

ORDINANCE 2023- 15

**AN ORDINANCE OF THE TOWN OF HACKETTSTOWN AMENDING THE  
ORDINANCE FOR LIABILITY AND ANNUAL REGISTRATION REQUIREMENTS  
FOR BUSINESSES**

**WHEREAS**, the State of New Jersey requires that the owner of a business maintain liability insurance for negligent acts and omissions in an amount of not less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence; and

**WHEREAS**, the State of New Jersey requires that such businesses annually register with the municipality the certificate of insurance demonstrating compliance with the liability insurance requirements; and

**WHEREAS**, the State of New Jersey permits municipalities to establish a reasonable administrative fee for the required certificate of registration, as well as fines for noncompliance; and

**WHEREAS**, pursuant to Town Ordinance 2023-6, the Town of Hackettstown adopted and enacted an Ordinance entitled Liability Insurance and Annual Registration Requirements for Businesses; and

**WHEREAS**, the Ordinance for Liability Insurance and Annual Registration Requirements for Businesses is amended to clarify requirements thereunder.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Common Council of the Town of Hackettstown, County of Warren, State of New Jersey, as follows:

**Section One:** Chapter 8 of the Towns Code, entitled "Business and Occupations", is amended by the addition of a new Article 16 to be entitled "Liability Insurance and Annual Registration Requirements for Businesses", to read as follows:

**Chapter 8. Business and Occupations**

**8-181 Exceptions**

- (A) The licensing required by this Chapter shall not apply to any person, firm, corporation, partnership, or other entity that currently holds or comes to hold a valid license issued by the State of New Jersey that exempts the particular Business from municipal licensing. Notwithstanding, nothing in this section shall exempt any Business from complying with Section 8-176(B) and paying the applicable fee set forth in Section 8-179 in accordance with N.J.S.A. 40A:10A-1 *et seq.*

- (B) No license shall be required for the mere delivery into the Town of any goods or property purchased or acquired in good faith at a regular place of business located outside the Town where no intent to avoid the requirements of this chapter can be shown.
- (C) No provision of this chapter shall be applied so as to impose any unlawful burden on interstate commerce or any activity of the federal or state government.

**Section Two:** If any section, subdivision, paragraph, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to such section, subdivision, paragraph, clause, or provision and the remainder of this ordinance shall be deemed valid and effective. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

**Section Three:** This ordinance shall take effect upon final passage and publication thereof according to law.

#### **NOTICE**

Notice is hereby given that the aforesaid ordinance was introduced at a regular meeting of the Common Council of the Town of Hackettstown, New Jersey, held on November 9, 2023, and that at a regular meeting of the same to be held on December 14, 2023 at the Municipal Building, 215 Stiger Street, Hackettstown, New Jersey, at the hour of 7:00P.M., the said Common Council will conduct a public hearing and will consider the final passage of said ordinance.

Paola J. Reilly  
Town Clerk/Administrator

**ORD 2023**

**AN ORDINANCE OF THE TOWN OF HACKETTSTOWN ESTABLISHING ANNUAL REGISTRATION AND LIABILITY INSURANCE REQUIREMENTS FOR BUSINESSES** was the subject of a public hearing and was duly considered at a meeting of the Common Council of the Town of Hackettstown held on December 14, 2023 at the Municipal Building, 215 Stiger Street, Hackettstown, New Jersey and said Ordinance was thereupon adopted upon final passage.

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Paola J. Reilly  
Town Clerk/Administrator

The above Ordinance is approved this  
14<sup>th</sup> day of December, 2023

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Gerald DiMaio, Jr., Mayor