

**CHARTER AND CODE
OF
PLAINFIELD, NEW JERSEY
1971**

**The Charter
and
The General Ordinances of the City**

**CODED SYSTEMS CORPORATION
120 MAIN STREET
AVON, NEW JERSEY 07717**



Adoption of Municipal Code of the
City of Plainfield, New Jersey, 1971.

An Ordinance Adopting A Revision And Codification Of The General Ordinances Of The City Of Plainfield, Entitled "Municipal Code Of The City Of Plainfield, New Jersey, 1971; "Providing For The Repeal Of Certain Ordinances Not Included Therein, With Certain Exceptions; Providing For Other Purposes Hereinafter Set Out; Providing That The Code Be Kept On File For Public Use And Examination.

BE IT ENACTED BY THE COUNCIL
OF THE CITY OF PLAINFIELD:

Sec. 1. Adoption.

(a) There is hereby adopted by the City of Plainfield that certain Code entitled "Municipal Code of the City of Plainfield, New Jersey, 1971" containing the Plainfield Charter (1968) and all general ordinances of the City of Plainfield as revised and codified in Chapters 1 to 17 inclusive. A copy of the Code is annexed hereto and made a part hereof without the inclusion of the text thereof herein.

(b) Three (3) copies of the "Municipal Code of the City of Plainfield, New Jersey, 1971" have been placed on file in the Office of the City Clerk upon the introduction of this ordinance and will remain on file therein until final action is taken on this ordinance for the use and examination of the public.

(c) If this ordinance is adopted the copies shall remain on file in the Office of the City Clerk as long as this ordinance is in effect and three (3) copies shall be placed on file in the Office of the City Clerk as long as this ordinance is in effect, for the use and examination of the public.

Sec. 2. Repeal of prior general ordinances.

That the provisions of the Code shall be in full force and effect on and after July 7, 1971, and all ordinances of a general and permanent nature in full force and effect on that date and not contained in the Code are hereby repealed from and after that date except as hereinafter provided. On and after that date, all violations against any provision of the Code shall be charged and prosecuted as in violations of this ordinance and the particular Section or Sections of the Code involved, or as it may thereafter be amended.

Sec. 3. Exception to repeal of prior ordinances.

That the repeal provided in the preceding Section of this ordinance shall not affect the following:

(a) Offense, penalty or forfeiture.

Any offense or act committed or done or any penalty or forfeiture incurred before the day this ordinance shall become law.

(b) Contract or right.

Any contract or right established or accruing before the day this ordinance shall become law.

(c) City indebtedness or obligation.

Any ordinance or resolution promising or guaranteeing the payment of money for the City or authorizing the issue of any bonds of the City or any evidence of the City's indebtedness, or any contract or obligation assumed by the City before the day this ordinance shall become law.

(d) Administrative regulations.

The administrative ordinances or resolutions of the Council not in conflict or inconsistent with the provisions of the Code.

(e) Annual appropriations.

The annual appropriation ordinances.

(f) Franchise or right.

Any franchise or right established, conferred or accruing by ordinance or resolution before the day this ordinance shall become law.

(g) Salaries of the City officers or employees.

Any ordinance relating to the salaries of the City officers or employees as it affects salaries prior to adoption of this Ordinance.

(h) Special ordinances and resolutions.

Any special, temporary or noncontinuing ordinance or resolution.

(i) Status of public streets and property.

Any ordinance or resolution dedicating, accepting, opening, naming, vacating, or closing any street or alley, park or square.

(j) Improvements and assessments.

An ordinance or resolution of the City providing for local improvements or levying assessments for local improvements.

(k) Tax Levy.

An ordinance levying or imposing any tax.

(l) Vehicles and Traffic.

All existing ordinances, resolutions and schedules relating to vehicles and traffic establishing and prescribing but not limited to through streets, parking prohibitions or limitations, one-way traffic, limitations on load of vehicles, loading zones, speed limits, parking meters, stop and yield intersections, taxi stands, bus stops, turn prohibitions, no passing zones, traffic signs, stop signs, street traffic,

parking or obstructions. The provisions of Subsection (1) are hereby saved from repeal pending approval of proposed new sections by the New Jersey Division of Motor Vehicles, at which time the same shall be automatically repealed.

