

**TOWNSHIP COUNCIL MEETING AGENDA**

MONDAY, OCTOBER 21, 2019

7:00 P.M.

**SALUTE TO THE FLAG**

**STATEMENT OF PUBLIC NOTICE** - TAKE NOTICE THAT ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED IN ACCORDANCE WITH N.J.S.A. 10:4-8 AND N.J.S.A. 10:4-10 AS FOLLOWS: A NOTICE OF THE MEETING WAS PROMINENTLY POSTED ON THE BULLETIN BOARD AT THE MUNICIPAL BUILDING, LOCATED AT 225 MAIN STREET, LITTLE FALLS, N.J. ON JANUARY 2, 2019. A COPY OF THE NOTICE WAS MAILED TO THE NORTH JERSEY HERALD & NEWS AND THE RECORD ON THE SAME DATE. ADDITIONALLY, A COPY OF THE NOTICE WAS FILED IN THE OFFICE OF THE TOWNSHIP CLERK ON SAID DATE.

**ROLL CALL**

**PROCLAMATION RECOGNIZING THE NEW JERSEY JACKALS**

**MINUTES**

APPROVAL OF MINUTES FROM THE REGULAR MEETING OF SEPTEMBER 23, 2019,  
AND THE WORKSHOP MEETING OF OCTOBER 7, 2019

**REMARKS FROM THE CHAIR**

P.V.H.S. STRATEGIC PLAN 2019-2022

**COUNCIL MEMBER REPORTS**

**MAYOR'S REPORT**

**ATTORNEY'S REPORT**

**PUBLIC COMMENT - AGENDA ITEMS ONLY**

ANYONE WISHING TO ADDRESS THE TOWNSHIP COUNCIL MAY DO SO THROUGH THE COUNCIL PRESIDENT. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. COMMENTS ARE TO BE LIMITED TO THREE MINUTES, HOWEVER, IF APPROPRIATE, YOU MAY BE GRANTED ADDITIONAL TIME IN THE SOLE DISCRETION OF THE COUNCIL PRESIDENT.

**CONSENT AGENDA**

ALL ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED WITH A SINGLE MOTION. FOR ANY ITEMS UNDER REQUISITIONS THE TREASURER HAS SUPPLIED A CERTIFICATION OF THE AVAILABILITY OF FUNDS.

**REPORTS**

MUNICIPAL CLERK'S REPORT FOR THE MONTH OF SEPTEMBER 2019

MUNICIPAL CLERK'S DOG/CAT LICENSE REPORT FOR THE MONTH OF SEPTEMBER 2019

TAX COLLECTOR'S REPORT FOR THE MONTH OF SEPTEMBER 2019

RECREATION CENTER REPORT FOR THE MONTH OF SEPTEMBER 2019

CIVIC CENTER REPORT FOR THE MONTH OF SEPTEMBER 2019

POLICE DEPARTMENT REPORT FOR THE MONTH OF SEPTEMBER 2019

CONSTRUCTION REPORT FOR THE MONTH OF SEPTEMBER 2019

**APPLICATIONS**

BINGO, PTSA LITTLE FALLS SCHOOL #1, BINGO, 12/6/19, 6PM - 11PM, 237 LONG HILL ROAD, LITTLE FALLS

RAFFLE, PTS LITTLE FALLS SCHOOL #1, ON-PREMISE 50/50, 12/6/19, 6PM - 11PM, 237 LONG HILL ROAD, LITTLE FALLS

RAFFLE, PTS LITTLE FALLS, SCHOOL #1, TRICKY TRAY, 12/6/19, 6PM - 11PM, 237 LONG HILL ROAD, LITTLE FALLS

RAFFLE, PASSAIC VALLEY FENCING PARENTS' ASSOCIATION, OFF-PREMISE 50/50, 3/5/20, 6PM - 10PM, 215 NEWARK POMPTON TPKE, LITTLE FALLS

RAFFLE, BPOE LODGE #2326, OFF-PREMISE 50/50, 2/22/20, 10PM, 4-6 WOODHULL AVENUE LITTLE FALLS

LITTLE FALLS FIRE DEPARTMENT AUXILIARY APPLICATION, BRADDAN RUSU, WILMORE ROAD, LITTLE FALLS, SINGAC FIRE CO. #3

NJ STATE FIREMEN'S ASSOCIATION, RONALD CAMPBELL, PROSPECT STREET, LITTLE FALLS, LITTLE FALLS FIRE DEPARTMENT

**CORRESPONDENCE**

REQUEST FROM KNIGHTS OF COLUMBUS FOR PERMISSION TO HOLD A CAN SHAKE ON SATURDAY, APRIL 25, 2020 AND SUNDAY, APRIL 26, 2020 FROM 8:00 A.M. TO 6:00 P.M. AT THE INTERSECTIONS OF ROUTE 23 AND MAIN STREET AND MAIN STREET AND UNION BOULEVARD.

**RESOLUTIONS**

RESOLUTION ACKNOWLEDGING RECEIPT AND REVIEW OF THE 2018 ANNUAL REPORT OF AUDIT [A]

RESOLUTION APPROVING THE CORRECTIVE ACTION PLAN FOR THE 2018 ANNUAL AUDIT [B]

RESOLUTION AUTHORIZING THE SALE AT PUBLIC AUCTION OF THE TOWNSHIP'S PERSONAL PROPERTY [C]

RESOLUTION AUTHORIZING A CONTRACT FOR LEGAL COUNSEL TO DEVELOP A COMPLIANT FAIR LABOR STANDARDS PROGRAM FOR INTERNS [D]

RESOLUTION AUTHORIZING THE PURCHASE OF ROCK SALT UNDER THE PASSAIC COUNTY COOPERATIVE [E]

RESOLUTION AWARDDING A CONTRACT TO FRED A COOK, JR. FOR SANITARY SEWER CLEANING AND VIDEO INSPECTION [F]

RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE COUNTY OF PASSAIC FOR A VACANT PROPERTY REGISTRATION PROGRAM [G]

BILL LIST [H]

**NEW BUSINESS**

INTRODUCTION OF ORDINANCE NO. 1371, AN ORDINANCE ENTITLED, "2019 LITTLE FALLS SALARY ORDINANCE", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR NOVEMBER 18, 2019".

