

**ORDINANCE NO. 24-07 -OAB**

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XII, ENTITLED "PROPERTY MAINTENANCE" SO AS TO AMEND SECTION 12-3.5, ENTITLED "CERTIFICATES OF COMPLIANCE"

**February 26, 2024**

**SECTION 1.** Chapter 12 of the Township Code of the Township of Berkeley, entitled "Property Maintenance," is hereby amended and supplemented so as to amend §12-3.5, entitled "Certificates of Compliance", which shall now read as follows:

**§12-3.5           Certificates of Compliance**

**§ 12-3.5. Certificates of Compliance.**

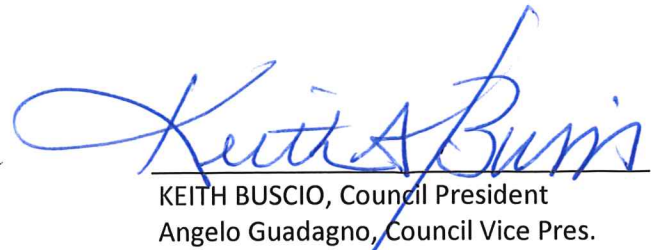
a.       No single-family dwelling or individual unit of a multifamily dwelling, whether sold or rented, shall be occupied by the vendee, tenant or lessee, as the case may be, until a certification of compliance approval has been obtained from the Code Enforcement Officer or his agent, stating that the unit, dwelling or building so described therein complies with the requirements of this section and the Property Maintenance Code. The initial inspection fee shall be \$ 110, any subsequent reinspection shall cost \$ 50 per inspection, and any transfer of title ownership shall be \$ 100. An additional fee of \$40 shall be charged for smoke detector certificates required for rentals and resales.

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**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

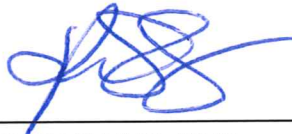
**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect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

  
JOHN A BACCHIONE Mayor

  
KEITH BUSCIO, Council President  
Angelo Guadagno, Council Vice Pres.

**NOTICE**

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on February 26, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 18<sup>th</sup> day March, 2024, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.



KAREN STALLING, RMC  
Township Clerk, Township of Berkeley

**AFFIDAVIT OF PUBLICATION**

State of New Jersey, County of Hudson, ss:

Nicole Riegert, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of The Press of Atlantic City, a newspaper printed and published in the City of Linwood, distributed in the following counties: Atlantic, Camden, Cape May, Cumberland, Gloucester, and Ocean and mailed to various parts of the State of New Jersey, the United States, and foreign countries, does hereby certify that the Notice was published in The Press of Atlantic City on:

**PUBLICATION DATES:**

Mar. 5, 2024

**NOTICE ID:** UF8fnUVU3nKUN674PyDK

**PUBLISHER ID:** COL4028

**NOTICE NAME:** 02-26-24 Berkeley Township Notice of Pending

**Publication Fee:** 105.04

All interested parties may rely upon the representations contained herein limited solely to the authenticity of the Notice accompanying this Certification to be an accurate reproduction of the same and the date upon which it was published.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

*Nicole Riegert*

(Signed)

**VERIFICATION**

State of New Jersey  
County of Hudson

**SHANNEA H HOLMES**  
NOTARY PUBLIC  
STATE OF NEW JERSEY  
My Commission Expires August 1, 2026

Subscribed in my presence and sworn to before me on this: 03/05/2024

*Shanea H. Holmes*

Notary Public  
Notarized remotely online using communication technology via Proof.

## Berkeley Township Notice of Pending and Adopted Ordinances

### Berkeley Township Notice of Pending Ordinances

24-06-0A

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 315, LOT 17 ON THE MUNICIPAL TAX MAP TO DANIEL FRANCE AND LAURA WRIGHT IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) AND N.J.S.A. 40A:12-13.2 (\$18,400.00.00)

24-07-0A

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XII, ENTITLED "PROPERTY MAINTENANCE" SO AS TO AMEND SECTION 12-3.5, ENTITLED "CERTIFICATES OF COMPLIANCE"

24-08-0A

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XX, ENTITLED "SOLID WASTE MANAGEMENT" SO AS TO AMEND VARIOUS SECTIONS

24-09-0A

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER V, ENTITLED "GENERAL LICENSING AND BUSINESS REGULATIONS" OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BERKELEY SO AS TO CREATE SECTION 5-32, WHICH SHALL BE ENTITLED "RESTAURANTS"

24-10-0A

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER II, ENTITLED "ADMINISTRATION" SO AS TO AMEND VARIOUS SECTIONS

24-11-0A

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR CERTAIN EMPLOYEE TITLES, AND ESTABLISHING THE METHOD OF SUCH COMPENSATION

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on February 26, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 18<sup>th</sup> day of March, 2024, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance. Copies of the Ordinance will be provided upon request from the Clerk's office at the address above, during regular business hours and can be found online at [www.berkeleytownship.org](http://www.berkeleytownship.org)

**Karen Stallings, RMC**

Township Clerk, Township of Berkeley

### Berkeley Township Notice of Ordinance Adoption

24-01-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE DONATION OF BLOCK 837.01, LOTS 1.01, 1.02 & 1.06, TO THE COUNTY OF OCEAN, IN ACCORDANCE WITH N.J.S.A. 40A:12-13

24-02-OAB

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 1000, LOTS 9-22 & 32 ON THE MUNICIPAL TAX MAP TO JOSEPH GERVAISI IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (WHEATON AVENUE; \$45,000.00)

24-03-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF PORTIONS OF VIRGINIA AVENUE (AT THE INTERSECTION OF HOOVER AVENUE AND MCKINLEY AVENUE) ABUTTING BLOCK 524, Lots 3 & 4 and BLOCK 525, LOTS 18 & 20 (AMG Properties)

24-04-OAB

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT, APPROPRIATING \$12,930,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$12,283,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF BERKELEY, IN THE COUNTY OF OCEAN, NEW JERSEY

24-05-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XI, ENTITLED "BUILDING AND HOUSING" SO AS TO AMEND SECTION 11-1.3, ENTITLED "FEES"

Foregoing Ordinances were duly passed after Public Hearing held February 26, 2024 at a regular meeting of the Township of Berkeley and were approved by the Mayor on 2/26/2024

Printer Fee: \$105.04

Pub Date: March 5th, 2024

Order #: COL4028