

**ORDINANCE NO. 3358**  
**INTRODUCED BY: COMMISSIONER ALPHONSE PETRACCO**  
**INTRODUCED ON: MAY 2, 2017**  
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**PUBLISHED: JUNE 15, 2017**

**ORDINANCE NO. 3358**

**AN ORDINANCE TO AMEND AN ORDINANCE CODIFIED IN THE CODE OF THE  
TOWNSHIP OF NUTLEY, CHAPTER 34, ENTITLED COURT, MUNICIPAL;  
PARTICULARLY ARTICLE II (PUBLIC DEFENDER) SECTION 9;**

**BE IT ORDAINED** by the Board of Commissioners of the Township of Nutley that pursuant to the authority granted to this municipality by N.J.S.A. 39:4-197(1)f, Article II, Section 9 of Chapter 34 of the Code of the Township of Nutley, entitled "Public Defender", is hereby amended to changing the application fee from up to \$50 to up to \$200 in the following;

**Chapter 34 – Section 9 Application Fee for representation; waiver.**

The Municipal Court fee schedule shall permit the charging of an application fee of not more than \$200 for representation by the Municipal Public Defender; provided, however, that the Court may waive this application fee, in whole or in part, if the Court determines, in its discretion, that the application fee represents an unreasonable burden on the person seeking representation

**BE IT FURTHER ENACTED** that all other terms and conditions and locations in Section 9 and Chapter 34 shall remain as heretofore set forth in the Code of the Township of Nutley, except where such a reading would not give meaning to and further the application of this amendment. In such case and in such event, the terms and conditions shall have a meaning consistent with the intent of this amendment; and

**BE IT FURTHER ENACTED** that the within ordinance shall become effective after passage and publication, pursuant to law.