

ORDINANCE 23-01C

ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, ADOPTING A NEW CHAPTER 104, WHICH PERTAINS TO INSURANCE REQUIREMENTS FOR BUSINESSES AND RENTAL UNITS

WHEREAS, the State recently mandated that certain businesses and rental units maintain certain minimum liability insurance coverages; and

WHEREAS, the State mandate requires such owners to annually file with the municipality in which the business is located certificates of insurance evidencing the required coverages; and

WHEREAS, in accordance with the State’s mandate, the Mayor and Board of Commissioners have adopted the regulations set forth herein.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Board of Commissioners of Township of Long Beach, Ocean County, State of New Jersey, in accordance with the aforesaid Recitals, which are incorporated herein by reference, as follows:

STATEMENT OF PURPOSE

The purpose of the ordinance is to add Chapter 104 to comply with the State of New Jersey mandatory insurance requirements for certain businesses and rental units and the municipal obligations relating thereto.

SECTION I

Chapter 104 Business and Rental Insurance Requirements

§106-1 Intent.

It is the intention of this Chapter to comply with the requirements imposed upon the Township by P.L. 2022, c. 92, which provides for the annual registration of certificates of insurance by business owners and the owners of rental units located in the Township.

§104-2 Insurance Requirements.

- A. As required by N.J.S.A. 40A:10A-1 and except as provided in subsection B of this section, the owner of a business or the owner of a rental unit or units shall maintain liability insurance for negligent acts and omissions in an amount of not less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.
- B. The owner of a multifamily home which contains four or fewer units, one of which is owner-occupied, shall maintain liability insurance for negligent acts and omissions in an amount of not less than \$300,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.

§104-3 Registration Requirements.

- A. The owner of a business, the owner of a rental unit or units, and the owner of a multi-family home of four or fewer units, one of which is owner occupied, shall annually file a copy of a certificate of insurance demonstrating compliance with P.L. 2022, c. 92, with the Municipal Clerk.

- B. The copy of the certificate of insurance shall be filed with the Municipal Clerk no later than thirty days after the issuance or renewal of the policy or policies of insurance required to be maintained by said owner.
- C. Upon filing of an insurance certificate, the Municipal Clerk shall issue a certificate of registration to the owner stating the amount of coverage and the policy period of the insurance policy or policies evidenced by the certificate of insurance.

§104-4 Registration Fee.

The filing fee to be paid for each certificate of insurance filed with the Municipal Clerk shall be the sum of \$100.00.

§104-5 Violations and Penalties

An owner who violates this Chapter is subject to a fine of \$500, recoverable through a summary proceeding pursuant to the Penalty Enforcement Law of 1999, P.L. 1999, c.274 (N.J.S.A. 2A:58-10, et seq.).

§104-6 Repealer.

Should P.L. 2002, c.92, be repealed or invalidated by competent authority, this Chapter shall have no further force or effect.

SECTION II

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

SECTION III

If any word, phrase, clause, section, or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

Effective date.

This ordinance shall take effect after final adoption and publication as required by law.

NOTICE

Public Notice is hereby given that the foregoing Ordinance 23-01C was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Monday, January 9, 2023, at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Monday, February 6, 2023, at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Danielle La Valle, RMC
Municipal Clerk

First Reading: January 9, 2023
Publication: January 12, 2023
Second Reading: February 6, 2023
Final Publication: February 9, 2023
Effective: February 9, 2023

CERTIFICATION

I, DANIELLE LAVALLE, RMC, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 23-01C was duly adopted by the Board of Commissioners at their meeting held on Monday, February 6, 2023, at 4:00 p.m.

Danielle La Valle, RMC
Municipal Clerk

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