

**AN ORDINANCE AMENDING CHAPTER 5, SECTION 27.4 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(LICENSING AND REGISTRATION OF TREE CARE PROFESSIONALS)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 5, Section 27.4 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to modify the fines set forth in Chapter 5, Section 27.4 of the Revised General Ordinances of the Township of West Orange to be amendable by Resolution such that it is amendable in the future by approval of the Township Council, a necessity in an everchanging socioeconomic climate.

II. CHAPTER 5, SECTION 27.4 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

§5-27.4 BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “Application for License and License Fee” which specifies the fees paid to the Township of West Orange by Qualified Tree Experts shall be repealed and replaced by the following language:

Applications for licensing pursuant to this section shall be made to the Department of Public Works under oath on a form furnished by the Township. Upon the filing of the application, the applicant shall pay to the Township a fee ~~of \$25-prescribed by Resolution.~~ The application shall set forth the following information:

- a. The applicant’s name, business name and business address.
- b. Whether the applicant is an individual, a partnership or corporation.
- c. If the applicant is an individual, the applicant's resident address.
- d. If the applicant is a partnership, the names of the partners and their respective residence addresses.
- e. If the applicant is a corporation or other entity, the names of all corporate officers and all stockholders who possess more than 10% of its stock, the name and address of the registered agent and the address of the principal office of the corporation.
- f. Whether the applicant or any partners or officers thereof have ever been convicted of a crime, and if so, the name of the person convicted, the date of conviction, the crime or charge involved and the disposition thereof.
- g. Whether the applicant or any partner, shareholder or officer has been named in a complaint to the State or County, the Division of Consumer

Affairs, the Better Business Bureau or any other similar agency and the disposition of such a complaint.

h. Whether the applicant or any partner, shareholder or officer has been named party defendant in a civil suit for any reason related to his or her work as contractor or subcontractor as defined above and the disposition of such litigation.

i. The number of years the applicant has been in business at its present business address and all prior locations.

j. Evidence of state licensure under the Tree Expert and Tree Care Operator Licensing Act, N.J.S.A. 45:15C-11 et. seq.

k. Acknowledgment and certification that the applicant has reviewed Chapter 25, § 25-27 of the Revised General Ordinances of the Township of West Orange Township.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

SUSAN MCCARTNEY, MAYOR

**TAMMY WILLIAMS,
COUNCIL PRESIDENT**

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

INTRODUCED: May 2, 2023

ADOPTED: July 11, 2023

Legislative History

The purpose of this ordinance is to modify the fines set forth in Chapter 5 of the Revised General Ordinances of the Township of West Orange to be subject to adjustment by Resolution.