

**BOROUGH OF SUSSEX
COUNTY OF SUSSEX
ORDINANCE NO. 2023-21**

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF SUSSEX, COUNTY OF SUSSEX, STATE OF NEW JERSEY, TO ADD SECTION 3-13, TO BE ENTITLED “MOTOR VEHICLE REPAIR/MAINTENANCE ON MUNICIPAL PROPERTY”

BE IT ORDAINED by the Borough Council of the Borough of Sussex in the County of Sussex, as follows:

SECTION 1. The Code of the Borough of Sussex is amended to add new Section 3-13, entitled “Motor Vehicle Repair/Maintenance on Municipal Property” of Chapter 3, entitled “Police Regulations”, which shall read as follows:

§ 3-13 Motor Vehicle Repair/Maintenance on Municipal Property

§ 3-13.1 The repair or maintenance of motor vehicles, including but not limited to the draining or replacing of fluids on any public street or property owned by the Borough, is prohibited, except when necessary to address an emergency situation.

§ 3-13.2 Penalties. For a violation of Section 3-13.1, the penalty set forth in Section 3-9 shall apply subject to the following:

- A. Where a violation of Section 3-13.1 involves a discharge of fluid into a catch basin or the sewer system or onto a public street or property owned by the Borough the minimum fine shall be \$300.
- B. Any other violation of Section 3-13.1 shall result in a fine of not less than \$200.

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. This Ordinance shall take effect after publication and passage according to law.

Attest:

Antoinette Smith, Borough Clerk

Edward Meyer, Mayor

NOTICE

NOTICE IS HEREBY GIVEN that the attached Ordinance 2023-21 was introduced at a regular meeting of the Mayor and Council of the Borough of Sussex, Sussex County, New Jersey, held on August 15, 2023 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 September 5, 2023 at Borough Hall, 2 Main Street, in the Borough of Sussex at 7:00 p.m. and via the internet and after all persons present were given the opportunity to be heard concerning the same, it was finally passed and adopted and will be in full force and effect according to law.

Antoinette Smith, RMC