**ORDINANCE 2-2014**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING chapter XX, “streets and sidewalks,” article i, “sidewalks,” section 20-2, “removal of grass, weeds, snow and ice,” section 20-2.1, “snow, ice, grass and weeds to be removed,” of the code of the borough of bloomingdale to prevent the obstruction of fire hydrants**

**BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey, as follows:

**Section 1**. Chapter XX, “Streets and Sidewalks,” Article I, “Sidewalks,” Section 20-2, “Removal of Grass, Weeds, Snow and Ice,” Section 20-2.1, “Snow, Ice, Grass and Weeds to be Removed,” of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

**20-2.1 Snow, Ice, Grass and Weeds to Be Removed.**

a. Removal. The owner or tenant of the lands abutting or bordering upon the flag or concrete sidewalks of the public streets of the Borough shall remove all snow and ice from the portion of such sidewalks whereon such lands abut or border within twelve (12) hours after the same shall be formed or fall and all grass, weeds and other impediments within three (3) days after notice to remove the same. (1966 Code § 74-6)

b. Obstruction of Hydrants. No person in any manner shall obstruct or prevent free access to any fire hydrant or place or store, temporarily or otherwise, with any object, material, snow, ice, grass, weeds, debris or structure of any kind within a distance of **two (2)** feet of any fire hydrant. Any such obstructions, when discovered, shall be removed at once by the Department of Public Works at the expense of the person responsible for the obstruction. The owner or owners of any real property in the Borough upon which any fire hydrant is located shall maintain the area within a **two (2)** foot radius of any such fire hydrant free of snow and ice, **exclusive of any adjoining roadway**. The removal of snow and/or ice, shall be completed within twelve (12) hours of daylight after the snow has formed or fallen on or around any hydrant.

**Section 2**. Chapter XX, “Streets and Sidewalks,” Article I, “Sidewalks,” Section 20-2, “Removal of Grass, Weeds, Snow and Ice,” of the Code of the Borough of Bloomingdale is hereby amended to add § 20-2.5 to read as follows:

**20-2.5 Private Communities.**

Private communities shall be required to remove all snow, ice, grass, weeds and other debris and shall be subject to all requirements, and violations and penalties as set forth herein this section 20-2.

**SECTION 3**. All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 4**. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 5**. This law shall take effect immediately upon final passage, approval and publication as required by law.

**NOTICE**

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the Regular Meeting of the Governing Body of the Borough of Bloomingdale held in the Municipal Building on the 18th day of February 2014, and the same shall come up for final passage at the Work Session Meeting of the Governing Body to be held on the 4th day of March 2014, at 7:00 P.M., at which time any persons interested shall be given the opportunity to be heard concerning said Ordinance

Jane McCarthy, Municipal Clerk