INTRODUCTION OF ORDINANCE NO. 1372, AN ORDINANCE ENTITLED, "AN ORDINANCE AMENDING THE TOWNSHIP CODE OF LITTLE FALLS BY REPEALING, IN ITS ENTIRETY, CHAPTER 164 ENTITLED PROPERTY PENDING FORECLOSURE, REGISTRATION AND MAINTENANCE, AND REPLACING CHAPTER 164 WITH REGISTRATION OF FORECLOSURE MORTGAGES AND VACANT PROPERTY", WITH A SECOND READING AND PUBLIC HEARING SCHEDULED FOR NOVEMBER 18, 2019.

**PUBLIC COMMENT - GENERAL MATTERS**

ANYONE WISHING TO ADDRESS THE TOWNSHIP COUNCIL MAY DO SO THROUGH THE COUNCIL PRESIDENT. PLEASE GIVE YOUR NAME AND ADDRESS FOR THE RECORD. COMMENTS ARE TO BE LIMITED TO THREE MINUTES, HOWEVER, IF APPROPRIATE, YOU MAY BE GRANTED ADDITIONAL TIME IN THE SOLE DISCRETION OF THE COUNCIL PRESIDENT.

**ADJOURN**

RESOLUTION **A** 19-10-21 - # \_\_\_\_\_

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, The Annual Report of Audit for the year 2018 has been filled by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments  
Recommendations

and, WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments  
Recommendations

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit: R.S. 52:27BB-52 "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both; in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Little Falls, hereby states that it has complied with the promulgation of the Local Finance Board of the state of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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APPROVED: \_\_\_\_\_

I, Cynthia Kraus, Municipal Clerk of the Township of Little Falls, hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Township Council on October 21, 2019.

Given under my hand and the seal of the Township of Little Falls this 22<sup>nd</sup> day of October, 2019.

\_\_\_\_\_  
Cynthia Kraus, Municipal Clerk

cc: Finance Dept., Auditor, DLGS, File, Dept.

TOWNSHIP OF LITTLE FALLS  
PASSAIC COUNTY, NEW JERSEY

RESOLUTION B 19-10-21 - # \_\_\_\_\_

WHEREAS, the Director of the Division of Local Government Services has formally directed all municipalities to adopt a Corrective Action Plan as part of their annual audit process; and

WHEREAS, this Corrective Action Plan shall be submitted to the Director of Local Government Services upon adoption of the Governing Body and it shall be kept on file with the Township Clerk; and

WHEREAS, the Plan shall cover all audit findings and recommendations and be prepared in accordance with the Single Audit Act OMB Circular 128 and Local Finance Notice of 92-15; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council hereby approves the attached Corrective Action Plan for the 2018 Annual Audit;

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to maintain said Plan in Township files, available to the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution, including the Corrective Action Plan, be forwarded to the Director of the Division of Local Government Services.

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APPROVED: \_\_\_\_\_

cc: DLGS  
cc: Finance Dept.,  
Auditor  
Dept.

RESOLUTION AUTHORIZING THE SALE AT PUBLIC AUCTION OF THE TOWNSHIP'S  
PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE

**WHEREAS**, the attached is a list of personal property, which is no longer needed for public use by the Township of Little Falls; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-36, "Sale or other disposition of personal property," the governing body may authorize the public sale of municipal owned property no longer needed for public use; and

**WHEREAS**, the Little Falls Township Council does hereby declare that the personal property listed is surplus and no longer needed for Township use; and

**NOW, THEREFORE BE IT RESOLVED**, that the Township Council does hereby authorize the sale of the Township's personal property, not needed for public use, at public auction.

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APPROVED: \_\_\_\_\_

cc: Twp. Administrator  
DPW Superintendent  
Auction File  
Dept.

AUTHORIZING THE CONTRACT FOR  
PROFESSIONAL SERVICES LIMITED ENGAGEMENT for LEGAL COUNSEL TO DEVELOP A  
COMPLIANT FAIR LABOR STANDARDS PROGRAM FOR INTERNS

WHEREAS, the Township of Little Falls has a need to Counsel Services as  
for the limited engagement regarding fair labor standards; and

WHEREAS, it is expected that the value of the acquisition of these  
services will not exceed \$17,500; and

WHEREAS, the term of the contract is one year; and

WHEREAS, Genova Burns, has specific qualifications and experience in  
this area of the laws and regulations which cover the Township's intern  
program; and

WHEREAS, the award is subject to the Availability of Funds and  
certification of same in the 2019 budget;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the  
Township of Little Falls, authorizes the Mayor to enter into a contract with  
Genova Burns firm for the services as described herein; and

BE IT FURTHER RESOLVED that the Township Clerk is authorized and  
directed to cause notice to be published in the newspaper once in accordance  
with the provisions of statute.

BE IT FURTHER RESOLVED by the Township Council of the Township of  
Little Falls that, based on the recommendation of the Mayor, that Jennifer  
Roselle of the firm of Genova Burns be and are hereby appointed for the  
services service described herein for the Township of Little Falls for a one-  
year term.

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APPROVED: \_\_\_\_\_

- cc: Finance Dept.
- Bond Counsel
- Award file
- File
- Dept.

