

Intro. 7/7/03
Advert. 8/7/03 ✓
P/H 9/8/03
Adopt 9/8/03
Re-advert. 9/11/03
cc: PC Planning Bd.
LF Planning Bd.
Construction Official

ORDINANCE NO. 917

AN ORDINANCE DELETING THE EXISTING SIGN ORDINANCE IN CHAPTER XXXIII, ARTICLE III, SECTION 33-34 IN ITS ENTIRETY AND ESTABLISHING A NEW SIGN ORDINANCE IN THE TOWNSHIP OF LITTLE FALLS CODE.

IT IS HEREBY ORDAINED by the Township Committee of the Township of Little Falls in the County of Passaic, and State of New Jersey that the existing Sign Ordinance in Chapter XXXIII, Article III, Section 33-34 is deleted in its entirety and replaced with a new Sign Ordinance as follows:

33-34 SIGNS

33-34.1 Purpose. The purpose of this section is to permit signs that will not, by their reason, size, location, construction or manner of display: endanger the public safety of individuals; confuse, mislead or obstruct the vision necessary for traffic safety; limit adequate light and air; overcrowd land or buildings or diminish their values; adversely impact the various zoning districts in the Township of Little Falls or otherwise endanger public health, safety and morals; and to permit and regulate signs in such a manner as to support and compliment land use objectives set forth in the Little Falls Township Zoning Ordinances.

33-34.2 Applicability. Notwithstanding any other provision or ordinance, no sign may be erected, altered or maintained within the township except as otherwise provided herein.

33-34.3 Definitions. As used in this section, the following terms have the meanings indicated:

A-FRAME OR SANDWICH SIGN -- An A-shaped temporary and easily movable ground sign, usually two-sided used, for advertising commodities, services or entertainment usually conducted upon the premises where the sign is located.

ANIMATED SIGN -- Any sign that uses movement or change of lighting to depict action or the illusion of movement or create a special effect or scene.

AREA IDENTIFICATION SIGN -- A sign to identify a common area containing a group of structures, or a single structure, such as a residential subdivision, apartment complex, industrial park, mobile home park or shopping center, located at the entrance or entrances of the area. Such signs may or may not consist of a fence or wall or archway with letters or symbols affixed thereto.

AWNINGS -- Roof-like coverings extending over a walkway, sidewalk or exterior place, supported by a frame attached to the building and/or ground with a surface made of fabric or a more rigid material, such as plastic or metal, and either retractable against the building or fixed in place.

AWNING SIGN -- Any sign that is a part of, attached to or printed on an awning, canopy or other fabric, plastic or structural protective cover over a door, entrance, window or outdoor service area.

BANNER -- Any sign printed or displayed upon cloth or other flexible material, with or without frames. National flags, state or municipal flags or the official flag of any not-for-profit institution shall not be considered banners for the purposes of this chapter.

BEACON -- A stationary or revolving light which flashes or projects illumination, single color or multicolored, in any manner which is intended to attract or divert attention; except, however, this term is not intended to include any kind of lighting device which is required or necessary under the safety regulations described by the Federal Aviation Agency or similar agencies.

BILLBOARD or OFF-SITE ADVERTISING SIGN -- A sign which directs attention to anything except the business, or function offered upon the premises where the sign is located.

BUILDING MARKER -- Any sign indicating the name of a building and date and incidental information about its construction, which sign is cut into a masonry surface or made of bronze or other permanent material.

BUILDING SIGN -- Any sign attached to any part of a building, as contrasted to a freestanding sign.

BULLETIN BOARD -- Any sign erected by a charitable, educational or religious organization or a public body, which is erected upon the same property as said institution, for purposes of announcing changing events.

BUSINESS SIGN -- A sign which directs attention to a business, industry, profession, commodity, service or entertainment sold or offered upon the premises where such sign is located.

CHANGEABLE MESSAGE -- A sign or portion thereof with characters, letters or illustrations that can be changed or rearranged without altering the face or the surface of the sign. A sign on which the message changes more than eight times per day shall be considered an animated sign and not a changeable message sign for purposes of this chapter. A sign on which the only copy that changes is an electronic or mechanical indication of time or temperature shall be considered a time and temperature portion of a sign and not a changeable message sign for purposes of this chapter.

COMMERCIAL MESSAGE -- Any sign wording, logo or other representation that, directly or indirectly, names, identifies or calls attention to a business, product, service or other commercial activity.

