

**ORDINANCE 23-20C**

**AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, “CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)” IN CHAPTER 197, WHICH PERTAINS TO WATER AND SEWERS, IN CHAPTER 127, WHICH PERTAINS TO NUISANCES, AND IN CHAPTER 172, WHICH PERTAINS TO STREETS AND SIDEWALKS**

**STATEMENT OF PURPOSE**

The purpose of the Ordinance is to clarify, confirm, and amend the regulations relating to water meter access regulations, notice requirements, and violation provisions, to impose restrictions on the use of gas-powered leaf blowers, and to increase the required bond amount for road excavations.

**SECTION I**

§197-15E is repealed and replaced with the following.

- E. Inspection, programming, and testing.
- (1) All water meters and remote reading sensors shall be subject to inspection, programming, and testing to be conducted by the Water and Sewer Department during normal business hours, Monday through Friday of each week. Normal business hours shall be defined as being between the hours of 8:00 a.m. and 3:00 p.m. The purpose of the programming and testing shall be to ensure that water meters are working properly and operating in accordance with the provisions and requirements of the Code.
  - (2) The owners of all residential and commercial properties shall make access available for any Township employees for programming and testing of water meters and remote reading sensors providing water to the individual dwelling units or commercial units.
  - (3) In the event an inspection cannot be scheduled informally pursuant to the above, the Township may serve the property owners pursuant to §1-22 and the notice shall set forth the following:
    - (a) The equipment to which access is required;
    - (b) The date by which the property owner must respond;
    - (c) The contact information of personnel with whom the property owner may schedule the required access;
    - (d) That failure to reply will result in the imposition of fines and penalties, and may result in the water services being shut off without further notice; and
    - (e) Property owners shall be given no less than 10 days from the date of receipt to respond.
  - (4) If access to inspect, program, and/or test the water meters and remote reading sensors is refused and/or not provided within 10 days of an oral or receipt of a written request pursuant to this Chapter such shall constitute a violation and may result in the water services being shut off without further notice.

**SECTION II**

§127-10D is added as follows.

- D. Gas-powered leaf blowers shall not be operated on any weekends or holidays. On weekdays, gas-powered leaf blowers shall not be operated between the hours of 4:00 p.m. and 9:00 a.m.

**SECTION III**

§172-7 is revised to delete “\$400” and replace with “\$3,000”.

#### **SECTION IV**

All Ordinances or parts of Ordinance inconsistent herewith are repealed to the extent of such inconsistency.

#### **SECTION V**

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.

#### **SECTION VI**

This Ordinance shall take effect upon publication thereof after final passage according to law.

#### **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 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, August 7, 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 Tuesday, September 5, 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: August 7, 2023  
Publication: August 17, 2023  
Second Reading: September 5, 2023  
Final Publication: September 7, 2023  
Effective: September 7, 2023

**CERTIFICATION**

I, **DANIELLE LAVALLE, RMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 23-20C was duly adopted by the Board of Commissioners at their meeting held on Tuesday, September 5, 2023, at 4:00 p.m.

---

Danielle LaValle, RMC  
Municipal Clerk

First Reading: August 7, 2023  
Publication: August 17, 2023  
Second Reading: September 5, 2023  
Final Publication: September 7, 2023  
Effective: September 7, 2023