

**ORDINANCE NO. 2017-4**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF ELMER,  
SALEM COUNTY, STATE OF NEW JERSEY, AMENDING CHAPTER 11  
ENTITLED "BUILDING AND HOUSING" OF THE CODE OF THE BOROUGH OF ELMER**

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**WHEREAS**, the Mayor and Council of the Borough of Elmer have determined that certain amendments to Chapter 11 entitled "Building and Housing" are necessary; and

**WHEREAS**, in all other respects Chapter 11 entitled "Building and Housing" shall remain in full force and effect;

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Elmer, County of Salem and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

**Section 1.**

Chapter 11-2.6 entitled "Frequency of Inspections" shall be amended to read as follows:

An inspection, in accordance with the provisions of this section, shall be made at the following times:

- a. *New construction – prior to occupancy.*
- b. Change of title – prior to buyer occupying premises
- c. Change of Use or change or addition of occupancy - prior to any person occupying the premises upon change of use or persons who did not previously occupy the premises when the existing Certificate of Occupancy was issued.
- d. Rental properties – upon each change or addition of tenant/tenants or at least once every two (2) years annually, whichever event occurs first.

**Section 2.**

Chapter 11-5.5 entitled "Requirements for Registration", subsection 11-5.5(f) entitled "Registration Fee" shall be amended to read as follows:

- f. *Registration Fee.* Fee of ~~twenty (\$20.00)~~ thirty (\$30.00) dollars biannually (~~every two (2) years~~).

**Section 3.**

**Repealer.**

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

**Section 4.**

**Severability.**

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

**Section 5.**

**When effective.**

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

**BOROUGH OF ELMER**

**BY: \_\_\_\_\_  
Joseph Stemberger, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Sarah D. Walker, Acting Borough Clerk**

ROLL CALL VOTE as follows:

	<u>MOTION</u>	<u>SECOND</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
Schneider	_____	_____	_____	_____	_____	_____
Davis	_____	_____	_____	_____	_____	_____
Nolan	_____	_____	_____	_____	_____	_____
Richards	_____	_____	_____	_____	_____	_____
Schalick	_____	_____	_____	_____	_____	_____
Zee	_____	_____	_____	_____	_____	_____

**NOTICE**

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Elmer, in the County of Salem and State of New Jersey, held on January 4, 2017. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Council to be held in the Borough Hall, 120 South Main Street, Elmer, New Jersey 08318, on February 8, 2017 at 7:30 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at Borough Hall, 120 South Main Street, in the Borough, to the members of the general public who shall request the same.

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Sarah D. Walker  
Acting Borough Clerk