

BOROUGH OF CRESSKILL

ORDINANCE NO. 23-18-1619

AN ORDINANCE TO AMEND CHAPTER §207-16 ARTICLE II LEAD BASE PAINT
INSPECTION FEES

§207-16 Fees.

Notwithstanding any other fees due pursuant to this Chapter, the following fees shall be paid:

Remove the following in its entirety:

- a. Certification Submission and Administrative Fee.

The Borough shall not permit the dwelling owner or landlord to hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements utilizing the services of Certified Lead Paint Inspection.

- b. The Borough shall retain and dispatch Certified Lead Based Paint Inspectors who shall be responsible for inspection for all rental units per this Ordinance.

- c. Fees for inspections: Lead-Based Paint Inspection: In addition to the General Inspection fees due pursuant to this section, an Inspection fee in the amount of \$200.00 shall be paid for each Lead-Based Paint inspection. Additionally, an Administrative Fee of \$40 shall be collected along with a fee of \$20 to be collected and tendered to the Lead Hazard Control Assistance fund.

Replace with the following:

- a. Fees for inspections: Lead-Based Paint inspection: In addition to the General Inspection fees due pursuant to this section, an additional fee in the amount of \$220.00 shall be paid for each lead-based paint inspection, of which \$20.00 will be sent to the Lead Hazard Control Assistance Fund. Said fee shall be dedicated to meeting the costs of implementing and enforcing this subsection and shall not be used for any other purpose. Alternatively, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to satisfy the requirements of Sec. 22-346(c)(1)(b), in which case no additional Lead-Based Paint inspection fee shall be paid.

SECTION 2: Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any case shall not be deemed to affect the validity or constitutionality of any other section or part hereof, and to this end, the provisions of this Ordinance are hereby declared severable.

SECTION 3. All other ordinances, codes or parts thereof that are in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior Borough ordinances, the provisions hereof shall be determined to govern. All other parts, portions, and provisions of the Borough's ordinances are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. This ordinance shall take effect upon passage and publication as required by