

**LONG BEACH TOWNSHIP MUNICIPAL COURT**  
**LOCAL SUPPLEMENTAL VIOLATIONS**  
**BUREAU SCHEDULE**

Pursuant to R. 7:12-4, the following Local Supplemental Violations Bureau Schedule of designated offenses and Payable Amounts has been approved by the vicinage Assignment Judge and shall be in effect for offenses committed on and after June 30, 2010. This Local Schedule shall be prominently posted for public inspection at the location of the Violations Bureau.

The Local Supplemental Violations Bureau Schedules that were prepared pursuant to R.7:12-4 for offenses committed prior to the effective date of this Schedule are on file with the municipal court administrator and are available for public inspection review upon request.

**PART I**

**TRAFFIC SECTION**

**Designated Offenses**

<u>ORD NO.</u>	<u>DESCRIPTION</u>	<u>PAYABLE AMOUNT</u>
135-3A	Parking on private property prohibited	\$ 40.00
189-5	Parking prohibited at all times	\$ 30.00
189-6	Parking prohibited certain times	\$ 40.00
189-7	Parking prohibited on cul-de-sac portions of certain streets	\$ 25.00
189-8	No parking on access easement	\$ 40.00
189-9	Parking street end barricades	\$ 40.00
189-10	Alternate side parking	\$ 25.00
189-11	Unlawful parking at township tennis courts	\$ 30.00
189-13C	Parking in municipal lots after posted hours	\$ 30.00
189-23	No parking on the median	\$ 30.00
189-24A	No parking on certain streets for more than 15 minutes	\$ 40.00
189-24B	No parking on certain streets for more than one (1) hour	\$ 40.00
189-24C	No parking on certain streets	\$ 40.00

**PART II**

**NON-TRAFFIC SECTION**

**Designated Offenses**

(a) Alcoholic Beverages		
<u>ORD NO.</u>	<u>DESCRIPTION</u>	<u>PAYABLE AMOUNT</u>
39-7	Consumption of alcoholic beverages in public	\$200.00
(b) Animals		
47-3	Unlicensed animals	\$ 50.00
47-4	Animals running at large	\$ 65.00
47-5	Animals on beach	\$ 65.00
47-8	Dog litter responsibility (pooper scooper)	\$ 50.00
(c) Beach		
51-18A	Games prohibited on beach	\$ 50.00
51-18B	Swim or bathe at an unsafe depth in the ocean	\$ 50.00
51-18C	Use of inflatables & rafts when prohibited by lifeguard	\$ 50.00
51-18D	Litter on the beach	\$ 50.00
51-18E	Disobey orders, directions or whistle of lifeguard	\$ 50.00
51-18G	Disrobing (changing clothes) on beach or in public	\$150.00
51-18H	Picnic on beach prohibited	\$ 65.00
51-18K	Launching or landing jetski on ocean or bay beach	\$ 50.00
(d) Beach Badges		
51-26	Failure to purchase beach badge	\$ 40.00
51-26	Failure to have beach badge in possession	\$ 25.00
(e) Beach Buggys		
51-20	Failure to purchase beach buggy permit	\$200.00
51-20	Unlicensed buggy on the beach	\$200.00
51-20	Unlicensed motor vehicle on beach	\$200.00
51-23A	Prohibited on beach front from June 1 thru Sept. 30	\$200.00
51-23H	Prohibited in Holgate Refuge when announced by Fish & Game	\$200.00
51-23B	Speed limit is 15 mph on beaches	\$200.00
51-23C	Vehicles prohibited on dunes; must utilize designated entrances	\$200.00
51-23D	Keep safe distance from people, fishermen and congested areas	\$200.00
51-23E	No litter is to be discarded from vehicle	\$200.00
51-23F	Lights are required at night	\$200.00
51-23G	Operate vehicle in unsafe manner so as to endanger others	\$200.00
51-23I	Vehicles to have emergency equipment	\$200.00
51-23J	No vehicle shall be left unattended	\$200.00

