

**BOROUGH OF ALLENTOWN
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

ORDINANCE NO. 05-2018

**AN ORDINANCE SUPPLEMENTING THE REVISED
GENERAL ORDINANCE CHAPTER 12: "PROPERTY
MAINTENANCE" OF THE BOROUGH CODE TO INCLUDE
NEW SECTION 12-9 ADOPTING THE 2018 INTERNATIONAL
PROPERTY MAINTENANCE CODE**

BE IT ORDAINED by the Mayor and Council of the Borough of Allentown, County of Monmouth, State of New Jersey, that Chapter 12 of the Revised General Ordinances of the Borough of Allentown, County of Monmouth, State of New Jersey, is hereby supplemented as follows with new Section 12-9:

12-9 PROPERTY MAINTENANCE CODE.

12-9.1 Adoption of Property Maintenance Code.

The "2018 International Property Maintenance Code" as published by the International Code Council, Inc., is hereby adopted as the Property Maintenance Code of the Borough of Allentown, County of Monmouth, State of New Jersey; for the control of buildings and structures as therein provided; and each and all of the regulations of the "2018 International Property Maintenance Code" are hereby referred to, adopted and made a part hereof, as if fully set out in this chapter, save and except such portions as are hereinafter deleted, added, changed or supplemented. Three (3) copies of the same are on file in the office of the Borough Clerk.

12-9.2 Inconsistent Ordinances Repealed.

Any and all ordinances or parts of ordinances in conflict herewith are hereby repealed.

12-9.3 Saving Clause.

Nothing in this section or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquitted, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in subsection 12-9.2 of this section; nor shall any just or legal right or remedy or any character be lost, impaired or affected by this section.

12-9.4 Right to Appeal.

The following provisions of the “2018 International Property Maintenance Code” are hereby deleted, added, changed or supplemented to read as follows:

SECTION 111 MEANS OF APPEAL is hereby deleted and replaced with the following:

There is hereby appointed an appeal official who shall be the Planning Board/Zoning Board Attorney. Any owner or person who is aggrieved with the ruling or decision of the Zoning/Code Enforcement Officer, in any matter relative to the interpretation or enforcement of any of the provisions of the Code may appeal the decision or interpretation to the Planning Board/Zoning Board Attorney.

The appeal must be filed with the Secretary of the Planning Board/Zoning Board in writing, requesting a hearing and setting forth a brief statement of the grounds therefor within twenty (20) days after receipt of the ruling or decision of enforcing officer.

Upon receipt of such petition, the Secretary of the Planning Board/Zoning Board shall set a time and place for a hearing and shall give the petitioner notice thereof. At such hearing, the petitioner shall be given an opportunity to be heard, and to show cause why such ruling or decision of the Zoning/Code Enforcement Officer should be modified or withdrawn.

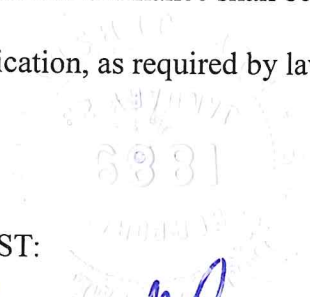
After such hearing, the Planning Board/Zoning Board Attorney shall sustain, modify, or withdraw the ruling or decision of the Zoning/Code Enforcement Officer depending upon his or her findings as to whether the provisions of this subsection and of any rules and regulations adopted pursuant thereto have been complied with.

The proceedings of such hearing, including the findings and decisions of the Planning Board/Zoning Board Attorney, shall be summarized, reduced to writing and entered as a matter of public record by the Secretary of the Planning Board/Zoning Board. Such record shall also include a copy of every notice or order issued in connection with the matter. Any person aggrieved by the decision of the Planning Board/Zoning Board Attorney may seek relief therefrom in any court of competent jurisdiction, as provided by the laws of the State of New Jersey.

BE IT FURTHER ORDAINED by Mayor and Council that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

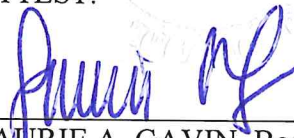
BE IT FURTHER ORDAINED by Mayor and Council that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

BE IT FURTHER ORDAINED by Mayor and Council that this ordinance shall be in full force and take effect twenty (20) days after final passage and publication, as required by law.





GREGORY WESTFALL, Mayor

ATTEST:


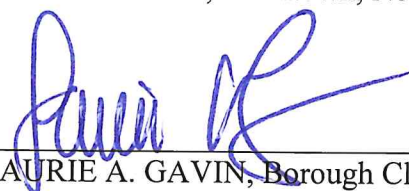
LAURIE A. GAVIN, Borough Clerk

DATED: 3/27/2018

DATED: 3/27/18

PUBLIC NOTICE

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the 13th day of March, 2018, at a meeting of the Mayor and Council of the Borough of Allentown and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Council of the Borough of Allentown to be held on the 27th day of March, 2018 at the Municipal Building, 8 N. Main Street, Allentown, New Jersey.



LAURIE A. GAVIN, Borough Clerk