ACCEPTING BID AND AWARDING CONTRACT  
FOR THE VENDORS LISTED BELOW FOR THE 2020 WINTER PRODUCTS  
Under County Cooperative Purchasing  
Contract Period December 1, 2019 through November 30, 2020

WHEREAS, the County of Passaic's Purchasing Agent has advised that pursuant to advertising duly made, bids were received by the County of Passaic as lead agency for the Voluntary Cooperative Pricing System for the furnishing and delivery of

Bulk Rock Salt,

for the Contract period December 1, 2019 to November 30, 2020; and

WHEREAS, the County of Passaic as lead agency, based on review of bids and the resulting recommendation, has awarded a master contract for this commodity; and

WHEREAS, the Township of Little Falls wishes to participate in the master contract for the purchase of WINTER PRODUCTS because the price under Contract No. 38PCCP is lower than the prices quoted to the Township by other suppliers; and

WHEREAS the Township Treasurer has provided a Certification of the Availability of Funds pursuant the Local Finance Board; and the appropriation to be charged for this expenditure is Department of Public Works Other Expenses;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

- 1) That the following bids be awarded for purchases to be made on an as-needed basis:

Chemical Equipment Labs of DE, Inc.	Peckham Material Corp.
Bid: Various per ton prices	Bid: \$1.05 per gallon

the award being based upon the unit price; and payment to be made based upon the unit price multiplied by the quantities), be and the same is hereby accepted; and

- 2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract for the purchase of the within designated goods at the bid price hereinabove cited.

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APPROVED: \_\_\_\_\_

cc: Finance Dept.; DPW Superintendent; Dept.



RESOLUTION [F] 19-10-21 - # \_\_\_\_\_

ACCEPTING BID AND AWARDING CONTRACT FOR  
SANITARY SEWER CLEANING AND VIDEO INSPECTION

WHEREAS, pursuant to advertising duly made, bids were received by the Township of Little Falls on August 15, 2019 for Sanitary Sewer Cleaning and Video Inspection, and the bids were opened and read publicly as follows:

Russell Reid Waste  
Bid: \$198,021.60

11 Enviro Group  
Bid: \$140,445.20

North American Pipeline  
Bid: \$98,425.60

National Water Main  
Bid: \$147,648.00

Fred A. Cook, Jr.  
Bid: \$91,275.50

and, WHEREAS, Boswell Engineering has reviewed the bids for technical sufficiency; and

WHEREAS, the award is subject to the Availability of Funds and certification of same in the 2019 budget; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Little Falls as follows:

1) That the bid of

Fred A. Cook, Jr.  
3226 Albany Post Road  
Buchanan, NY 10511

in the amount of

\$91,275.50

be and the same is hereby accepted; and

2) That the Mayor and Clerk be and they are hereby authorized to execute a Contract in a form approved by the Township Attorney for the designated services at the bid price hereinabove cited, subject to the successful Contractor's filing the required form of Affirmative Action compliance and Payroll Certification for Public Works Projects; and

3) That the Clerk be and he is hereby authorized and directed to return to the unsuccessful bidder(s) any Certified checks and/or Bid Bonds received from them as surety, with the exception of the surety received from the second-lowest bidder, which shall be retained for a period not to exceed sixty (60) days or until a contract in a form satisfactory to the Township Attorney shall have been executed with the low bidder, whichever shall come first.

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APPROVED: \_\_\_\_\_

cc: Finance; DPW Supt.; Boswell Engineering; Fred A. Cook, Jr.; Project File

**AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE  
COUNTY OF PASSAIC FOR A VACANT PROPERTY REGISTRATION PROGRAM**

**WHEREAS**, the County of Passaic has contracted with ProChamps to administer a Shared Services Program for Vacant and Foreclosed Property Registration; and

**WHEREAS**, the Township of Little Falls has determined that this service will be beneficial to the municipality in helping to identify and register vacant and foreclosed properties in the town; and

**WHEREAS**, the Township is required to enter into a Shared Services Agreement with the Passaic County Improvement Authority in order to participate in the program;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Little Falls that the Mayor be and is hereby authorized to enter into a shared services agreement with the County of Passaic for a Vacant and Foreclosed Property Registration Program via ProChamps.

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APPROVED: \_\_\_\_\_

cc: Finance Dept.  
Building Dept.  
County of Passaic  
ProChamps  
Contract File

TOWNSHIP OF LITTLE FALLS  
COUNTY OF PASSAIC NEW JERSEY

ORDINANCE NO. 1371

2019 LITTLE FALLS SALARY ORDINANCE  
SCHEDULE "A"

**Section I.-OFFICERS AND EMPLOYEES**

**Title**

**Full Time Employees:**

**Salary Range**

Administrator/QPA	\$45,000 - \$109,000
Township Clerk/Assessment Search Officer Reg. of Vital Statistics	\$55,000 - \$125,000
Township Clerk's Office' Deputy Registrar Bd. Of Health Secretary	\$33,000 - \$60,000
Deputy Clerk	\$55,000- \$65,000
Certified Municipal Finance Officer /Treasurer	\$75,000 - \$110,000
Assistant to the Chief Financial Officer	\$34,000 - \$65,000
Tax Collector /Tax Search Officer	\$58,541 - \$100,000
Tax Collector Office' Clerk,	\$15,900 - \$39,945
Tax Assessor' Clerk Assessor Office	\$15,900 - \$40,000
Clerk, Fire Prevention Bureau	\$35,900 - \$50,900
Construction Code Official Fire Sub-Code Official	\$75,000 - \$110,000
Code Enforcement Officer	\$ 35,600 - \$47,500
Technical Assistant Construction Office	\$ 30,900 - \$48,400
Administrative Assistant Construction Office	\$39,000- \$46,000
Court Administrator/Deputy Violations Clerk	\$ 43,500 - \$72,500
Violations Clerk/Dep. Court Administrator	\$ 25,500 - \$42,500
Public Works Manager/Superintendent, DPW/Recycling Coordinator	\$79,700 - \$132,700
Safety Officer DPW	\$10,000- \$20,000
DPW Secretary' Assistant to Recycling Coordinator	\$25,000 - \$40,000
Police Chief	\$99,500 - \$175,500
Police Records Clerk/Administrative Clerk	\$30,600 - \$59,600
Communication Officers	\$31,750- \$75,000
Police Dispatcher	\$37,500 - \$56,500
Recreation Director	\$40,000 - \$65,000
Assistant Recreation Director	\$35,000 - \$65,000
Assistant to Recreation Director	\$25,000- \$45,000
Fire Dispatchers	\$31,750 - \$37,000

