

XI

0.21.04

AN ORDINANCE AMENDING ORDINANCE 0.8.04 "INTERNATIONAL PROPERTY MAINTENANCE CODE (CURRENT EDITION)" REVISING SECTION "302.8 MOTOR VEHICLES", ADDING A NEW SECTION 302.10 "MOTOR VEHICLE SALES," REVISING SECTION 106.4 "VIOLATION PENALTIES," DELETING SECTION III "MEANS OF APPEAL" AND REVISING SECTION 103.1 "DEPARTMENT OF PROPERTY MAINTENANCE INSPECTION"

WHEREAS, the Township Council adopted Ordinance 0.8.04 "International Property Maintenance Code (Current Edition) on May 3, 2004; and

WHEREAS, the current edition is year 2000; and

WHEREAS, the Township Council believes it to be in the best interest of the Township to amend this Ordinance to regulate the sale of motor vehicles, and the storage of inoperative, unlicensed motor vehicles; and

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Deptford that the International Property Maintenance Code 2000 is hereby amended as follows:

Section 1. **Section 302.8 Motor Vehicles** is revised to read as follows:
"Only one (1) inoperative or unlicensed motor vehicle shall be kept or stored on any premise and then only in the rear yard. No vehicle shall, at any time, be in a state of major disassembly, disrepair, or in process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth. A vehicle of any type is permitted to reundergo major overhaul, including body work, provided that such work is permitted inside a structure or similiary enclosed area designed and approved for such purposes.

Section 2. Add a new **Section 302.10** titled "**Motor Vehicle Sales.**" No motor vehicles shall be sold in the Township in any zone or on any property within any zone except under the following terms and conditions:

- A. No more than two (2) motor vehicles per year may be sold from any property within the Township.
- B. No more than one (1) motor vehicle shall be offered for sale at any time.

- C. Any motor vehicle offered for sale shall be titled to the owner of the lands and premises from which the motor vehicle sale is sought to be made.
- D. No motor vehicle shall be offered for sale longer than thirty (30) days on any given property or lot.
- E. No motor vehicle shall be placed for sale in the front yard area except on a driveway surface and shall not obstruct the sight triangle necessary for safe areas and egress to and from the property.
- F. No motor vehicle shall be offered for sale so as to impair the vision from any intersection or street nor be within the set-backs of the zone in which the sale is being offered.
- G. No signs shall be permitted except in or on the motor vehicle offered for sale.
- H. A Township permit shall be required to sell motor vehicles in accordance with this chapter. Proof of title and property ownership shall be required when making application for a permit. There is no cost for a permit.
- I. The provisions of this Ordinance and amendment shall not apply to those properties licensed for the sale of motor vehicles.

Section 3. **Section 106.4 "Violation Penalties:** is revised to read as follows:

- A. Each and every violation of this chapter shall be subject to punishment by a court of appropriate jurisdiction. Said violation may include a fine of not more than one thousand dollars (\$1,000.00) and/or imprisonment for a term not to exceed ninety (90) days and/or community service of ninety (90) days, or a combination of any of the above.
- B. The violation shall be deemed enforceable against the owner, contractor and/or any other person interested as lessee, tenant, or otherwise.

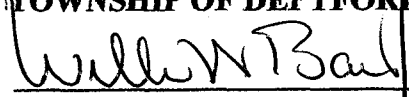
- C. Each day that a violation continues to exist shall be deemed to be a separate violation.
- D. Nothing contained in this chapter shall be deemed to limit the right of any interested person to initiate the prosecution of any person or persons believed to be in violation of this chapter.

Section 4. Section 103.1 is revised to read as follows: "Property maintenance inspection shall be administered from the Department of Community Development."

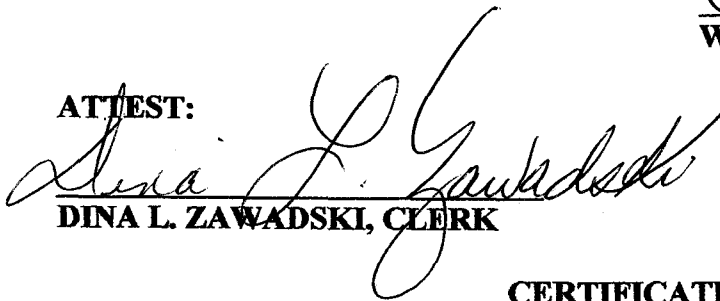
Section 5. Delete in its entirety Section III "Means of Appeal."

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7. This Ordinance shall take effect twenty (20) days after final passage by the Township Council.

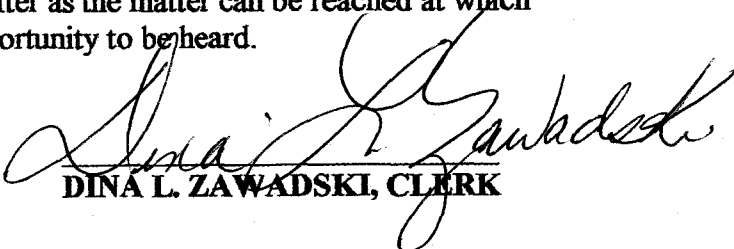
TOWNSHIP OF DEPTFORD

WILLIAM W. BAIN, JR. MAYOR

ATTEST:


DINA L. ZAWADSKI, CLERK

CERTIFICATION

The above Ordinance was introduced and passed upon first reading at a meeting of the Township Council of the Township of Deptford held on the 8th day of November 2004 and will be taken up for final consideration and passage at the Regular Meeting of Mayor and Council of the Township of Deptford to be held at the Municipal Building, 1011 Cooper Street, Deptford, New Jersey, Gloucester County, on the 6th day of December 2004 at 6:30 P.M. or as soon thereafter as the matter can be reached at which time any person interested shall be given an opportunity to be heard.


DINA L. ZAWADSKI, CLERK