

ORDINANCE NO.20-2014

AN ORDINANCE FOR THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REVISION OF SECTION 1-9, "PENALTY" IN CHAPTER 1, ENTITLED "GENERAL PROVISIONS" OF THE "REVISED ORDINANCES OF THE BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972" WITH A NEW REPEAT OFFENDER PROVISION.

WHEREAS, the Borough Council is desirous of establishing an additional fine for repeat offenders who violate the same provision of Borough Ordinances within one year.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Morris Plains, they being the Governing Body thereof, as follows:

Section 1:

Section 1-9, "Penalty" in Chapter 1, "General Provisions" of The Revised Ordinances of the Borough of Morris Plains, New Jersey, 1972" (hereinafter "Revised Ordinances or "Revision") is hereby amended, supplemented and revised with the addition of a new subparagraph (d) which shall read, in its entirety, as follows:

(d) Any person who is convicted of violating any provision of the Revised Ordinances within one (1) year of the date of a previous violation of the same provision of the Revised Ordinances and who was fined for the previous violation, shall be sentenced by a court of competent jurisdiction to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum fine, if any, or exceed the maximum fine, if any, fixed for a violation of the Revised Ordinance provision, but shall be calculated separately from the fine imposed for the violation of the Revised Ordinance provision.

Section 2:

All other provisions of the aforesaid Section 1-9 and

Chapter 1 of the Revised Ordinances shall be unaffected and are hereby continued.

Section 3:

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4:

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid by a Court of competent jurisdiction, such a decision shall not affect the validity of the remaining portions of this Ordinance.

Section 5:

This Ordinance shall take effect immediately after final passage and publication.

Introduced: December 4, 2014

Adopted: December 18, 2014

/s/ Frank J. Druetzler