

CITY OF VINELAND

ORDINANCE NO. 2019-31

ORDINANCE AMENDING ORDINANCE 96-27, AS AMENDED, CHAPTER 280 OF THE CODE OF THE CITY OF VINELAND ENTITLED CHECKS, RETURNED.

WHEREAS, on April 9, 1996, City Council of the City of Vineland adopted Ordinance 96-27 setting forth a charge of \$25.00 to be made when a check issued to the City of Vineland for any payment is returned by the bank upon which said checks is drawn as uncollectible due to insufficient funds; and

WHEREAS, N.J.S.A 40:5-18 permits a municipality to collect a service charge of \$20.00 when an instrument is returned for insufficient funds; and

WHEREAS, it is necessary for the City Code to allow a service fee in an amount not to exceed that as set forth by State Statute; and

WHEREAS, said Statute also permits a municipality to require all further payments made on an account for which a check or other instrument has been returned for insufficient funds be made by cash, certified or cashier's checks.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland that Chapter 280 of the Code of the City of Vineland be amended as follows:

1. Section 280-1 shall be deleted in its entirety and replaced as follows:

A charge of \$20.00 shall be added to any account owing to the City if payment tendered on said account was by a check or other written instrument which was returned for insufficient funds.

2. Section 280-3 shall be added as follows:

280-3 Future Payments on Returned Check Accounts:

Should any payment tendered on any account owing the City of Vineland to be tendered by a check or other written instrument which was returned for insufficient funds, all future payments to be tendered shall be in cash, certified or cashier's check unless otherwise authorized by the Director of the City of Vineland or his/her assignee.

BE IT FURTHER ORDAINED that the balance of Ordinance 96-27 not amended hereby shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, that portion so determined to be unenforceable, shall be void and the balance hereof shall remain in full force and effect.

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BE IT FURTHER ORDAINED that should any Ordinance or portion thereof be inconsistent herewith, such Ordinance or portion thereof shall be void to the extent of such inconsistencies.

This Ordinance shall take effect upon adoption and publication according to law.

Passed first reading:

Passed final reading:

President of Council

Approved by the Mayor:

Mayor

ATTEST:

City Clerk