

**HOPATCONG BOROUGH  
ORDINANCE #2-2015**

**AN ORDINANCE REPLACING SECTION 224-6 REGARDING  
TOWING LICENSE APPLICATIONS**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Hopatcong, County of Sussex, and State of New Jersey that the Code of the Borough of Hopatcong is hereby amended as follows:

**SECTION I.**

The Code of the Borough of Hopatcong is hereby amended to replace Section 224-6 as follows:

**§ 224-6 Licensing procedure.**

- A. Application. Every applicant for a license shall submit the completed municipal application no later than April 1<sup>st</sup> each year for the license year which shall run from May 1<sup>st</sup> to April 30<sup>th</sup>, together with the required fee, to the Municipal Clerk. The application shall include the following information:
- (1) The name of the person, firm or entity making the application, his or its residence and business address and telephone number.
  - (2) A full description of all licensed towing vehicles that will operate in the municipality, together with a colored two-by-three-inch photograph of the same.
  - (3) A list of all equipment maintained on each tow vehicle.
  - (4) A copy of the insurance policy in force and a statement from the insurance company and/or its agent that said policy is in full force and effect.
  - (5) Whether the applicant, or any shareholder, officer or employee of the applicant, has been convicted of any crime involving moral turpitude and, if so, the nature and details of the offense.
  - (6) A list of all employees, together with photostats of their driver's licenses, which will operate the tow vehicles in the municipality.
  - (7) A sworn statement or affirmation by the person signing the application that the information therein given is full and true and known to him to be so.
  - (8) A full description of the storage facility, including the owner thereof, its address, size, location and type of enclosures, and a photograph of the same. If not owned by the applicant, a copy of the lease shall be attached.

- B. Investigation of application. Upon receipt of the application, and the required fee and documents, the Clerk shall forward it to the Police Chief, who shall investigate the information contained therein and submit his report to the governing body within 30 days from the receipt thereof by the Clerk, setting forth his recommendation and reasons why the license should or should not be issued.
- C. Issuance of license by governing body. Upon review of the report of the Police Chief, the Clerk shall issue the license provided the application is complete unless the Police Chief does not recommend issuing the license. Any applicant who is denied a license shall have the right to request in writing a hearing before the governing body. The hearing shall be held on notice to the applicant, to determine whether a license should be granted to the applicant.

## **SECTION II.**

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistencies.

## **SECTION III.**

If any article, section, subsection, paragraph, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

## **SECTION IV.**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

## **NOTICE**

**NOTICE** is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Borough of Hopatcong held on February 18, 2015, at 7:30 p.m. and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Borough Council to be held on March 4, 2015, at 7:30 p.m., or as soon thereafter as the Borough Council may hear this Ordinance at the Municipal Building, 111 River Styx Road, Hopatcong, New Jersey 07843, at which time all persons interested may appear for or against the passage of said Ordinance.

---

Catherine Schultz  
Borough Clerk

**CERTIFICATION**

I, Catherine Schultz, Clerk of the Borough of Hopatcong, do hereby certify that the Borough of Hopatcong Council duly adopted the foregoing Ordinance on the 4<sup>th</sup> day of March, 2015.

\_\_\_\_\_  
Catherine Schultz, Clerk  
Borough of Hopatcong

\_\_\_\_\_  
Sylvia Petillo, Mayor

Introduced:

Adopted: