

**BOROUGH OF MENDHAM  
MORRIS COUNTY, NEW JERSEY**

**ORDINANCE #004-2026**

**ORDINANCE OF THE BOROUGH OF MENDHAM,  
COUNTY OF MORRIS, STATE OF NEW JERSEY  
AMENDING CHAPTER 190, STREETS AND SIDEWALKS,  
OF THE BOROUGH CODE, TO ADD ARTICLE V, SNOW  
AND ICE REMOVAL**

**WHEREAS**, the Borough has reviewed concerns regarding the health, safety, and welfare of residents traversing the Borough's sidewalks during the winter, including senior citizens and children walking to school; and

**WHEREAS**, the Borough has determined that it is appropriate and necessary to amend the Borough Code to require owners and/or tenants of both residential and commercial properties abutting sidewalks to be responsible for maintaining sidewalks so they are free of snow and ice after winter weather events; and

**WHEREAS**, the Mayor and Council desire to amend the Code to include this requirement.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Mendham, County of Morris, and State of New Jersey, as follows:

**SECTION 1.** Chapter 190, Streets and Sidewalks, is hereby amended to add new Article V, Snow and Ice Removal, to read as follows in its entirety:

§ 190-46. Removal from sidewalks by owners/tenants; time limit.

The owner/tenant/occupant of property bordering upon a public sidewalk shall remove all snow and ice from the abutting sidewalk to enable pedestrians to freely pass thereon within 12 hours of daylight after snow shall fall or be formed thereon, or within such longer period as shall be fixed by the Mayor, Police Department or Director of Public Works.

§ 190-47. No dumping of snow or ice on traveled way.

No owner/tenant/occupant, or their contractor, shall plow, shovel, blow, throw or otherwise deposit snow onto or into any public thoroughfare in such a manner that reduces the cleared traveled roadway.

§ 190-48. Clearance of fire hydrants.

The owner/tenant/occupant of private property with fire hydrant is located upon the property or within the Borough right-of-way shall not throw, place, or deposit snow and ice around, on, or over the fire hydrant.

§ 190-49. Sanding or salting permitted.

If ice is frozen so as to make removal impracticable, the abutting owner/tenant/occupant shall cause the sidewalk to be thoroughly covered with sand, ashes, or rock salt within 12 hours of daylight after every snow fall.

§ 190-50. Removal by Borough; cost as lien.

If an owner/tenant/occupant fails to remove snow and/or ice as required by this article, the Borough may cause same to be removed under the direction of the Director of Public Works, who shall certify the cost thereof to the Borough Council. The Council shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against the land abutting or bordering such sidewalk. The charge shall become a lien upon such land and shall be added to and form part of the taxes assessed and levied upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

§ 190-51. Violations and penalties.

If an owner/tenant/occupant fails to comply with any provision of this article, the Borough Police Department shall provide a notice/warning of the date and time, the required actions to be taken, and a reasonable time period not to exceed 12 hours to comply. The notice/warning may be affixed to the door of the structure located on the premises if owner or tenant cannot be located on the premises.

If, after receiving a first notice/warning, the owner/tenant/occupant again fails to comply with any provision of this article, the owner or tenant shall pay a fine of \$250.

**SECTION 2.** All ordinances of the Borough of Mendham that are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 4.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: March 4, 2026

Adopted:

DATED: March 4, 2026

ATTEST:

\_\_\_\_\_  
James Kelly, Mayor

\_\_\_\_\_  
Lauren McBride, Borough Clerk