

#943

AN ORDINANCE OF THE BOROUGH OF OCEANPORT, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY AMENDING CHAPTER 295 OF THE CODE OF THE BOROUGH OF OCEANPORT, ENTITLED "PROPERTY MAINTENANCE"

SECTION 1. BE IT ORDAINED by the Mayor and Council of the Borough of Oceanport that the following be added to Chapter 295 entitled Property Maintenance:

INVASIVE PLANTS

I. Purpose.

The purpose of this article is to protect and promote the public health through the control of the growth of invasive plants including but not limited to bamboo.

II. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ENFORCING OFFICER – The Borough Code Enforcement Officer or his/her designee.

INVASIVE PLANTS – All native and non-native vines and vegetation that grow out of place and are competitive, persistent, and pernicious. These plants may damage trees, vegetation, or structures. Examples include but are not limited to bamboo (spreading or running type), ragweed, multi flora rose and kudzu-vine.

III. Control of Growth.

All persons must control the growth of invasive plants. Failure to control the spread of such vegetation beyond the border of a resident's property is a violation of this chapter.

IV. Inspections.

All places and premises in the Borough of Oceanport shall be subject to inspection by the enforcing officer. Such inspections shall be performed by such person, persons or agency duly authorized and appointed by the Borough of Oceanport. Such inspection shall be made if that official has reason to believe that any section of this articles is being violated.

V. Violations.

Whenever an invasive plant as defined by this chapter is found on any plot of land, lot or any other premises or place, and is found to lack appropriate physical barriers to prevent the spread or growth of the species, or is found to have spread beyond the boundaries of a property, a violation shall be given to the owner of the property from which the invasive species has spread, in writing, to remove or abate the same within 30 days. In the event more time is needed for treatment and/or removal, approval by the Enforcing Officer, or their designee, is required. The cost of abatement shall be borne by the property owner.

SECTION 2. All ordinances and resolutions or parts of ordinances and resolutions, inconsistent with this amending ordinance be and the same are hereby repealed.

SECTION 3. This amending ordinance shall become effective upon due passage and publication according to law.

Introduced: February 5, 2015

Approved: February 5, 2015

Adopted: February 19, 2015

ATTEST: _____
JEANNE SMITH
BOROUGH CLERK

MICHAEL J. MAHON
MAYOR