

ORDINANCE 200

AN ORDINANCE ESTABLISHING MINIMUM STANDARDS GOVERNING THE CONSTRUCTION, MAINTENANCE AND REHABILITATION OF ALL EXISTING STRUCTURES; ESTABLISHING MINIMUM STANDARDS GOVERNING SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO INSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; ESTABLISHING MINIMUM STANDARDS GOVERNING THE CONDITION OF DWELLINGS OFFERED FOR RENT; FIXING CERTAIN RESPONSIBILITIES AND DUTIES OF OWNERS AND OCCUPANTS OF STRUCTURES, AND CONDEMNATION OF STRUCTURES UNFIT FOR HUMAN HABITATION AND DEMOLITION OF SUCH STRUCTURES; FIXING PENALTIES FOR VIOLATIONS; IN AND BY THE VILLAGE OF LOCH ARBOUR, MONMOUTH COUNTY, NEW JERSEY.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF LOCH ARBOUR, IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The BOCA Basic/National Existing Structures Code/1984 As published by Building Officials and Code Administrators (BOCA) International, Inc., together with such revisions, amendments and supplements as may, from time to time, be made thereto, is hereby adopted by reference and is incorporated as if fully set forth at length herein, save except such portions of said Code as are hereinafter deleted, modified and amended in and for the Village of Loch Arbour.

Section 2. Three (3) copies of the BOCA Basic/ National Existing Structures Code/1984 have been and are now filed in the Office of the Village Clerk of the Village , and will remain on file in such office for use and examination by the public. Copies of said BOCA Basic/National Existing Structures Code/1984 shall be available for purchase at a cost to be determined by resolution of the Village Trustees.

Section 3. The BOCA Basic/National Existing Structures Code/1984, together with such revisions, amendments and supplements as may, from time to time, be made thereto is hereby amended as follows:

A. SECTION ES-100.1 is amended to read as follows:

These regulations shall be known as the Existing Structures Code of the Village of Loch Arbour hereinafter referred to as the existing structures code or "this Code".

B. SECTION ES-110.2 is amended to read as follows:

Any person, firm or corporation violating any of the provisions of this Code shall upon conviction thereof, be subject to a fine of not more than one thousand (\$1,000.) dollars or imprisonment for a term not exceeding ninety (90) days, or both, at the discretion of the Court having jurisdiction in this matter. Each day that a violation continues after due notice has been served, in accordance with terms and provisions hereof, shall be deemed a separate offense.

C. SECTION ES-112.4 is amended to read as follows:

Anyone affected by any such order shall within forty-five (45) days after service of such order apply to a Court of record for an order restraining the Code Official from razing and removing such structure or parts thereof. The Court shall determine whether the order of the Code Official is reasonable, and if found reasonable, the Court shall dissolve the restraining order, and if found not reasonable, the Court shall continue the

restraining order or may modify it as the circumstances may require."

D. SECTION ES-303.3.1 is hereby deleted.

E. SECTION ES-303.3.2 is hereby deleted.

F. SECTION ES-303.4 is hereby deleted.

G. SECTION ES-701.3 is hereby amended to read as follows:

All doors and required means of egress shall be readily openable from the inner side. Exits from the dwelling units, hotel units, lodging houses and dormitory units shall not lead through other such units, or through toilet rooms or bathrooms.

H. SECTION ES-802.1 is amended to read as follows:

The owner of any structure shall be responsible for extermination within the structure.

I. SECTION ES-802.2 is hereby deleted.

Section 4. All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

Section 5. This Ordinance shall become effective immediately upon its final passage and publication as required by law.

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| Introduced | November 8, 1984 |
| Published | November 14, 1984 |
| Public Hearing | December 6, 1984 |
| Final Adoption | December 6, 1984 |
| Published | December 14, 1984 |