CONSTRUCTION SIGNS -- Any sign giving the name or names of principal contractors, architects and lending institutions responsible for construction on the site where the sign is placed, together with other information included thereon.

DIRECTIONAL SIGN -- A sign intended to direct or point toward a place or which gives directions. Such signs shall carry no advertising copy describing the activities carried on at the premises where such signs are located.

DIRECTORY SIGN -- A sign listing the tenants or occupants of a building.

DISPLAY SURFACE AREA -- The net geometric area enclosed by the display surface of the sign, including the outer extremities of all letters, characters and delineations, the surfaces upon which they are presented, voids between elements of the sign or any element of the display that goes beyond the primary surface, whichever is greatest; provided, however, that display surface area shall not include the structural supports for freestanding signs. The display surface area (or area) for a sign with more than one face shall be computed by adding together the area of all sign faces visible from any one point. When two identical sign faces are placed back-to-back, so that both faces cannot be viewed from any point at the same time, and when such sign faces are part of the same sign structure and are not more than 12 inches apart, the sign area shall be computed by the measurement of one of the faces.

ERECT -- To construct, build, raise, assemble, place, affix, attach, create, paint, draw or in any other way bring into being or establish, but not including any of the foregoing activities when performed as incidental to the normal maintenance or repair of a sign or sign structure.

EXTERNALLY ILLUMINATED SIGN -- Any illuminated sign whose illumination is derived from an external artificial source outside the display portion of the sign.

FACADE -- The total wall surface, including door and window area of a building's principal face. A mansard roof shall be considered as part of the facade.

FLAG -- Any fabric or bunting containing distinctive colors, patterns or symbols, used as a symbol of a government, political subdivision or other not-for-profit institution. A flag as defined herein is not a pennant.

FLASHING SIGN -- An illuminated sign, the illumination of which is not kept constant in

Illuminated signs which indicate the time, temperature, weather or similar public service information shall not be considered flashing signs.

FREESTANDING OR GROUND SIGN -- Any sign supported by permanent structures or supports that are placed on or anchored in the ground and that are independent from any building or other structure.

ILLUMINATED SIGN -- A sign which is lighted by a self-contained interior light or by lights projected or directed onto it.

INCIDENTAL SIGN -- A sign, generally informational, that has a purpose secondary to the use of the zone lot on which it is located, such as "no parking," "entrance," "loading only," "telephone" and other similar directives. No sign with a commercial message legible from a position off the zone lot on which the sign is located shall be considered incidental.

INTERNALLY ILLUMINATED SIGN -- Any sign whose sole source of artificial illumination is contained within the display portion of the sign, including neon-type signs and internally and back-lit signs.

LOCATION -- Any lot, premises, building, structure, wall or any place whatsoever upon which a sign is located.

MARQUEE -- A permanent roof-like structure projecting beyond a building or extending along and projecting beyond the wall of the building and supported in part from the ground, generally designed and constructed to provide protection from the weather.

MARQUEE SIGN -- Any sign attached to, in any manner, or made a part of a marquee.

NAMEPLATE SIGN -- A sign which states the name or address, or both, of the occupant of the premises where the sign is located and not exceeding 1 square feet in area.

NEON SIGN -- Self-luminous electric signs usually constructed of glass tubing containing a vapor or gas configured to form a display or lettering.

NONCONFORMING SIGN -- Any sign that does not conform to the requirements of this chapter.

OFFICIAL SIGN -- Any sign, symbol or device erected and maintained by the federal government, State of New Jersey, County of Passaic, Township of Little Falls or a public utility for the purpose of informing or guiding the public or for the protection and promotion of the health, safety, convenience and general welfare of the public.

OVERHANGING SIGN -- A sign suspended from a marquee, awning, canopy or a wooden or metallic bar where such sign is located within the public right-of-way or other than parallel to the facade.

PENNANT -- Any lightweight plastic, fabric or other material, whether or not containing a message of any kind, suspended from a rope, wire or string, usually, but not necessarily, in series, designed to move in the wind.

PERSON -- Any association, company, corporation, firm, organization or partnership, singular or plural, of any kind.

POLITICAL SIGN -- A sign advancing the candidacy of any candidate or group of candidates for public office or a cause subject to political judgment.

PORTABLE or MOBILE SIGN -- Any sign not permanently attached to the ground or other permanent structure, or a sign designated to be transported, including but not limited to signs designed to be transported by means of wheels; A-frames and sandwich board signs;

balloons used as signs; umbrellas used for advertising; and signs attached to or painted on vehicles parked and visible from the public right-of-way, unless said vehicle is used in the normal day-to-day operations of the business.

