

CITY OF ENGLEWOOD
ORDINANCE NO. 07-08

AN ORDINANCE AMENDING PARAGRAPH 7 OF SECTION 13-12(a)(7)
AND SECTION 13-4(a) OF ARTICLE 1 OF CHAPTER 13 OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF ENGLEWOOD,
RELATING TO THE RECONSTRUCTION AND MAINTENANCE OF
SIDEWALKS

BE IT ORDAINED by the Council of the City of Englewood, Bergen County, New Jersey, as follows:

Section 1. Paragraph 7 of Section 13-12(a)(7) of Article 1 of Chapter 13 of the Revised General Ordinances of the City of Englewood relating to the exterior appearance of residential premises and structures is hereby amended to read in full as follows:

“(7) Reconstruction and Maintenance of Sidewalks. Each owner of land abutting or bordering upon the sidewalks of any streets or public place shall keep the sidewalks in front of such premises at all times in a safe, passable and orderly condition, free from snow, ice, leaves, grass, weeds, or other debris or obstructions. In the case of cracked, broken, or uneven sidewalks, such person shall reconstruct, replace, or reset such portion of the sidewalks so as to correct said condition in accordance with the requirements of Chapter 22 hereof provided, however, that the failure to make said corrections shall not constitute a violation hereof where the owner establishes by a preponderance of the evidence that said condition has resulted exclusively from the growth of publicly-owned shade trees or from the installation or removal of street lighting stanchions. In the case there is snow or ice on the sidewalks, such person shall remove the same within 24 hours after the snow shall have ceased falling or after the ice has formed.”

Section 2. Section 13-4(a) of Article 1 of Chapter 13 of the Revised General Ordinances of the City of Englewood is hereby amended to add the following definition thereto follows:

“Publicly owned shade trees means only those trees between the curb and the sidewalk within the right of way of the City (in the absence of a sidewalk, there are no publicly owned shade trees).”

Section 3. If any sentence, clause, or other portion of this ordinance, or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or repeal the remainder of this ordinance.

Section 4. All ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect immediately upon passage and publication as required by law.