



CITY OF NEWARK

Ras J. Baraka
MAYOR

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DEPARTMENT OF ENGINEERING

Michael Wilson
Director of Inspections

61 16TH AVENUE NJ LLC
132 3RD AVE
BROOKLYN 07514

Phone: (973) 733-3813
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NOTICE OF VIOLATION

Reference No: **2017-045940**

Date of Inspection: **12/6/2017**

Location: **61 16TH AVE**

Block / Lot No: **00295 / 00032**

Your property have been inspected and observed in violation of the below mentioned ordinance of the City of Newark.

Code	Type	Description	Remarks
15:4-11(c)	BULK STORAGE	It shall be unlawful for any residential property owner to store or permit storage of any bulky household waste, including household appliances, furniture and mattresses, in areas zoned residential, except in a fully enclosed structure or during days designated for the collection of bulky items.	
15:4-9 (b)	OWNER-OPERATOR TO PROVIDE RECEPTACLES (COURT)	Owner- Operator failed to provide and keep on such premises sufficient and suitable receptacles or cans or barrels with tight-fitting covers therefor for receiving and holding the aforesaid refuse materials. Placement on the curb or sidewalk of plastic bags or containers other than sufficient and suitable receptacles as defined herein is prohibited. Paper and other recyclable materials shall be prepared as set forth in this Title. Any person, firm, or corporation who violates or fails or neglects to comply with any provision of this chapter or rule or regulation promulgated pursuant thereto, shall be punishable upon conviction thereof by a fine or penalty as provided below:	
15:6-3	PERSONS OWNING/CONTROLLING PROPERTY AND PERMITTING ILLEGAL DUMPING.	No person who owns any property in the City or who is in possession of the property, or who is in control of the property, shall allow or permit any person to dump any solid waste, refuse or other material defined in this Title upon the property.	
15:6-4(a)	Solid Waste	OWNER/OPERATOR Failed to maintain premises free of garbage and debris.	

INSPECTION FINDINGS/ REASONS FOR VIOLATION

At time of inspection i found illegal dumping of 6(+) black plastic bags, bed frame, tv, etc

Number of days to correct violations : **0**

ALL VIOLATIONS MUST BE CORRECTED WITHIN THE TIME SPECIFIED ABOVE OR ALL LEGAL ACTIONS WILL BE TAKEN AGAINST YOU.

Inspector : **Torah Brown**

STATEMENT OF YOUR RIGHTS AND OBLIGATIONS (54 - C)

CONTENTS OF NOTICE OF VIOLATION (ITEMS 54-A)

If you have been notified that certain violations must be corrected within a certain number of days a re-inspection will be made after the expiration of that time period and all violations must be corrected or a court complaint will be issued against you for failure to comply with ordinances of the CITY OF NEWARK.

References: (Ord. 15:8-2), (Ord. 29:3-2), (Ord. 29:18-1), (Ord. 29:19-2), (Ord. 39:18-1)

Any person served with any notice referred to hereto may request a hearing thereon, provided said request is made in writing and filed with the manager of the Division of Inspection and Enforcement, 44 MT. Prospect Ave Newark, New Jersey 07107, within 5 days after the notice was served. Upon receipt of such request the Manager shall set a time and place for such hearing to be held no later than 25 days after the receipt and filing of such request. The Manager shall give a 10 day written notice of such hearing by certified registered mail to such person. If the manager at such hearing shall determine that no cause was shown why the notice of violation should be modified or withdrawn, the violation complaint of the notice therefore shall be abated, repaired or corrected within 15 days from the date of such hearing, except where it shall appear that by reason of the existing violation there is an immediate danger to the life, health or safety of the occupant or to others. In that situation that person may be required to abate or repair the condition forthwith. Reference (Ord. 18:1-2.4) (Ord.18:1-2.5)

If at such hearing the manager shall find that the violation cannot be reasonably abated within the time set forth in the notice he may extend the time for the complaint to such period as in his judgment the circumstances shall warrant. Reference (Ord. 18:1-3.4) (Ord.18:1-2.5)

For the enforcement of revised ordinance of the City of Newark, Section 18:3-1.19 (18:3-1.27), (18:3-1.77) (18:3-189) (18:4-1.10) (18:4-1.11) (18:6-.2.6) (18:26-2.7)

Title 15 with the exception of 15:8-2a and Title 29 except where provided, it shall not be necessary for the manager to first give notice of the violation before instituting proceeding in the municipal court for a penalty for violation of any of the provisions. Each day's failure to comply with any such provision shall constitute a separate offense. Reference (Ord. 18:1-2.6) (Ord.18:1-2.7)

ORDER TO CEASE OPERATING FORTHWITH (ITEM 54B)

If you have been inspected and observed in violation of the Zoning, Licensing, or Construction Ordinance of the CITY OF NEWARK, you are ordered to cease operating forthwith pending final compliance action or final court disposition. Each day's failure to comply with any such provision shall constitute a separate offense.

Reference (Ord. Title 5) (Ord. Title 8) (Ord. Title 16) (Ord. Title 12) (Ord. Title 29) (Ord. Title 40)

PROPERTY DECLARED UNFIT FOR HUMAN HABITATION ITEM 54D

It has been determined that the property is unfit for human habitation of occupancy of use by reason of its being infested with disease, or by reason of its being in a condition dangerous to health of life, or to be likely to cause a sickness among the occupants, or by reason of its being so decayed, unsanitary, unsafe, or vermin infested that it creates a serious hazard to the health or safety of the occupants or the public, or by reason of lack of safe illumination, ventilation or sanitation facilities adequate to protect the health or safety of the occupants or to the public, or to be likely to increase the risk of fire or other calamities.

If the manager of the Division of Inspections and Enforcement determines after notice and hearing as specified, the building under the consideration if unfit for human habitation or occupancy he shall issue a cause to be served upon the owner and parties in the interest an order to vacate and have the building vacated and closed within the time set forth in the order. If the owner fails to repair, alter or improve the building, then the owner shall be required to demolish the said building within a reasonable time.

When it is determined that a building or dwelling unit is unfit for human habitation within the meanings of the Housing Code, no person shall thereafter unless pursuant to stay by a court of competent jurisdiction receive rental, offer for rent, or permit the occupancy of said building of dwelling unit it has been determined that the condition causing the premises to be unfit for human habitation has been abated or removed and that the premises are again fit for human habitation.

References 18:11-1) (18:11-1.2), (18:11-1.3) (18:11-1.4) (18:11-1.5) (18:11-1.6)

LEAD POISON CONTROL VIOLATION NOTICES

The mentioned areas are to be scraped to the bare wood and or plaster removing all paint to a height of four (4) feet from floor. At that time and before re-painting you are to notify this department so that a re-inspection may be made. When the paint has been removed to our satisfaction, you will be given permission to re-paint with a substance, whose total non-volatile ingredients contain not more than one (1) percent of lead by weight.