**Permanent Part Time Salary Employees:**

Mayor	\$3,500 – 10,000
Council Members	\$2,500 - 5,000
Fire Official, Bureau of Fire Prevention	\$9,100 - \$15,100
Emergency Management Coordinator	\$10,000.00 - \$11,000.00
Deputy Emergency Management Coordinator	\$5,000.00- \$7,500
EMS Coordinator	\$28,600- \$45,000
Tax Assessor	\$14,500 - \$28,000
Judge, Municipal Court	\$34,025 - \$56,700
Prosecutor	\$13,500 - \$22,250
Building Sub-Code Official	\$18,000 - \$30,000
Electrical Sub-Code Official	\$18,000 - \$30,000
Plumbing Sub-Code Official	\$18,000 - \$30,000
Director, Public Assistance	\$9,750 - \$15,450
Secretary to Shade Tree Commission	\$951 - \$1,585
Secretary, Planning Board	\$3,300 - \$5,400
Senior Citizen Bus Driver' Coordinator	\$17,500 - \$26,000
Municipal Alliance Coordinator	\$7,500 - \$12,500
Clean Communities Coordinator	\$7,500 - \$15,000

**Permanent Part Time Hourly Employees:**

Administrative Assistant Payroll Supervisor	\$16.50 - \$25.00
Police Department Administrative Clerk	\$15.00 - \$20.00
Administrative Clerk	\$13.00- \$18.75

**HOURLY EMPLOYEES**

P. T Courtroom Security Attendant	\$13.00 - \$22.00
P. T Fire Prevention Inspector, Bureau of Fire Prevention	\$21.00 - \$35.00
P. T Laborer	\$15.00 - \$18.00
P. T Temporary Skilled Worker, depending on Qualifications	\$15.00 - \$50.00
P. T Temporary Unskilled Worker	\$15.00 - \$17.00
P. T Recreation Building Supervisors	\$15.00 - \$17.00
P. T Police Dispatcher	\$18.00 - \$24.00
P. T Fire Dispatchers	\$15.00 - \$18.00
P. T Clerical and Secretarial	\$15.00 - \$20.00
P. T EMT's	\$15.00- \$18.00
P. T School Crossing Guard	\$17.99 - \$22.00
Seasonal DPW Worker	\$15.00 - \$17.00
Cleaner - Recreation Buildings	\$15.00 - \$17.00
Parking Enforcement Officer	\$15.00 - \$18.00
Temporary Sub Code Inspector	\$35.00- \$48.00

**Section 2. –COLLECTIVE BARGANNING AGREEMENTS**

Salaries and compensation provisions negotiated through the current Collective Bargaining Agreements for the Teamsters Local 97 and the Little Falls PBA Local 346 and the Township of Little Falls are made apart of this ordinance. Employees covered by their respective Collective Bargaining Agreement shall be paid salary and compensation in accordance with those duly executed and approved agreements. All other provisions related to employees are incorporated herein from the Township’s Personnel Policy Manual.

**Section 3. –LONGEVITY**

Longevity has been eliminated for all employees hired after January 1, 1997.

**Section 4. OVERTIME and KEY EMPLOYEE VACATION**

The following provisions of the within ordinance are subject to the provisions of any applicable Federal or State statute; and to the provisions of any applicable collective bargaining agreements.

- a. Key employees: The following employees, when employed full-time, are considered exempt key employees and designated management of their departments: Township Administrator, Township Clerk, Chief Municipal Finance Officer, Construction Code Official, Superintendent of Public Works, Deputy Superintendent of Public Works, Tax Collector, Tax Assessor, Court Administrator and Police Chief. Key employees shall not receive overtime, nor any regimented compensatory time off in lieu of overtime but shall be paid on an annual salary as authorized by the Mayor.
- b. In lieu of overtime or compensatory time off they shall receive an additional vacation week annually. Overtime may be paid to key employees if an emergency is declared and the Key Employee obtains authorization from the Mayor to work during the emergency.
- c. Non-key employees: Overtime pay may be paid to or compensatory time off may be given to non-key employees; however, compensatory time must be used within the same year and may not be carried over. Compensatory time shall commence only after the employee has worked the prescribed work week. Authorized compensatory time shall be computed at one and one-half (1½) times the hourly rate.

The hourly rate for overtime shall be computed by dividing the annual rate of pay by the number of hours in the employee’s prescribed work year. In the case of a forty-hour work week, the employee shall be paid time and one-half after the full forty hours have been worked. For employees working a thirty-five-hour week, compensation shall be at straight time for the first five hours of overtime worked; the time and one-half provisions shall take effect only after the full forty hours have been worked.

- d. Part-time employees: Part-time employees shall be paid overtime only when in a particular week they work a number of hours which under provisions of Federal or State Law requires the payment of overtime.

**Section 5.**

Such deductions as may be required by law shall be made from the salaries and compensation as hereinabove set forth.

**Section 6.**

The Township Treasurer is hereby authorized to sign payroll checks. All Permanent employees shall be paid through the direct deposit payroll system established in the Township.

**Section 7. HOLIDAYS**

Permanent full-time officers and employees and permanent part-time Township officers and employees who are regularly scheduled to work twenty (20) hours or more weekly for twelve (12) months a year, whether paid on an annual salary basis or hourly basis, are entitled to the following paid Holidays:

- |                  |   |
|------------------|---|
| New Year’s Day   | General Election Day                                      |
| President’s Day  | Columbus Day  |
| Good Friday      | Veterans’ Day   |
| Memorial Day     | Thanksgiving Day  |
| Independence Day | Day After Thanksgiving                                    |
| Labor Day        | Christmas Day   |
|                  | One-half of the last workday preceding New Year’s Day and |
|                  | One-half of the last workday preceding Christmas Day      |

Permanent part-time Township officers and employees who are regularly scheduled to work less than twenty (20) hours or more weekly for twelve (12) months a year, whether paid on an annual salary basis or hourly basis, shall receive holiday leave on a prorated basis of ½ the full time accrual.

