

Jack Trotta, Mayor
Eric Sorchik, Deputy Mayor
Vincent Lotito, Committeeman
Herbert Marinari, Committeeman
Michael Wysong, Committeeman



121 Evergreen Road
New Egypt, NJ 08533
609-758-2241
609-758-0123 (fax)
www.plumsted.org

Pride in Plumsted

The States Center

THOMPSON, RICHARD E
PO BOX 665
FRED TX 77616

May 9, 2017

To Whom It May Concern:

I am sending this letter concerning the lack of maintenance at your property located at 12 Malsbury Lane (Block 54, Lot 2) it is overgrown and unmaintained. Pursuant to Township Ordinances, Chapter 5 section 2 regarding the "Removal of Brush, Grass, and Weeds " dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris , it is the responsibility of the property owner to maintain the property. A copy of the Ordinance is attached for your review. Also the front porch has fallen down pursuant to Township Ordinance Chapter 9 regarding building maintenance it is the responsibility of the property owner to maintain the building.

If you fail to resolve these issues or contact this office within 10 days of receipt of this letter, a summons will be issued for a court appearance. We thank you in advance for your cooperation in this matter. Please contact me with any questions concerning this matter by phone or by email so that I can then inspect the property again.

Very truly yours,

A handwritten signature in black ink, appearing to read "David J. Leutwyler".

David J. Leutwyler
Plumsted Township NJ.
Code Enforcement Officer
609-758-2241 ext. 114
dleutwyler@plumsted.org

*Mailed
Reg
&
cert. May 9, 2017*

Chapter 5 BRUSH, GRASS AND WEEDS, REMOVAL OF

§ 5-1. Definitions.

As used in this chapter, the following definitions shall have the following meanings indicated:

PERSON -- Includes any person, persons, corporation, partnership or firm or other owner or tenant of the subject property.

§ 5-2. Notice to Remove.

Where it shall be necessary and expedient for the preservation of the public health, safety, general welfare or to eliminate a fire hazard, an owner or tenant of real property, sidewalks and adjacent grass plots within the Township of Plumsted shall remove from such lands, brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris within ten (10) days after notice to remove the same from the designated official of the Township of Plumsted.

§ 5-3. Removal by Township.

If an owner or tenant, who has received notice in accordance with the provisions of § 5-2 hereof, fails to remove from said lands the brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris for which said person was cited, within ten (10) days of the notice to remove the same, then the Township shall have the right to provide for the removal of the same by or under the direction of an officer of the municipality.

§ 5-4. Cost of removal to be lien.

In all cases where any brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris are removed from any lands by the Township under the provisions of this chapter, the municipal officers of the municipality in charge of the removal of said material shall certify the cost thereof to the governing body. Upon receipt of the certificate of cost, the governing body shall examine the same and if found correct shall cause the cost as shown thereon to be charged against the property from which said material was removed. The amount so charged shall become a lien upon such lands and shall be added to and become and form part of the taxes next to be assessed and levied upon said lands and shall bear the same interest rate as taxes and shall be collected and enforced by the officers of the municipality in the same manner as taxes.

§ 5-5. Roadway sight obstructions.

Bushes, shrubs, fences and other obstructions which are within ten (10) feet of a roadway and twenty-five (25) feet of an intersection cannot exceed two point five (2.5) feet in height. This requirement is intended to prevent sight obstruction which could cause automobile accidents.

§ 5-6. Violations and Penalties.

- A. Any person violating or failing to comply with any of the provisions of this chapter shall, upon conviction thereof, be punishable by a fine of not less than one hundred dollars (\$100.) nor more than one thousand dollars (\$1,000.), by imprisonment for a term not to exceed ninety (90) days or by community service of not more than ninety (90) days, or any combination of fine, imprisonment and community service as determined in the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.
- B. The violation of any provision of this chapter shall be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

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May 25, 2017

To Whom It May Concern:

This is a second letter concerning the lack of maintenance at your property located at 12 Malsbury Lane (Block 54, Lot 2) it is overgrown and unmaintained. Pursuant to Township Ordinances, Chapter 5 section 2 regarding the "Removal of Brush, Grass, and Weeds " dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris , it is the responsibility of the property owner to maintain the property. Also the front porch has fallen down. Pursuant to Township Ordinance Chapter 9 regarding building maintenance it is the responsibility of the property owner to maintain the building.

The first letter we sent went unanswered and the issues at 12 Malsbury Lane have not been resolved. Please see the enclosed summons to appear in court on June 22nd 2017 at 12 PM. If you have any questions please contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Dr. J. Leutwyler", with a long horizontal flourish extending to the right.

David J. Leutwyler
Plumsted Township NJ.
Code Enforcement Officer
609-758-2241 ext. 114
dleutwyler@plumsted.org

Mailed
5-26-17
Cer
Reg

COURT I.D. PREFIX COMPLAINT NUMBER
1523 SC 002613

PLUMSTED TOWNSHIP
MUNICIPAL COURT
121 Evergreen Road
New Egypt, NJ 08533-1207

Complaint

The State of New Jersey											
(Please Print) VS.											
Defendant's Name: First			Initial			Last					
Richard			E			Thompson					
Address											
12 Waldbury Ln. Meriden Ridge NJ											
State		Zip Code		Telephone		SOCIAL SECURITY NUMBER					
NJ		08514									
Birth Date:		Mo.		Day		Yr.		Sex		Eyes	
DL #										Height	
										Restrictions	
										State	
										Exp. Date	

STATE OF NEW JERSEY
COUNTY OF

OCEAN

SS:

COMPLAINT

Complaining Witness: Dave Leontwyler

of Plumsted Township

Residing at 121 Evergreen Rd New Egypt NJ
by certification or on oath, says that to the best of his/her knowledge or
information and belief, the named defendant on or about the

May 25 2017 2:30 PM
in PLUMSTED TWP. NUN1523 CODE County of OCEAN NJ

did commit the following offense:

Overgrown bus & weeds
(DESCRIPTION OF OFFENSE)

in violation of (one charge only) Chapter 5

(Statute, Regulation or Ordinance Number)

LOCATION OF OFFENSE	CODE	Describe Location

OATH: Subscribed and sworn to before

me this ___ day of ___, Yr. ___

Signature of Complaining Witness

OR

CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

5-25-17

(Date)

(Signature of Person Administering Oath)

(Signature of Complaining Witness)

PROBABLE CAUSE DETERMINATION FOR ISSUANCE OF PROCESS:

COURT USE ONLY

LAW / CODE ENFORCEMENT USE ONLY

Probable cause is found for the issuance
Of this Complaint-Summons

Yes

No

(Signature of Judicial Officer)

Yes

No

(Signature of Judge)

The complaining witness is a law enforcement officer or a code enforcement officer with territorial and subject matter jurisdiction and a judicial probable cause determination is not required prior to the issuance of this Complaint-Summons.

SUMMONS

YOU ARE HEREBY SUMMONED TO APPEAR

BEFORE THIS COURT TO ANSWER THIS COMPLAINT. IF YOU FAIL TO APPEAR ON THE DATE AND AT THE TIME STATED, A WARRANT MAY BE ISSUED FOR YOUR ARREST.

NOTICE TO APPEAR

COURT APPEARANCE REQUIRED	COURT DATE	Month	Day	Year	Time	AM	PM
☒							

5-25-17
(Date Summons Issued)

Signature of Person Issuing Summons

Complaint-Summons

SF (9/09)

SUMMONS

Jack Trotta, Mayor
Eric Sorchik, Deputy Mayor
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This issue was
resolved in
July of 2017