PROFESSIONAL SIGN -- A sign listing only the name, profession and/or specialty of each practitioner.

PROJECTING SIGN -- Any sign affixed to a building or wall in such a manner that its leading edge extends more than one foot beyond the surface of such building or wall.

PUMP ISLAND CANOPY SIGN -- A flush-mounted sign on the vertical surface and canopy which is the ornamental or protective roof-like structure erected above the pumps of a gasoline station.

REAL ESTATE SIGN -- A temporary sign placed upon the property for the purpose of advertising to the public the availability for sale, rent or lease of said property.

ROOF LINE -- The juncture of the roof and the perimeter wall of the structure.

ROOF SIGN -- Any sign erected, constructed and maintained upon or over the roof of any building with the principal support of the roof structure or parapet wall.

SETBACK -- The distance from the property line to the nearest part of the applicable building, structure or sign, measured perpendicularly to the property line.

SIGN -- Shall mean and include every object, device, frame, figure, character, mark, point, fixture, graphic design, picture, stroke, stripe, trademark, model, emblem, placard, symbol, display, light, logo or reading matter which is used or intended to be used to advertise, identify, display, direct or attract attention to an object, person, institution, organization, business, product, service, event or location by any means, including words, letters, figures, designs, symbols, colors, illumination or projected images, when the same is placed in the view of the general public, either outdoors or indoors. Any of the above which is not placed out of doors, but which is illuminated with artificial or reflected color or otherwise made visible from out of doors, shall be considered a sign within the meaning of this chapter, when placed in such a way as to be used to attract attention or convey information to motorists or pedestrians.

TEMPORARY SIGN -- Any sign that is used only temporarily and is not permanently mounted.

WALL SIGN -- Any sign that shall be affixed parallel to the wall or printed or painted on the wall of any building in such a manner as to read parallel to the wall on which it is mounted; provided, however, said wall sign shall not project above the top of the wall or beyond the end of the building. For the purposes of this chapter, any sign display surface that is affixed flat against the sloping surface of a mansard roof shall be considered a wall sign. Any sign that is affixed to the face of a building marquee, building awning or a building canopy shall be considered a wall sign.

WINDOW -- Total glass area presented to public view for purposes of display.

WINDOW SIGN -- Any sign, pictures, symbol, or combination thereof, designed to communicate information about an activity, business, commodity, event, sale or service, that is placed inside a window or upon the window panes or glass and is visible from the exterior of the window.

33-34.4 Permit Required. No sign, except those set forth under Section 33-34.10 below, shall be erected, installed, posted, placed, relocated, affixed or maintained upon any premises unless a zoning permit shall have first been obtained therefor from the Construction Official or Zoning Enforcement Officer and the fee, if required, paid.

33-34.5 Permit Application Procedure; Fees; Appeals.

a. An application for permit shall contain the following information:

1. Name, address and signature of the applicant.
2. The design, specifications and plans of the sign including dimensions, materials and details of the construction.
3. Location of the building to which the sign is to be attached or the premises on which it is to be erected. The size and location of all existing signs shall be included.
4. Name and address of the person, firm or corporation erecting the sign.
5. Written consent of the owner of the building to which the sign is to be attached or the premises on which it is to be erected.
6. Such other information as the Construction Official or Zoning Enforcement Officer may require to show full compliance with this section and all other ordinances of the township.

b. Every application hereunder, except those signs set forth under Section 33-34.10, shall be accompanied by the fee as provided for under Chapter X, Section 10-1.3, Construction Fee Schedule.

c. The Construction Official or Zoning Enforcement Officer shall issue the permit only if:

1. The application has been submitted in the form and manner required.
2. The proposed sign complies in all respects with the requirements herein and all other ordinances of the township.

d. Every permit issued pursuant to this section shall automatically expire if the sign authorized hereunder shall not have been erected, posted, placed or affixed within ninety (90) days of the date of issuance.

e. The Construction Official or Zoning Enforcement Officer shall revoke any permit if the sign for which it has been issued shall become violative of this section or any ordinance of the township.

f. The Construction Official or Zoning Enforcement Officer shall maintain every application and a copy of every permit as a public record.

g. Each approved permit shall be numbered and the permit number recorded by the Construction Official or Zoning Enforcement Officer as part of the permanent public record maintained in accordance with this subsection.

h. Appeals. The Planning Board shall have jurisdiction over all appeals or variances requested from the terms of this chapter.

i. Site Plans. If the installation or erection of any sign is contained in a site plan application, the Planning Board shall have jurisdiction over the application.