(f) Bicycles		
53-1	Prohibited to ride on public sidewalks	\$ 25.00
53-2	Cycles with more than 2 wheels prohibited on L B Blvd.	\$ 25.00
(g) Games		
135-2	Unlawful to play on public streets that run northeast & southwest	\$ 25.00
(h) Garage Sales		
152-3	Permit required	\$ 25.00
152-4	Sale must be conducted between 8 AM and 9 PM	\$ 25.00
(i) Garbage - Trash & Recycling		
115-10	Open or overflowing waste disposal bins	\$ 50.00
168-2A	Garbage to be deposited in water tight receptacles with tight fitting lids	(A) (first offense) \$100.00 (B) (second offense) \$250.00 (C) (third offense - court appearance required)
168-2H(1)	Debris (tree trimmings, bush trimmings & wood) must be bundled or in containers	(A) (first offense) \$100.00 (B) (second offense) \$250.00 (C) third offense - court appearance required)
168-2H(2)	Recycling of newspapers & paper products	(A) (first offense) \$100.00 (B) (second offense) \$250.00 (C) (third offense - court appearance required)
168-2H(3)	Recycling of Magazines, catalogs and brown cardboard	(A) (first offense) \$100.00 (B) (second offense) \$250.00 (third offense - court appearance required)
168-2H(5)	Recycling of co-mingled items	(A) (first offense) \$100.00 (B) (second offense) \$250.00 (C) (third offense - court appearance required)
168-2H(6)	Recycling receptacles	(A) (first offense) \$100.00 (B) (second offense) \$250.00 (C) (third offense - court appearance required)
(j) Ice Cream Trucks		
195-2	Permit required	\$150.00
195-7L	Prohibited before 9 AM and after 9 PM	\$ 25.00
135-7K(1)	Noise, speaking devices, bells etc. prohibited after 7 PM	\$ 50.00

(k) Sleeping		
51-18F	Sleeping on beach	\$200.00
135-1A	Sleeping in motor vehicle	\$200.00
(l) Miscellaneous		
123-1	Noise	\$250.00
135-4A	Urinating in public	\$250.00
135-6	Peace & good order	\$250.00
135-6C	Disrobe, dress/undress on public street or property	\$150.00
205-25.1	Structures in the public right of way	\$ 50.00
68-5	Storage of building materials in public right-of-way prohibited	
	(A) (first offense)	\$200.00
	(B) (second offense)	\$350.00
	(C) (third offense – court appearance required)	
123-6B(8)	Cutting of pavers, stone, brick, slate or masonry shall not be done or performed except with the use of water-dampening device	
	(A) (first offense)	\$200.00
	(B) (second offense)	\$350.00
	(C) (third offense – court appearance required)	

### PART III

#### ALLOCATION AND DISTRIBUTION OF PAYABLE AMOUNTS

##### **A. ALLOCATION OF PAYABLE AMOUNTS BETWEEN FINES, ASSESSMENTS AND COURT COSTS**

Parts I and II of this Schedule list specific amounts that are payable through the Violations Bureau for designated traffic and non-traffic offenses, pursuant to R.7:12-4. However, payment for any of those listed offenses, or any other matter, may not be made through the Violations Bureau if the law enforcement officer marks on the Complaint-Summons that a court appearance is required.

##### **B. ALLOCATION OF PAYABLE AMOUNTS BETWEEN FINES, ASSESSMENTS AND COURT COSTS**

In Part I (Traffic Violations), the Payable Amount established in this Local Supplemental Violations Bureau Schedule, for each offense, includes at least a fine, court costs (which may equal but not exceed the fine) and amounts required by statute to be assessed. These amounts are:

- \$1.00 for the Body Armor Replacement Fund
- \$1.00 for the New Jersey Spinal Cord Research Fund
- \$2.00 for the New Jersey Forensic DNA Laboratory Fund
- \$1.00 for the Autism Medical Research and Treatment Fund

- \$1.00 for the New Jersey Brain Injury Fund

In Part II (Non-Traffic Violations), the Payable Amount established in this Local Schedule, for each offense, includes a fine and court costs (which may be equal but not exceed the fine).