Section 8.

In addition to the holidays set forth in Section 7, all full-time employees and part-time full-year employees paid by annual salary shall be entitled to two (2) personal days off each year, except as may be provided by collective bargaining contract.

Section 9.

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section 10.

This ordinance shall take effect immediately upon final passage by the Township Council, upon approval by the Mayor, and publication as required by law.

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INTRODUCED: \_\_\_\_\_

PASSED AND ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Mayor James B. Damiano

ATTEST: \_\_\_\_\_  
Township Clerk

*ORDINANCE NO. 1372*

AN ORDINANCE, AMENDING THE TOWNSHIP CODE OF LITTLE FALLS BY REPEALING, IN ITS ENTIRETY, CHAPTER 164 ENTITLED "PROPERTY PENDING FORECLOSURE, REGISTRATION AND MAINTENANCE OF" AND REPLACING, IN ITS ENTIRETY, WITH CHAPTER ## TO BE ENTITLED, "REGISTRATION OF FORECLOSURE MORTGAGES AND VACANT PROPERTY"; PROVIDING FOR PURPOSE, INTENT AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES AND VACANT PROPERTY BY OWNERS; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE TOWNSHIP; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

*(RECITALS)*

WHEREAS, the Township Council desires to protect the public health, safety, and welfare of the citizens of the incorporated area of the Township of Little Falls and maintain a high quality of life for the citizens of the Township through the maintenance of structures and properties in the Township; and

WHEREAS, the Council recognizes properties subject to foreclosure action or foreclosed upon and vacant properties (hereinafter referred to as "Registrable Properties") located throughout the Township lead to a decline in community and property value; create nuisances; lead to a general decrease in neighborhood and community aesthetic; create conditions that invite criminal activity; and foster an unsafe and unhealthy environment; and

WHEREAS, the Council has already adopted property maintenance codes to regulate building standards for the exterior of structures and the condition of the property as a whole; and

WHEREAS, the Council recognizes in the best interest of the public health, safety, and welfare a more regulated method is needed to discourage Registrable Property Owners and Mortgagees from allowing their properties to be abandoned, neglected or left unsupervised; and

WHEREAS, the Council has a vested interest in protecting neighborhoods against decay caused by Registrable Property and concludes that it is in the best interests of the health, safety, and welfare of its citizens and residents to impose registration requirements of Registrable Property located within the Township to discourage Registrable Property Owners and Mortgagees from allowing their properties to be abandoned, neglected or left unsupervised.

**(RESOLUTION)**

**NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP:**

The Council finds that the implementation of the following changes and additions will assist the Township in protecting neighborhoods from the negative impact and conditions that occur as a result of vacancy, absentee ownership, and lack of compliance with existing Township regulations and laws.

- (a) That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon the adoption hereof.
- (b) That the Council does hereby amend the Township Codified Ordinances by repealing, in its entirety, Chapter 164 entitled "Property Pending Foreclosure, Registration and Maintenance of" and replacing it, in its entirety, with Chapter ## entitled "Registration of Foreclosure Mortgages and Vacant Property" to read as follows.

**TITLE ##. CHAPTER ##. REGISTRATION OF FORECLOSING MORTGAGES AND VACANT PROPERTY**

**Sec. <ORD. CHAP>. <ORD. SEC> PURPOSE AND INTENT.**

It is the purpose and intent of the Council to establish a process to address the deterioration, crime, and decline in value of Township neighborhoods caused by property with foreclosing or foreclosed mortgages located within the Township, and to identify, regulate, limit and reduce the number of these properties located within the Township. It has been determined that Owner-occupied structures are generally better maintained when compared to vacant structures, even with a diligent off-site property Owner. Vacant structures or structures owned by individuals who are economically strained and unable to meet their mortgage obligations are often not properly or diligently maintained, which contribute to blight, declined property values, and have a negative impact on social perception of the residential areas where they are located. It is the Council's further intent to establish a registration program as a mechanism to help protect neighborhoods from becoming blighted through the lack of adequate maintenance of properties that are in

Foreclosure or Foreclosed, and to provide a mechanism to avert foreclosure actions through timely intervention, education, or counseling of property Owners.

**Sec. <ORD. CHAP>.<ORD. SEC> DEFINITIONS**

The following words, terms, and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

*Default* shall mean that the mortgagor has not complied with the terms of the mortgage on the property, or the promissory note, or other evidence of the debt, referred to in the mortgage.

*Enforcement Officer* shall mean any law enforcement officer, building official, zoning inspector, code enforcement officer, fire inspector, building inspector, or other person authorized by the Township to enforce the applicable code(s).

*Evidence of Vacancy* shall mean any condition that on its own, or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but are not limited to: overgrown and/or dead vegetation; past due Utility notices and/or disconnected Utilities; accumulation of trash junk or debris; abandoned vehicles, auto parts and/or materials; the absence of furnishings and/or personal items consistent with habitation or occupancy; the presence of an unsanitary, stagnant swimming pool; the accumulation of newspapers, circulars, flyers and/or mail; statements by neighbors, passers-by, delivery agents or government agents; and/or the presence of boards over doors, windows or other openings in violation of applicable code.

*Foreclosure or Foreclosure Action* shall mean the legal process by which a Mortgagee, or other lien holder, terminates or attempts to terminate a property Owner's equitable right of redemption to obtain legal and equitable title to the Real Property pledged as security for a debt or the Real Property subject to the lien. The legal process is not concluded until the property obtained by the Mortgagee, lien holder, or their designee, by certificate of title, or any other means, is sold to a non-related bona fide purchaser in an arm's length transaction to satisfy the debt or lien.