33-34. Nonconforming Signs. Any existing sign that was legally erected and maintained may continue to exist at its present location but shall not be altered, rebuilt, relocated, enlarged or extended if the change results in a less conforming sign in any aspect.

33-34.7 Prohibited Signs. The following signs are prohibited in all zone districts in the Township of Little Falls unless otherwise permitted by this chapter:

- a. No sign shall be erected, used or maintained which in any way simulates official directional, traffic or warning signs erected or maintained by the state, the county or the township or by any public utility or similar agency concerned with the protection of the public health or safety.
- b. No sign of any type shall be permitted to obstruct or otherwise confuse directional and identification signs, other places of business or other signs.
- c. Signs using red, yellow or green lights placed within 100 feet of any traffic control signal now or hereafter erected or placed so as otherwise to create confusion with respect to such signals.
- d. Any sign which is of such form, character or shape so as to confuse or distract the attention of the operator of a motor vehicle or any sign which creates a danger to the operator of a motor vehicle or pedestrians.
- e. No sign may obstruct any window, door, fire escape, stairway or opening intended to provide light or ingress and egress to or from any building or structure or which creates a fire, safety or health risk..
- f. Animated, moving or revolving signs and signs using blinking, flashing, vibrating, flickering, tracer or sequential lighting, which display movement or the illusion of movement, including interior signs visible from the exterior of the premises.
- g. Projecting wall signs, unless incorporated as an element of an awning, which usage must conform to the appropriate sections of this chapter.
- h. Signs, other than officially authorized signs, attached to poles, trees, posts, fences, sidewalks or curbs.
- i. No portion of any sign, other than official traffic control devices or street signs, shall be located within or encroach upon the public right-of-way.
- j. Signs painted on the surface of a building.
- k. Roof signs of any type.
- l. A-frame, mobile, stand-alone or sandwich-type signs.
- m. All balloons and inflatable signs, except as permitted for temporary use up to seven (7) days. A permit for these signs shall be required from the Construction Official or Zoning Enforcement Officer. Only two (2) temporary permits per year for balloon and inflatable signs shall be allowed for each business.

33-34.8 General Regulations and Restrictions.

a. Signs in residential zones. No signs shall be permitted in the Residential District except as otherwise specifically permitted:

- (1) A name or announcement sign accessory to a church, school or other institution of a public or quasi-public nature, provided that the size of any such sign shall not exceed twenty (20) square feet and not more than one such sign shall be permitted on a lot. Such sign may only be interior-lighted.
- (2) A professional or announcement sign accessory to an existing home professional office in a residence building, provided that such sign shall not exceed two square feet in area. Such sign shall be fixed flat on the main wall of such building and shall not project more than eight inches. Only one such sign shall be permitted and may only be interior lighted.
- (3) Decorative, nonilluminated signs showing the name and/or address of the house or family, not larger than one square foot in area. Not more than one such sign shall be erected for each dwelling unit on any one lot.

(4) One area identification sign for each entrance to a garden apartment complex, not to exceed six square feet in area per sign.

(5) All signs in residential districts, as specifically permitted, shall have a setback of at least twenty (20) feet from all lot lines.

b. Signs in non-residential zones. No signs shall be permitted in any non-residential zone except as otherwise specifically permitted:

(1) Any sign permitted in a residential district.

(2) In the Business B-1, Business B-2 and Business B-3 Districts, one (1) sign attached to the wall of the main building, or a ground sign which complies with the setback and height regulations for the district. Such sign shall identify the business or businesses conducted on the premises. The permitted total surface display area of all permitted signs hereunder shall not exceed the square footage figures produced by application of the following formulas (street frontage being expressed here in linear feet): 0.50 times the total principal street frontage plus 0.30 times the secondary street frontage in the case of a corner lot.

(3) In the Industrial I District, one (1) sign shall be permitted which is attached to the main wall of the building. Such sign shall identify the business or businesses conducted on the premises. The permitted total surface display area of all permitted signs hereunder shall not exceed the square footage figures produced by application of the following formulas (street frontage being expressed here in linear feet): 0.75 times the total principal street frontage plus 0.30 times the secondary street frontage in the case of a corner lot.

c. Restrictions on signs in nonresidential zones. No sign shall be erected, posted, placed, affixed or maintained upon any nonresidential premises unless:

(1) Signs must be accessory to the principal use, identifying only a business or businesses conducted on the premises where the sign is located. Such sign shall state only the name of the occupant of the premises and, in concise form, the nature of the business or professional activity or activities conducted there.

