

ORDINANCE NO. 2019-03

ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 608:
“STREETS AND SIDEWALKS” TO PROHIBIT THE DEPOSITING OF SNOW, SLUSH,
AND/OR ICE UPON ANY STREET, SIDEWALK, OR OTHER PUBLIC THOROUGHFARE

Councilman Zipprich offered the following ordinance and moved its adoption:

WHEREAS, the Mayor and Council of the Borough of Red Bank desire to ensure the safe and orderly removal of snow, slush, and ice from all properties within the Borough during inclement weather;

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that the following sections of Chapter 608: “Streets and Sidewalks” of the Revised General Ordinances of the Borough of Red Bank, Monmouth County, State of New Jersey are hereby amended and supplemented as follows:

SECTION ONE: Chapter 608: “Streets and Sidewalks” Uniform, Subsection 608-9 “Required” is hereby amended and supplemented as follows (~~stricken~~ text denotes deletions, underlined text denotes additions):

§ 608-9 Required.

Any owner or owners, occupant or occupants, tenant or tenants, building superintendent, rental agent or person in charge of premises abutting or bordering upon any public street in the Borough shall remove all snow, slush and ice from the abutting sidewalks of such streets, or in the case of ice which may be so frozen as to make removal impracticable, shall cause the same to be thoroughly covered with sand or salt, within 24 hours of daylight after the same shall fall or be formed thereon. Removal of any snow, slush or ice should be conducted along the full paved width of the sidewalk and in a manner that ensures the orderly flow and safety of pedestrian traffic upon such sidewalk. Removal of any slush, snow or ice shall be conducted in a manner that clears the full paved sidewalk or a minimum of 42 inches wide, including removal of snow, slush and ice from all curb cuts, intersections, crosswalks, handicapped ramps and sidewalk locations. When removing snow, slush, or ice from any driveway, parking area, sidewalk area, or any portion of privately-owned property, it shall be unlawful for the owner, occupant, tenant, building superintendent, contractor, rental agent or person in charge of such property to cause the depositing of snow, slush, or ice upon any street, sidewalk, or other public thoroughfare.

SECTION TWO: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION THREE: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and adoption according to law.

Seconded by Councilman Yngstrom and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Yassin	(X)	()	()	()
Councilwoman Triggiano	(X)	()	()	()
Councilman Ballard	(X)	()	()	()
Councilman Yngstrom	(X)	()	()	()
Councilman Zipprich	(X)	()	()	()
Councilwoman Horgan	(X)	()	()	()

First Reading/Introduction: January 23, 2019
Second Reading/Public Hearing: February 13, 2019
Adoption: February 13, 2019