*Mortgagee* shall mean the creditor, including but not limited to, trustees; mortgage servicing companies; lenders in a mortgage agreement; any agent, servant, or employee of the creditor; any successor in interest; or any assignee of the creditor's rights, interests or obligations under the mortgage agreement; or any other person or entity with the legal right to foreclose on the Real Property, excluding governmental entities.

*Owner* shall mean every person, entity, or Mortgagee, who alone or severally with others, has legal or equitable title to any Real Property as defined by this Chapter; has legal care, charge, or control of any such property; is in possession or control of any such property; and/or is vested with possession or control of any such property. The Property Manager shall not be considered the Owner.

*Property Manager* shall mean any party designated by the Owner as responsible for inspecting, maintaining and securing the property as required in this Chapter.



*Real Property* shall mean any residential or commercial land and/or buildings, leasehold improvements and anything affixed to the land, or portion thereof identified by a property parcel identification number, located in the Township limits.

*Registrable Property* shall mean:

- (a) Any Real Property located in the Township, whether vacant or occupied, that is encumbered by a mortgage subject to an ongoing Foreclosure Action by the Mortgagee or Trustee, has been the subject of a Foreclosure Action by a Mortgagee or Trustee and a Judgement has been entered, or has been the subject of a Foreclosure sale where the title was transferred to the beneficiary of a mortgage involved in the Foreclosure and any properties transferred under a deed in lieu of foreclosure/sale. The designation of a "foreclosure" property as "registrable" shall remain in place until such time as the property is sold to a non-related bona fide purchaser in an arm's length transaction or the Foreclosure Action has been dismissed; or
- (b) Any property that is vacant for more than thirty (30) days or any cancellation of Utility or Service, whichever occurs first.

*Registry* shall mean a web-based electronic database of searchable Real Property records, used by the Township to allow Mortgagees and Owners the opportunity to register properties and pay applicable fees as required in this Chapter.

*Semi-Annual Registration* shall mean six (6) months from the date of the first action that requires registration, as determined by the Township, or its designee, and every subsequent six (6) months. The date of the initial registration may be different than the date of the first action that required registration.

*Utilities and Services* shall mean any utility and/or service that is essential for a building to be habitable and/or perform a service necessary to comply with all Township codes. This includes, but is not limited to, electrical, gas, water, sewer, lawn maintenance, pool maintenance, and snow removal.

*Vacant* shall mean any parcel of land in the Township that contains any building or structure that is not lawfully occupied.

#### **Sec. <ORD. CHAP>.<ORD. SEC> APPLICABILITY AND JURISDICTION**

This Chapter applies to Foreclosing, Foreclosed, and Vacant property within the Township.

#### **Sec. <ORD. CHAP>.<ORD. SEC> ESTABLISHMENT OF A REGISTRY**

Pursuant to the provisions of Section ## the Township, or its designee, shall establish a registry cataloging each Registrable Property within the Township, containing the information required by this Chapter.

**Sec. <ORD. CHAP>.<ORD. SEC> INSPECTION AND REGISTRATION OF REAL PROPERTY UNDER FORECLOSURE**

- (a) Any Mortgagee who holds a mortgage on Real Property located within the Township shall perform an inspection of the property upon default by the mortgagor as evidenced by the filing of a Foreclosure Action.
- (b) Property inspected pursuant to subsection (a) above that remains in Foreclosure shall be inspected every thirty (30) days by the Mortgagee or Mortgagee's designee. If an inspection shows a change in the property's occupancy status the Mortgagee shall, within ten (10) days of that inspection, update the occupancy status of the property registration.
- (c) Within ten (10) days of the date any Mortgagee files a Foreclosure Action, the Mortgagee shall register the Real Property with the Township Registry, and, at the time of registration, indicate whether the property is Vacant, and if so shall designate in writing a Property Manager to inspect, maintain, and secure the Real Property subject to the mortgage under a Foreclosure Action. A separate registration is required for each property under a Foreclosure Action, regardless of whether it is occupied or vacant.
- (d) Initial registration pursuant to this section shall contain at a minimum the name of the Mortgagee, the mailing address of the Mortgagee, e-mail address, telephone number and name of the Property Manager and said person's address, e-mail address, and telephone number.
- (e) At the time of initial registration each registrant shall pay a non-refundable Semi-Annual Registration fee of five hundred dollars (\$500.00) for each property. Subsequent non-refundable Semi-Annual renewal registrations of properties and fees in the amount of five hundred dollars (\$500.00) are due within ten (10) days of the expiration of the previous registration. Said fees shall be used to offset the costs of: (1) registration and registration enforcement, (2) code enforcement and mitigation related to Defaulted properties, (3) post-closing counseling and Foreclosure intervention limited to Owner-occupied persons in Default, which may not include cash and mortgage modification assistance, and (4) for any related purposes as may be adopted in the policy set forth in this Chapter. Said fees shall be deposited to a special account in the Township's Department dedicated to the cost of implementation and enforcement of this Ordinance, and fulfilling the purpose and intent of this Chapter. None of the funds provided for in this section shall be utilized for the legal defense of Foreclosure Actions.