(2) Signs attached to the wall of the main building shall identify the business or businesses conducted on the premises. Such sign shall not project more than twelve (12) inches from the building facade to which it is attached; however, where a sign extends more than three inches from the face of said wall, the bottom of said sign shall not be closer than eight feet to the ground level below said sign. Signs attached to a wall of a building shall not exceed 25% of the wall area.

(3) No more than one (1) sign shall be erected, posted, placed, affixed or maintained upon any building for purposes of identifying each business or industry therein.

(4) No more than one (1) signs shall be erected, posted, placed, affixed or maintained upon the face of any one wall of any business or industry conducted therein.

(5) No more than one (1) freestanding sign per business premises shall be permitted on any one street frontage. Such sign may be internally or externally illuminated and shall comply with the surface display area square footage requirements set forth under Section 33-34.8(b) herein. No ground sign shall be located closer than twenty (20) feet to a lot line or be greater than thirty-five (35) feet in overall height.

d. Billboard or off-site advertising signs. Billboard or off-site advertising signs shall be prohibited in all zoning districts except in the B-2 Business Zone as a conditional use.

e. Awnings. Awnings associated with principal uses in the business district zones shall conform to the following specifications:

(1) Fixed awnings attached to buildings shall not extend from the building more than twenty-four (24) inches, nor be greater than thirty-six (36) inches in height. Drop or retractable awnings shall not extend from the building more than six (6) feet. The lower edge of the curtain of any awning or canopy shall be no closer to the ground or sidewalk than eight (8) feet. No part of the iron or other supporting framework shall be closer than seven (7) feet eight (8) inches to the ground or sidewalk.

(2) Two (2) signs are permitted per establishment if one consists of an awning; provided, however, that the lettering on any such awning must be located on the vertical fringe and must be no more than four (4) inches in height. If any lettering exceeds four (4) inches in height or any lettering, symbol, logo or graphic appears anywhere on the awning or canopy other than on the vertical fringe, then the awning or canopy shall be considered to be the one sign permitted per establishment and per building front. Lettering or other graphics on the ends of a canopy or awning are specifically prohibited.

(3) No internal lighting for awnings shall be permitted.

(4) Notwithstanding the provisions of this article, any awning erected in such a manner, design or location so as to obstruct pedestrian traffic or which creates an obstruction to view by vehicular traffic or in any way creates a safety hazard to person or property shall be prohibited.

33-34.9 Design Standards.

a. Freestanding signs are encouraged to be erected in such a manner as to be considered ground signs or lawn signs.

b. Signs shall be located outside of sight triangles wherever practicable, and where this is not possible, said sign(s) may only be located within the sight triangle if the sign(s) can be configured in a manner that does not obstruct driving vision.

c. No sign of any type will be permitted to obstruct driving vision, traffic signals and traffic direction and identification signs.

d. Illuminated signs shall be designed, located, shielded and directed so as to prevent the extension of glare or direct light beyond the lot lines and beyond curbing or road edges adjacent to the property. Signs may only be illuminated during normal business hours and in no event beyond 9:00 p.m. All exterior-lighted signs shall be shielded or have translucent fixtures to prevent negative off-site effects.

e. Computation of area of multi-faced signs. The display surface area (or area) for a sign with more than one face shall be computed by adding together the area of all sign faces visible from any one point. When two identical sign faces are placed back-to-back, so that both faces cannot be viewed from any point at the same time, and when such sign faces are part of the same sign structure and are not more than 12 inches apart, the sign area shall be computed by the measurement of one of the faces.

f. Maintenance. All signs shall be maintained in a safe, presentable and good structural condition at all times, including the replacement of defective parts, painting, repainting, cleaning and other acts required for the maintenance of said sign. The owner of any property on which a sign is located and those responsible for the maintenance of the sign shall be equally responsible for the condition of the sign. Any sign that is or shall become dangerous or unsafe in any manner whatsoever shall be repaired and made safe, in conformity with

this chapter, or shall be removed by the owner, lessor, agency or occupant of the building, property or land upon which it is placed or to which it is attached. In the event any sign is in an unsafe or dangerous condition and is not corrected or abated, the Construction Official or Zoning Officer shall require its removal in accordance with and in the same manner provided for in the Little Falls Township Property Maintenance Code.

