

**SUSSEX BOROUGH
ORDINANCE NO. 2016-07**

**AN ORDINANCE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX AND
STATE OF NEW JERSEY TO AMEND CHAPTER XXIV, SECTION 24-1.4, ENTITLED
“WATER/SEWER SYSTEM FEES,” OF THE GENERAL REVISED ORDINANCES OF
THE BOROUGH OF SUSSEX TO ADD A NEW SUBSECTION ENTITLED
“DESTROYED PROPERTY”.**

BE IT ORDAINED by the Mayor and Council of the Borough of Sussex as follows:

Section 1. The subsection entitled “MISCELLANEOUS” of subparagraph (j) of Section 24-1.4, entitled “Water/Sewer System Fees”, is amended to add a new subsection entitled “Destroyed Property” as follows:

MISCELLANEOUS

EDU’s

“Destroyed Property”*

1

*As used herein, ‘destroyed property’ means real property which is not vacant and whose building(s) is/are rendered unfit and unsafe for human occupancy and use as a direct and proximate result of natural or other force(s) not within the control of the property’s owner(s), tenant(s) and/or occupant(s) and not directly or indirectly caused, in whole or in part, by any negligent, knowing, reckless or purposeful acts and/or omissions of the property’s owner(s), tenant(s) or occupant(s) and/or any of their agent(s), guest(s), subtenant(s), licensee(s) and/or invitee(s). Real property which retains a building or part thereof which is fit and safe for human occupancy and/or use is not a destroyed property. A resolution by the Governing Body finding that the foregoing requirements are satisfied is necessary to qualify as a destroyed property. Every six months starting from the date a property is classified as destroyed property, the owner of the property shall cause to be filed with the Borough Clerk a statement setting forth the then-current condition of the property and details pertaining to whether the property should or should not continue to be classified as destroyed property. The Governing Body may revoke the classification of destroyed property and reclassify the property as the Governing Body deems appropriate.”

Section 2. Severability.

If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected thereby but shall remain in full force and effect.

Section 3. Repealer.

All ordinances or parts of ordinances or resolutions inconsistent with or contrary to the provisions of this Ordinance are hereby repealed to the extent of such inconsistency or contrariness.

Section 4. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the attached Ordinance #2016-07 was introduced at a regular meeting of the Mayor and Council of the Borough of Sussex, Sussex County, New Jersey, held on the 19th day of April, 2016 and passed on first reading, and that such Ordinance will be further considered for final passage and adoption at the regular meeting of the Mayor and Council to be held on the 3rd day of May, 2016 at Borough Hall, 2 Main Street, in the Borough of Sussex, at 7:30 p.m., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance.

Mark Zschack, Borough Clerk

Katherine Little, Mayor

Introduced: April 19, 2016

Adopted: May 3, 2016