

**TOWNSHIP OF MAHWAH  
ORDINANCE #1928**

**AN ORDINANCE OF THE TOWNSHIP OF MAHWAH, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING SECTION 1-5, GENERAL PENALTY, OF THE TOWNSHIP CODE TO UPDATE THE MAXIMUM PENALTY IN ACCORDINANCE WITH N.J.S.A. 40:49-5**

**WHEREAS**, during a review of various Township ordinances, it was discovered that Section 1-5, General Penalty, of the Township of Mahwah Code does not reflect the current maximum penalty set forth in N.J.S.A. 40:49-5, which statute governs penalties for violating municipal ordinances; and

**WHEREAS**, Ordinance Committee has reviewed same and recommends amending Section 1-5 of the Township Code to properly reflect N.J.S.A. 40:49-5.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Mahwah, County of Bergen, State of New Jersey, as follow:

**SECTION 1.** Section 1-5, General Penalty, Subsection 1-5.1, Maximum Penalty, of the Code of the Township of Mahwah is hereby amended to read as follows:

§ 1-5.1 Maximum Penalty.

Any person who shall violate any provision of this Code or other ordinance of the Township, where no specific penalty is provided regarding the section violated, shall, upon conviction thereof, be punishable by one or more of the following: a fine not exceeding \$2,000 or imprisonment for a period not exceeding 90 days or to a period of community service not exceeding 90 days at the discretion of the Municipal Court Judge. (N.J.S.A. 40:49-5)

**SECTION 2.** If any section, paragraph, subsection, clause or provision of this ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any part thereof.

**SECTION 3.** All ordinances or parts of ordinances of the Township heretofore adopted that are inconsistent with any terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4.** This ordinance may be renumbered for the purposes of codification.

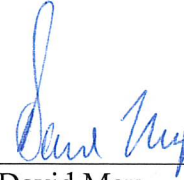
**SECTION 5.** This ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Ordinance No. 1928

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Dated: April 23, 2021

Attest



David May  
Council President



Kathrine G. Coviello  
Municipal Clerk

I, Kathrine G. Coviello, Municipal Clerk of the Township of Mahwah, hereby certify that the within Ordinance was passed and adopted at a meeting of the Township Council held on the 15th day of April, 2021.



Kathrine G. Coviello, RMC/CMC/MMC  
Municipal Clerk