

BOROUGH OF BERLIN

ORDINANCE NO. 2011-02

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 287 OF THE CODE OF THE BOROUGH OF BERLIN
ENTITLED "STREETS, SIDEWALKS AND CURBS"**

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF
BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. Chapter 287 of the Code of the Borough of Berlin is hereby
amended and supplemented by the addition of a new Article V, entitled "Snow and Ice
Removal," as follows"

§ 287-37 Responsibility to remove snow and ice.

A. The owner or owners, occupant or occupants, tenant or tenants of
premises, residential or commercial, abutting or bordering upon any street
in the borough shall remove all snow 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, salt or other suitable materials within twelve (12) hours of
daylight after the same shall fall or be formed thereon.

B. In case the building is occupied by more than one family or business
unit, then the tenant or occupant of the first floor or story thereof is hereby
required to remove all snow and ice from such portion of the sidewalks or,
in the case of ice which is impracticable to remove, cover the same with
sand, salt or other suitable materials within twelve (12) hours of daylight
after the same shall be formed or fall thereon.

§ 287-38 Throwing or placing of snow or ice upon streets.

No person, firm or corporation, owner, tenant or occupant of any premises
abutting on any street shall throw, place or deposit any snow or ice into or
upon any street in said borough, it being the intent and purpose of this
provision to prohibit all persons from throwing, casting, placing or
depositing snow and ice, which accumulated within the private property
belonging to said person, upon the sidewalks or streets of the borough.

§ 287-39 Violations and Penalties.

Any person who violates any section of this ordinance shall be subject to a fine of not more than \$1,000.00, imprisonment for not more than 90 days and/or a period of community service not to exceed 90 days. Each day on which a violation occurs shall be considered a separate and distinct violation, subject to the penalty provisions of this Article. Each separate rental unit that fails to conform to the provisions of this Chapter shall be deemed a separate and distinct violation for each day that the violation occurs within the particular rental unit.

SECTION 2. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are, to the extent of such inconsistencies, hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in the manner prescribed by law.