- (f) If the mortgage and/or servicing on a Registrable Property is sold or transferred, the new Mortgagee is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the new Mortgagee shall register the property or update the existing registration. The previous Mortgagee(s) will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Mortgagee's involvement with the Registrable Property.
- (g) If the Mortgagee sells or transfers the Registrable Property in a non-arm's length transaction to a related entity or person, the transferee is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the transferee shall register the property or update the existing registration. Any and all previous unpaid fees, fines, and penalties, regardless of who the Mortgagee was at the time registration was required, including, but not limited to, unregistered periods during the Foreclosure process, are the responsibility of the transferee and are due and payable with the updated registration. The previous Mortgagee will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Mortgagee's involvement with the Foreclosed Property.
- (h) If the Foreclosing or Foreclosed Property is not registered, or the registration fee is not paid within thirty (30) days of when the registration or renewal is required pursuant to this section, a late fee equivalent to ten percent (10%) of the Semi-Annual Registration fee shall be charged for every thirty-day period (30), or portion thereof, the property is not registered and shall be due and payable with the registration.
- (i) This section shall also apply to properties that have been the subject of a foreclosure sale where title is transferred to the Mortgagee as well as any properties transferred to the Mortgagee under a deed in lieu of foreclosure or by any other legal means.
- (j) Properties subject to this section shall remain subject to the Semi-Annual Registration requirement, and the inspection, security, and maintenance standards of this section as long as the property remains Registrable Property.
- (k) Failure of the Mortgagee and/or property Owner of record to properly register or to modify the registration to reflect a change of circumstances as required by this ordinance is a violation of this Chapter and shall be subject to enforcement by any of the enforcement means available to the Township.
- (l) If any property is in violation of this Chapter the Township may take the necessary action to ensure compliance with and/or place a lien on the property for the cost of the outstanding obligation and any additional cost incurred to the property into compliance.

**Sec. <ORD. CHAP>.<ORD. SEC> INSPECTION AND REGISTRATION OF REAL PROPERTY THAT IS NOT SUBJECT TO A MORTGAGE IN FORECLOSURE**

- (a) Any Owner of Vacant property located within the Township shall within ten (10) days after the property becomes Vacant, register the Real Property with the Township Registry.

- (b) Initial registration pursuant to this section shall contain at a minimum the name of the Owner, the mailing address of the Owner, e-mail address, and telephone number of the Owner, and if applicable, the name and telephone number of the Property Manager and said person's address, e-mail address, and telephone number.
- (c) At the time of initial registration each registrant shall pay a non-refundable Semi-Annual Registration fee of five hundred dollars (\$500.00) for each Vacant property. Subsequent non-refundable Semi-Annual renewal registrations of Vacant properties and fees in the amount of five hundred dollars (\$500.00) are due within ten (10) days of the expiration of the previous registration. Said fees shall be used to offset the costs of: (1) registration and registration enforcement, (2) code enforcement and mitigation related to Vacant properties, and (3) for any related purposes as may be adopted in the policy set forth in this Chapter. Said fees shall be deposited to a special account in the Township's Department dedicated to the cost of implementation and enforcement of this Ordinance, and fulfilling the purpose and intent of this Chapter.
- (d) If the property is sold or transferred, the new Owner is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the new Owner shall register the Vacant property or update the existing registration. The previous Owner(s) will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Owner's involvement with the Vacant property.
- (e) If the Vacant property is not registered, or either the registration fee or the Semi-Annual Registration fee is not paid within thirty (30) days of when the registration or Semi-Annual Registration is required pursuant to this section, a late fee shall be equivalent to ten percent (10%) of the Semi-Annual Registration fee shall be charged for every thirty (30) day period, or portion thereof, the property is not registered and shall be due and payable with the registration. This section shall apply to the initial registration and registrations required by subsequent Owners of the Vacant property.
- (f) Properties subject to this section shall remain subject to the Semi-Annual Registration requirement, and the inspection, security, and maintenance standards of this section as long as the property is Vacant.
- (g) Failure of the Owner to properly register or to modify the registration to reflect a change of circumstances as required by this ordinance is a violation of this Chapter and shall be subject to enforcement by any of the enforcement means available to the Township.
- (h) If any property is in violation of this Chapter the Township may take the necessary action to ensure compliance with and place a lien on the property for the cost of the outstanding obligation and any additional cost incurred to the property into compliance.
- (i) Properties registered as a result of this section are not required to be registered again pursuant to the Foreclosure mortgage property section.

**Sec. <ORD. CHAP>.<ORD. SEC> MAINTENANCE REQUIREMENTS**

- (a) Properties subject to this chapter shall be kept free of weeds, overgrown brush, dead vegetation, trash, junk, debris, building materials, any accumulation of newspaper circulars, flyers, notices, except those required by federal, state or local law, discarded personal items including, but not limited to, furniture, clothing, large and small appliances, printed material, or any other items that give the appearance that the property is abandoned.
- (b) Registrable Property shall be maintained free of graffiti or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior structure.
- (c) Front, side, and rear yards, including landscaping, of Registrable Property shall be maintained in accordance with the applicable code(s) at the time registration is required.
- (d) Registrable yard maintenance shall include, but not be limited to, grass, ground covers, bushes, shrubs, hedges or similar plantings, decorative rock or bark or artificial turf/sod. Acceptable maintenance of yards and/or landscape shall not include weeds, gravel, broken concrete, asphalt or similar material.
- (e) Maintenance shall include, but not be limited to, watering, irrigation, cutting and mowing of required ground cover or landscape and removal of all trimmings.
- (f) Pools and spas shall be maintained so the water remains free and clear of pollutants and debris and shall comply with the regulations set forth in the applicable code(s).
- (g) Failure of the Mortgagee, Owner, and transferees to properly maintain the property as required by this Chapter may result in a violation of the applicable code(s) and issuance of a citation or notice of violation in accordance with the applicable code of the Township. Pursuant to a finding and determination by the Township Sheriff, Magistrate or a court of competent jurisdiction, the Township may take the necessary action to ensure compliance with this section.
- (h) In addition to the above, the property is required to be maintained in accordance with the applicable code(s) of the Township.

**Sec. <ORD. CHAP>.<ORD. SEC> SECURITY REQUIREMENTS**

- (a) Properties subject to these Sections shall be maintained in a secure manner so as not to be accessible to unauthorized persons.
- (b) A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure. Broken windows, doors, gates, and other openings of such size

that may allow a child to access the interior of the property or structure must be repaired. Broken windows shall be secured by re-glazing of the window.