### **C. ALLOCATION AND DISTRIBUTION OF COURT COSTS**

A portion of the total court costs allocated, pursuant Part III A; of this Local Schedule, shall be distributed upon collection in accordance with N.J.S.A. 22A:3-4 and N.J.S.A. 2B:12-30, as follows:

1. For all violations payable through the Violations Bureau, pursuant to the Statewide Violations Bureau Schedule or a Local Schedule, \$2.00 shall be collected by the municipal court administrator for the deposit into the Automated Traffic System Fund and \$3.00 shall be collected by the municipal court administrator and deposited into the Automated Traffic System Statewide Modernization Fund . **This portion of court costs cannot be suspended.**
2. For all violations of the provisions of Title 39, or any other motor vehicle or traffic violation payable through the Violations Bureau, pursuant to this Statewide Violations Bureau Schedule or a Local Schedule, \$.50 shall be collected by the municipal court administrator and deposited into the Emergency Medical Technician Training Fund. **This portion of court costs cannot be suspended.**
3. Any remaining court costs shall be collected by the municipal court administrator and distributed to the municipality.

## **PART IV**

### **MISCELLANEOUS**

#### **A. ADDITIONAL PENALTIES FOR FAILURE TO APPEAR ON RETURN DATES**

##### **1. MOTOR VEHICLE, TRAFFIC AND PARKING CASES**

For offenses listed on this Local Schedule, the following additional penalties will be added to the Payable Amount, as indicated:

1. When a supplemental notice is sent, \$10.00 will be added to the Payable Amount due.
2. When a Notice of Proposed Suspension for a parking violation is sent, \$10.00 will

be added to the Payable Amount.

3. When an Order to Suspend is issued for a parking violation, \$15.00 will be added to the Payable Amount.
4. A \$3.00 DMV fee is also to be added to the total Payable Amount due upon the issuance of an Order to Suspend.
5. When a warrant is issued, unless the judge otherwise orders, the amount of the bail indicated on the warrant shall be as follows: Parking offenses - The Payable Amount plus \$15.00. All other listed offenses - the Payable Amount plus \$25.00.

**Note: Under the provisions of N.J.S.A., 39:5-9, costs, not to exceed \$33.00, may be deducted by the court from forfeited bail in traffic cases.**

## 2. NON-TRAFFIC CASES

For offenses listed in Part II on this Schedule, N.J.S.A. 2B:12-31 permits the municipal court to order the suspension of a defendant's driving privilege for failure to appear at any scheduled court appearance. The following procedures may be used by the court to effectuate that process:

1. Send a "Notice of Proposed Suspension of Driving Privileges for Failure to Appear" to the defendant. This notice may be used for violations that are payable on this Schedule, as well as for those violations that are not. Note: Unlike traffic matters, no fee may be assessed for the mailing of this notice.
2. Should the defendant fail to respond to the Notice of Proposed Suspension, the court may issue an Order of Suspension. When the court issues the order, \$25.00 [\$10.00 (Notice) + \$15.00 (order)] will be added to the total Payable Amount.
3. A \$3.00 DMV fee is also to be added to the total Payable Amount, upon the issuance of the Order of Suspension.
4. When a warrant is used, unless the judge otherwise orders, the amount of the bail indicated on the warrant shall be the amount of the Payable Amount plus \$50.00.

### B. APPEARANCE OF DEFENDANT IN CERTAIN CASES

If, in the opinion of the officer issuing the Complaint-Summons, circumstances indicate the defendant should appear in court, the officer has the option to check the "Court Appearance Required" box on the Complaint-Summons, in which case, the matter may not be processed in the Violations Bureau.

### **C. AUTHORIZATION TO APPLY BAIL AGAINST FINE(S) AND COSTS**

By executing the form of Authorization to Apply Bail Against Fine(s) and Costs and Waiver of Rights, a defendant against whom a warrant has been issued waives the rights to a lawyer and a trial, enters a plea of guilty to the offense charged and authorizes the municipal court administrator to apply the bail posted toward the payment of fines, assessments and costs owed. This form may be used for all offenses payable through the Violations Bureau.

### **D. DEFENSE BY AFFIDAVIT IN CERTAIN CASES**

For any offense not listed on this Schedule or on a Local Schedule, a court appearance is required unless the court authorizes defense by affidavit in accordance with the provisions of R.7:12-3. For offenses involving traffic accidents resulting in personal injury, a court appearance is also required.