BE IT ORDAINED, by the Mayor and Council of the Borough of Hopatcong in the County of Sussex, State of New Jersey, that Chapter 179 of the Code of the Borough entitled PROPERTY MAINTENANCE is hereby amended as follows:

Section 1. Chapter 179 is hereby amended to replace Section 179-16, which shall read as follows:

Whenever the enforcement officer finds that an emergency condition in violation of this chapter exists, which condition requires immediate attention in order to protect the public health or safety, he may issue an order by service of notice as set forth in § 179-15, reciting the existence of such an emergency condition and requiring that such action be taken by the violator as soon as reasonably necessary to meet the emergency. Notwithstanding any other provision of this chapter, such order shall be effective immediately. Any person to whom such an order is directed shall comply therewith immediately, but upon objection in writing to the Borough Administrator, any such person shall be afforded a hearing before the Borough Administrator as soon as is reasonably possible. After such a hearing and decision, the Borough Administrator may continue such order in effect, or modify or withdraw it. If the property owner is unresponsive or the condition immediately threatens the public health or safety, the enforcement officer may take action to address the condition. Any costs incurred in addressing the issue shall become a lien against the real estate in the same manner as property taxes upon resolution of the Governing Body.

Section 2. All ordinances of the Borough of Hopatcong which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 3. If any provision of this ordinance is declared to be invalid by a court of competent jurisdiction, this declaration shall not affect the remainder of the ordinance.

Section 4. This ordinance shall take effect upon final passage and publication as provided by law.

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 January 18, 2017, 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 February 1, 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, RMC

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 day of , 2017.

Catherine Schultz, RMC