- (c) If a property is Registrable, and the property has become vacant or blighted, a Property Manager shall be designated by the Mortgagee and/or Owner to perform the work necessary to bring the property into compliance with the applicable code(s), and the Property Manager must perform regular inspections to verify compliance with the requirements of this Chapter, and any other applicable laws.
- (d) In addition to the above, the property is required to be secured in accordance with the applicable code(s) of the Township.
- (e) When a property subject to this Chapter becomes Vacant, it shall be posted with the name and twenty-four (24) hour contact telephone number of the Property Manager. The Property Manager shall be available to be contacted by the Township Monday through Friday between 9:00 a.m. and 5:00 p.m., legal holidays excepted. The sign shall be placed in a window facing the street and shall be visible from the street. The posting shall be no less than eighteen (18) inches by twenty-four (24) inches and shall be of a font that is legible from a distance of forty-five (45) feet. The posting shall contain the following language with supporting information:

THIS PROPERTY IS MANAGED BY \_\_\_\_\_  
AND IS INSPECTED ON A REGULAR BASIS. \_\_\_\_\_  
THE PROPERTY MANAGER CAN BE CONTACTED \_\_\_\_\_  
BY TELEPHONE AT \_\_\_\_\_  
OR BY EMAIL AT \_\_\_\_\_

- (f) The posting required in subsection (e) above shall be placed on the interior of a window facing the street to the front of the property so that it is visible from the street, or secured to the exterior of the building/structure facing the street to the front of the property so that it is visible from the street or if no such area exists, on a stake of sufficient size to support the posting in a location that is at all times visible from the street to the front of the property but not readily accessible to vandals. Exterior posting shall be constructed of and printed with weather-resistant materials.
- (g) Failure of the Mortgagee and/or property Owner of record to properly inspect and secure a property subject to this Chapter, and post and maintain the signage noted in this section, is a violation and shall be subject to enforcement by any of the enforcement means available to the Township. The Township may take the necessary action to ensure compliance with this section, and recover costs and expenses in support thereof.

**Sec. <ORD. CHAP>.<ORD. SEC> PROVISIONS SUPPLEMENTAL**

The provisions of this Chapter are cumulative with and in addition to other available remedies. Nothing contained in this Chapter shall prohibit the Township from collecting on fees, fines, and

penalties in any lawful manner; or enforcing its codes by any other means, including, but not limited to, injunction, abatement, or as otherwise provided by law or ordinance.

**Sec. <ORD. CHAP>.<ORD. SEC> PUBLIC NUISANCE**

All Registrable Property is at risk of being a public nuisance and if vacant or blighted can constitute a public nuisance, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare, and safety of the residents of the Township.

**Sec. <ORD. CHAP>.<ORD. SEC> ADDITIONAL AUTHORITY**

- (a) If the Enforcement Officer has reason to believe that a property subject to the provisions of this Chapter is posing a serious threat to the public health, safety, and welfare, the code Enforcement Officer may temporarily secure the property at the expense of the Mortgagee or Owner, and may bring the violations before the code enforcement, Council or special magistrate as soon as possible to address the conditions of the property. Nothing herein shall limit the Township from abating any nuisance or unsafe condition by any other legal means available to it.
- (b) The Sheriff, code enforcement, Council or special magistrate shall have the authority to require the Mortgagee or Owner affected by this section, to implement additional maintenance and/or security measures including, but not limited to, securing any and all doors, windows or other openings, employment of an on-site security guard or other measures as may be reasonably required to help prevent further decline of the property.
- (c) If there is a finding that the condition of the property is posing a serious threat to the public health, safety, and welfare, then the Sheriff, code enforcement, Council or special magistrate may direct the Township to abate the violations and charge the Mortgagee or Owner with the cost of the abatement.
- (d) If the Mortgagee or Owner does not reimburse the Township for the cost of temporarily securing the property, or of any abatement directed by the Sheriff, code enforcement officer, code enforcement, Council or special magistrate, within thirty (30) days of the Township sending the Mortgagee or Owner the invoice then the Township may lien the property with such cost, along with an administrative fee as determined in the Township's fee ordinance to recover the administrative personnel services. In addition to filing a lien the Township may pursue financial penalties against the Mortgagee or Owner.
- (e) The Township may contract with an entity to implement this Chapter, and, if so, any reference to the Enforcement Officer herein shall include the entity the Township contract with for that purpose.

**Sec. <ORD. CHAP>.<ORD. SEC> OPPOSING, OBSTRUCTING ENFORCEMENT OFFICER; PENALTY**

Whoever opposes obstructs or resists any Enforcement Officer or any person authorized by the enforcement office in the discharge of duties as provided in this chapter shall be punishable as provided in the applicable code(s) or a court of competent jurisdiction.

**Sec. <ORD. CHAP>.<ORD. SEC> IMMUNITY OF ENFORCEMENT OFFICER**

Any Enforcement Officer or any person authorized by the Township to enforce the sections here within shall be immune from prosecution, civil or criminal, for reasonable, good faith entry upon Real Property while in the discharge of duties imposed by this Chapter.

**Sec. <ORD. CHAP>.<ORD. SEC> PENALTIES**

Unless otherwise provided for in this Chapter, a violation of this Chapter is declared unlawful.

**Sec. <ORD. CHAP>.<ORD. SEC> AMENDMENTS**

Registration fees and penalties outlined in this Article may be modified by resolution, administrative order, or an amendment to this Article, passed and adopted by the Council.

**Sec. <ORD. CHAP>.<ORD. SEC> SEVERABILITY**

It is hereby declared to be the intention of the Township that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

**Sec. <ORD. CHAP>.<ORD. SEC> REPEALER**

All ordinances or parts of ordinances in conflict herewith, are hereby repealed and replaced.

**Sec. <ORD. CHAP>.<ORD. SEC> CODIFICATION**

It is the intention of the Council, that the provisions of this Ordinance shall become and be made a part of the Township Code of Ordinances; and that the sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed



to "section", "chapter", or such other appropriate word or phrase in order to accomplish such intentions.

**Sec. <ORD. CHAP>.<ORD. SEC> EFFECTIVE DATE**

This ordinance shall become effective immediately upon adoption.