION 1: PENALTIES

Ordinance 9-2.13(b) shall be amended to read as follows:

“Any owner who violates this ordinance, or any person who interferes with the Official or any other person authorized to exercise the powers of this section, shall, upon conviction in the Municipal Court, pay a penalty of no less than \$1,500 and no more than \$1,800 for a first offense; and no less than \$1,800, and no more than \$2,000 for a second or subsequent offense; be subject to a penalty as established in Chapter 1, Section 1-5 of this code, and such action in and penalties imposed by Municipal Court may be in addition to any other action or proceeding set forth in this section.

SECTION 2: EFFECTIVE DATE

This ordinance shall take effect immediately upon passage and publication according to law.

[Any language lined through reflects existing ordinance language being removed. Any underlined language represents changes to the existing ordinance.]

Introduced: January 18, 2023
Passed: February 1, 2023
Adopted: February 1, 2023

MAYOR

ACTING BOROUGH CLERK