Notice is hereby given that the below entitled ordinance was regularly, duly and finally passed at a meeting of the Mayor and Council of the Borough of Butler in the County of Morris, State of New Jersey, held on October 20, 2026 and will become effective upon publication according to law.

BOROUGH OF BUTLER

ORDINANCE NO. 2026 - 11

AN ORDINANCE AMENDING CHAPTER 220, "TREE REMOVAL AND REPLACEMENT," OF THE CODE OF THE BOROUGH OF BUTLER TO ESTABLISH RESPONSIBILITY FOR STREET TREE MAINTENANCE AND REMOVAL.

BE IT ORDAINED by the Borough Council of the Borough of Butler, in the County of Morris and State of New Jersey, as follows:

Section 1. Chapter 220, "Tree Removal and Replacement," § 220-3, "Regulated Activities," of the Revised General Ordinances of the Borough of Butler shall be amended by the inclusion of a new subsection D, which shall read as follows:

D. Street Tree Maintenance and Responsibility.
The owner of property adjoining a street tree shall be responsible for the routine maintenance, pruning and, when necessary, removal of such tree, at the owner's expense and subject to the requirements of this Chapter. The Borough shall retain the authority to prune, maintain or remove any street tree when deemed necessary for public safety, protection of public property or infrastructure, or other municipal purposes. Nothing herein shall obligate the Borough to perform routine maintenance of street trees.

Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.