

ORDINANCE NO. 2022-05  
BOROUGH OF KENILWORTH

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 1, "GENERAL PROVISIONS," ARTICLE 1, "GENERAL PENALTY," SECTION 1-1 "VIOLATIONS AND PENALTIES" OF THE BOROUGH OF KENILWORTH MUNICIPAL CODE.

WHEREAS, the purpose of this Ordinance is to amend the general penalty provision in the Code of the Borough of Kenilworth so that it is in accordance with N.J.S.A. 40:49-5, which sets for the penalties for violations of municipal ordinances.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union, New Jersey as follows:

**SECTION 1. RECITALS.** The foregoing whereas clause is incorporated herein by reference and made a part hereof.

**SECTION 2.** Section 1-1 "Violations and Penalties" of Chapter 1, "General Provisions," Article 1, "General Penalty," of the Revised Ordinances of the Borough of Kenilworth, Union County, New Jersey, is hereby replaced in its entirety with the following:

**ARTICLE I GENERAL PENALTY.**

**§ 1-1 Violations and penalties.**

For violation of any provision of this Code or other ordinance of the Borough of Kenilworth unless a specific penalty is otherwise provided in connection with the provision violated, the maximum penalty upon conviction of the violation shall, at the discretion of the Borough, be by one or more of the following: imprisonment in the County Jail or in any place provided by the Borough for the detention of prisoners for any term not exceeding 90 days; or by a fine not exceeding \$2,000; or by a period of community service not exceeding 90 days.

**§ 1-2 Separate Violations.**

Except as otherwise provided, each and every day in which a violation of any provision of this Code or any other ordinance of the Borough of Kenilworth exists shall constitute a separate violation.

**SECTION 3.** All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4.** If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall remain valid and effective.

**SECTION 5.** This Ordinance shall take effect upon final passage and publication according to law.



Linda Karlovitch, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION				
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.
		X				KAY CECERI			X		
		X				MARK DAVID			X		
X		X				JOSEPH FINISTRELLA	X		X		
	X	X				SCOTT PENTZ			X		
		X				FRED PUGLIESE			X		
		X				JOHN ZIMMERMAN		X	X		
Introduced: April 20, 2022		I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.									
Final Adoption: May 18, 2022		 Kathleen Moschitta, Deputy Borough Clerk									