

## **ORDINANCE NO. 2006-1027**

AN ORDINANCE AMENDING SECTION 1 OF  
ORDINANCE NO. 97-887 ENTITLED "AN  
ORDINANCE ESTABLISHING A MAXIMUM  
PENALTY FOR THE VIOLATION OF ANY  
ORDINANCE"

BE IT ORDAINED by the Mayor and Council of the Borough of Manville in the  
County of Somerset and State of New Jersey, as follows:

### **SECTION 1. AMENDMENT OF ORDINANCE NO. 97-887**

Section 1 of Ordinance No. 97-887 entitled "AN ORDINANCE ESTABLISHING A  
MAXIMUM PENALTY FOR THE VIOLATION OF ANY ORDINANCE" is hereby  
amended to read as follows:

"1. **MAXIMUM PENALTY.** The maximum penalty upon conviction of the violation of any  
provision of any ordinance of the Borough of Manville shall be one or more of the following: a  
fine not to exceed Two Thousand (\$2000.00) Dollars, imprisonment in the County Jail for a  
period not to exceed ninety (90) days, and/or a period of community service not to exceed  
ninety (90) days; provided, however, the maximum fine for an owner for violations of housing or  
zoning codes shall not exceed One Thousand Two Hundred-Fifty (\$1250.00) Dollars. Each and  
every day upon which a violation of any provision of this ordinance exists shall constitute a  
separate violation."

### **SECTION 2. CONSTRUCTION**

Where consistent with the context in which used in this ordinance, words  
importing the singular shall include the plural; words importing the plural shall include the  
singular; and, words importing one gender shall include all other genders.

### **SECTION 3. INCONSISTENCY**

Should any provision of this ordinance be inconsistent with the provisions of any  
prior ordinances, the inconsistent provisions of said prior ordinances are hereby repealed, but  
only to the extent of such inconsistencies.

### **SECTION 4. SEVERABILITY**

In the event that any provision of this ordinance, or the application thereof to any  
person or circumstance is declared invalid by a court of competent jurisdiction, such  
declaration of invalidity shall not affect any other provision or application of this ordinance  
which may be given effect, and, to realize this intent, the provisions and applications of this  
ordinance are declared to be severable.

**SECTION 5. PURPOSE OF CAPTIONS**

Captions contained in this ordinance have been inserted only for the purpose of facilitating reference to the various sections, and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

**SECTION 6. EFFECTIVE DATE**

This ordinance shall be effective immediately upon final adoption, approval and publication in accordance with law.

Borough of Manville

Angelo Corradino, Mayor

ATTEST:

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Philip E. Petrone, Borough Clerk

**STATEMENT OF PURPOSE**

The purpose of this Ordinance is increase the maximum fine which may be imposed for violation of a municipal ordinance.

**ORDINANCE #2006-1027**

**FIRST READING:**

<b>Introduced</b>	<b>Seconded</b>	<b>Council</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
√		<b>ASHER</b>	√			
		<b>OTRIMSKI</b>	√			
	√	<b>PETROCK</b>	√			
		<b>PETRONE</b>	√			
		<b>QUICK</b>	√			
		<b>SZABO</b>	√			
		<b>MAYOR CORRADINO</b>				

**PASSED** this 13<sup>th</sup> day of March, 2006.

Attest:

Philip E. Petrone, Borough Clerk

**SECOND READING:**

<b>Introduced</b>	<b>Seconded</b>	<b>Council</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
	√	<b>ASHER</b>	√			
		<b>OTRIMSKI</b>	√			
		<b>PETROCK</b>				√
√		<b>PETRONE</b>	√			
		<b>QUICK</b>				√
		<b>SZABO</b>	√			
		<b>MAYOR CORRADINO</b>				

**PASSED** this 10<sup>th</sup> day of April, 2006.

Attest:

Philip E. Petrone, Clerk