33-34.10 Exempt Signs. The following signs shall not require permits and are exempt, so long as they conform to the standards contained herein:

- a. Official signs posted by governmental agencies or pursuant to government statute, order or regulation.
- b. Real estate signs advertising the sale, lease or rental of the premises upon which the sign is located, limited to one sign per lot or premises advertised for sale or rent. Real estate signs for residential properties are limited to six (6) square feet in area and twelve (12) square feet for commercial or industrial properties. Any such sign shall be located at least twenty (20) feet from the property curblin.
- c. Lights and strings of illuminated devices and graphics used to celebrate a national or religious holiday for a period not to exceed fourteen (14) days before the holiday and fourteen (14) days following the holiday.
- d. Residential nameplate and professional nameplate signs, not exceeding one square feet in area for each side. The signs shall not contain any advertising message and shall be nonilluminated.
- e. Historic tablets, cornerstones, memorial plaques and emblems which do not exceed six square feet in area and which are installed by government agencies or civil or religious organizations.
- f. Temporary signs for advertising public functions or fund-raising events for nonprofit or charitable organizations, provided that such signs do not exceed twenty-four (24) square feet in area and are not illuminated. Said signs shall be put in place no earlier than fourteen (14) days before the event and shall be removed upon completion of the public phase of said event or function.
- g. Bulletin boards not over twelve (12) square feet in area for public, charitable or religious institutions when the same are located on the premises of said institutions and are used solely for temporary notices.
- h. Nonilluminated on-site directional and parking signs, warning signs and signs posting property as "private property," "no trespassing" or similar signs not to exceed three (3) square feet in area.
- i. Temporary signs denoting the architect, engineer or contractor when placed upon the site under construction and not exceeding six (6) square feet in area. Said signs shall be in place only while work is in progress and shall be placed at least twenty (20) feet from the curblin.
- j. Garage sale signs located on the premises only, not exceeding three (3) square feet and containing the date of sale. Such sign shall be removed within 24 hours of the last day of sale.
- k. Temporary promotional decorations for opening day of a new business to be displayed for a period not to exceed thirty (30) days. Decorations shall consist of small grand opening banners and small balloons.
- l. Flags or emblems of religious, education, civic or governmental organizations.
- m. Window stickers denoting organizational affiliations, credit card availability, burglar systems, pet restrictions, hours of

operation, etc. No more than four (4) signs totaling twenty-four (24) square inches are permitted.

n. Special signs serving the public convenience such as "Notary Public," "Public Rest Rooms," "Public Telephone" or words of similar import. The area of such sign shall not exceed twenty-four (24) square inches.

o. Signs which are an integral part of vending machines, including gasoline pumps and milk machines, provided that they do not exceed eight (8) square feet in area.

p. Temporary, non-illuminated political signs, provided that such signs do not exceed eight (8) square feet in area and are not eight feet above ground. Such signs may not be displayed on any trees, telephone poles or lighting stanchions or other public property. All such signs shall be erected no earlier than thirty (30) days prior to an election and shall be removed within five (5) days after the completion of said political election.

q. Temporary window posters when posted inside commercial establishments, provided that they do not occupy more than 25% of the total area of said window.

33-34.11 Enforcement authority; violations and penalties.

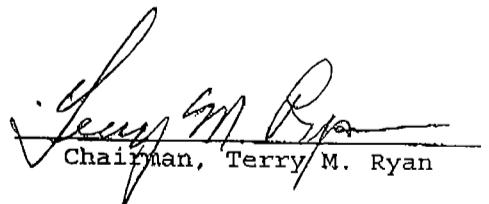
a. The Construction Official or Zoning Enforcement Officer shall have the responsibility and authority to enforce the provisions of this chapter.

b. Violations and penalties. Any party alleged to be in violation of this chapter may be issued a summons and, upon conviction in the Municipal Court, may be punished by a fine not to exceed \$500 or imprisonment for a term not to exceed ninety (90) days, or both.

33.34.12 Severability. If any section, paragraph, subdivision, clause, sentence, phrase or provision of this ordinance is declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

This ordinance shall take effect upon final passage, adoption and publication as required by law.

PASSED AND ADOPTED: September 8, 2003


Chairman, Terry M. Ryan

ATTEST: 
Township Clerk