Sec. 4. Additions, amendments and supplements.

That any additions, amendments or supplements to the Code when passed in such form as to indicate the intention of the Council to make them a part of the Code, shall be deemed to be incorporated in the Code so that a reference to the "Municipal Code of the City of Plainfield, New Jersey, 1971" shall be understood as including them.

Sec. 5. Severability.

It is hereby declared to be the intention of the Council that the Sections, paragraphs, clauses, phrases and sentences of this ordinance and the Code hereby adopted are severable, and if any Section, paragraph, clause, phrase or sentence of this ordinance and the Code hereby adopted shall be declared unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect the remaining Sections, paragraphs, clauses, phrases, or sentences of this ordinance or the Code hereby adopted.

Sec. 6. Effective date.

This ordinance shall be effective 15 days after final passage and approval, as provided by law.

Adopted by the City Council, June 21, 1971.

Adopted by the Mayor, June 22, 1971.

Frank H. Blatz, Jr.

Mayor

Elfert C. Burfeind

City Clerk

Certified as to Legality and Form:

William A. Dreier

Corporation Counsel

I hereby certify that the printing and distribution of this volume have been provided for and authorized by the City Council of the City of Plainfield pursuant to N.J.S. 40:49-4, and contains the Charter and general ordinances (Municipal Code, 1971) of said City. It is admissible in evidence as provided by N.J.S.A. 2A:82-14. This certification encompasses pages 1 through 655 of this volume, as originally issued June 22, 1971. Supplemental pages shall be suitably identified and dated, and supplemental certifications shall be appended hereto.

William A. Dreier
Corporation Counsel
City of Plainfield

Dated: July 7, 1971

PREFACE

This volume, which is the 1971 Revision and Codification of the Ordinances of the City of Plainfield, contains the Plainfield Charter (1968), and all general ordinances of the City of Plainfield, other than the Building Code, Property Maintenance Code, Fire Prevention Code, Plumbing Code and Sanitary Code, and subsidiary Codes, all of which are adopted by reference in the Municipal Code, 1971, with copies available in the appropriate City offices.

Special ordinances dealing with only a portion of the City's inhabitants rather than all of them, or relating to special or limited purposes, such as ordinances levying special assessments, vacating, and opening streets and public ways, providing for bond issues and other single-purpose ordinances are not included herein.

The ordinances contained in this Code were classified according to subject matter, obsolete and conflicting provisions were eliminated and the remainder edited and, in many instances, substantially revised.

To facilitate usage, the Code Chapters are arranged in alphabetical order and numbered consecutively by Arabic numerals. Each Chapter is preceded by a Chapter Table of Contents which designates the material included within the Chapter. The general index, which appears at the end of the Code, will serve as an accurate aid in locating specific provisions within the Code and the Charter. Where appropriate, the Chapters have been subdivided into Articles and Sections. Catchlines precede each of the various Code subdivisions. These Catchlines indicate in capsule form the contents of each subdivision.

The legislative history appearing at the end of many Sections in the Code will enable the user to readily ascertain the Section of the 1957 Plainfield Revised Ordinances, or other ordinance from which the new Section has been derived.

Footnotes are contained throughout the Code in an effort to correlate related Code provisions, Plainfield's Charter, relevant New Jersey State laws and reported court decisions.

The National Institute of Municipal Law Officers (NIMLO) and William A. Dreier, Corporation Counsel, wish to express their appreciation for the cooperation of all the Plainfield City officials and employees during the preparation of the Plainfield Codification. Particular appreciation is due Kennedy Shaw, City Administrator and Elfert C. Burfeind, City Clerk for their assistance during the progress of the Codification.

This Code was prepared by NIMLO staff attorneys Abe J. Rosenbleet and R. Colette McKenna under the direction of William A. Dreier, Corporation Counsel of the City of Plainfield.

General supervision in the preparation of this Code was by Charles S. Rhyne, General Counsel and Brice W. Rhyne, Assistant General Counsel.

