



## **22-1 REGULATIONS FOR USE OF PARK AND RECREATION AREAS**

### **22-1.1 Hours**

- a. All lands or areas designated as municipal parks, playgrounds and recreation areas in the Township shall be opened from dawn to dusk, except for lighted facilities which will close no later than 10:30 p.m.
- b. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of this ordinance shall be liable, upon conviction, to the penalty in Chapter I, Section 1-5.  
(Ord. #90-73, § 1, 11-26-90)

### **22-1.2 Alcoholic Beverages Prohibited**

- a. No person shall bring alcoholic beverages or drink alcoholic beverages at any time, nor shall any person be under the influence of intoxicating liquor in a park.
- b. The sale, service, delivery, or consumption of any alcoholic beverage in all lands or areas designated as municipal parks, playgrounds and recreation areas in the Township is expressly prohibited.
- c. Any person who shall violate any provision of this subsection shall upon conviction thereof be liable to the penalty stated in Chapter I, Section 1-5. (Ord. #76-5, § 2, 1-26-76; Ord. #90-73, § 3, 11-26-90)

### **22-1.3 Littering and Dumping Prohibited**

- a. No person shall have brought in or shall dump in deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, or refuse, or other trash. No such refuse or trash shall be placed in any waters in or contiguous to any park or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided; where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.
- b. No person shall throw, discharge, or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream or other body of water in or adjacent to any park or any tributary, stream, storm sewer, or drain flowing into such water, any substance, matter or thing, liquid or solid, which will or may result in the pollution of said waters.
- c. Within the Township, no person shall deposit or cause to be deposited, dirt, garbage, rubbish, debris or other waste matter on any lands or areas designated as municipal parks, playgrounds and recreation areas.
- d. Any person, or corporation violating any of the provisions of this subsection shall, upon conviction, be required to remove any and all dirt, garbage, rubbish, debris, or any other waste matter from the location site and be liable to the penalty stated in Chapter I, Section 1-5. (Ord. #76-5, § 1, 1-26-76; Ord. #90-73, § 5, 11-26-90)

### **22-1.4 Vehicle Regulations**

- a. No person shall drive any vehicle on any area except the paved park roads or parking areas, or such areas as may on occasion be specifically designated as temporary areas by the Recreation Department.
- b. No person shall park a vehicle in other than an established or designated parking area, and such shall be in accordance with posted directions there at and with the instruction of any attendant who may be present.
- c. No owner or driver shall cause or permit his/her vehicle to stand outside of designated parking spaces, except for a reasonable time to take up or discharge passengers or equipment. No motor vehicle shall be parked in park areas from one half hour after sunset until sunrise, except as otherwise permitted.
- d. No private motorized vehicles shall be operated on Township lands or areas designated as municipal parks, playgrounds and recreation areas in the Township other than designated parking areas.



- e. Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of this subsection shall be liable to the penalty stated in Chapter I, Section 1-5 and in addition any cost that is incurred to repair or replace the damages. (Ord. #76-5, §§ 1, 6, 1-26-76; Ord. #90-73, § 2, 11-26-90)

**22-1.5 Boating and Fishing**

No person shall:

- a. Bring into or operate any boat, raft, or other watercraft, whether motor-powered or not, upon any waters except at places designated for boating by the Recreation Department. Such activity shall be in accordance with applicable regulations as are now or hereafter be adopted.
- b. Navigate, direct, or handle any boat in such a manner as to unjustifiably or unnecessarily annoy or frighten or endanger the occupant of any other boat.
- c. Launch, dock, or operate any boat of any kind on any water between the closing hour of the park at night and the opening hour of the park the following morning, nor shall any person be on, remain on or in, any boat during the closed hours of the park.
- d. Fish in any waters except in waters designated by the Recreation Department for that use and under such regulations and restrictions as have or may be prescribed by the Recreation Department.
- e. Fish in any area where bathing is permitted. (Ord. 76-5, § 1, 1-26- 76)

**22-1.6 Bathing**

No person shall:

- a. Swim, bathe, or wade in any waters or waterways in or adjacent to any park, except in such waters and at such places as are provided therefore, and in compliance with such regulations as are herein set forth or may be hereinafter adopted. Nor shall any person frequent any waters or places customarily designated for the purpose of swimming or bathing, or congregate thereat when such activities are prohibited by the Recreation Department upon a finding that such use of the water would be dangerous or otherwise inadvisable.
- b. Frequent any waters or places designated for the purposes of swimming or bathing, or congregate thereat, except between such hours of the day as shall be designated by the Recreation Department for such purposes for each individual site.
- c. Dress or undress on any beach or in any vehicle, toilet or other place, except in such bathing houses or structures as may be provided for that purpose.
- d. Erect, maintain, use or occupy on or in any beach or bathing area any tent, shelter, or structure of any kind unless there shall be an unobstructed view into the tent, shelter, or structure from at least two (2) sides, nor shall any guy wire, rope or extension brace or support be connected or fastened from any such structure to any other structure, stake, rock or other object outside thereof. (Ord. #76-5, § 1, 1-26-76)

**22-1.7 Firearms; Firecrackers; Weapons**

- a. No person shall carry or possess firearms of any description, or air-rifles, spring guns, bows and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device. Shooting into park areas from beyond park boundaries is forbidden.
- b. No person shall have in his/her possession, or set or otherwise cause to explode or discharge or bum, any firecrackers, torpedo rockets, or other fireworks, or explosives of inflammable material, or discharge them or throw them into any such areas from lands or highways adjacent thereto. This prohibition includes any other



substance or compound, mixture or article that in conjunction with any other substance or compound would be dangerous from any of the foregoing standpoints. At the discretion of the Recreation Department, permits may be given for conducting properly supervised fireworks in designated park areas. (Ord. #76-5, §§ 1, 2, 1-26-76)

**22-1.8 Dogs and Other Animals**

- a. No person shall permit any dog or other domestic animal into areas marked "Domestic Animals Prohibited in This Area." In areas in which dogs are permitted, they shall be supervised and controlled.
- b. Horseback riding shall be prohibited.
- c. No person owning, keeping, harboring, or having custody of a dog shall permit it to cause a traffic hazard, or to do or cause any injury to other domestic animals which are not at fault, or to do damage to any lawn, shrubbery, flowers, garden grounds, or commit any nuisance on lands or areas designated as municipal parks, playgrounds and recreation areas in the Township. The person may either be liable for the injury or damage or for compensation of the absorbed cost.
- d. No person owning, harboring, keeping, walking, or in charge of any dog shall cause, suffer, permit, or allow the dog to soil, defile, defecate on, or commit any nuisance on any lands or areas designated as municipal parks, playgrounds and recreation areas in the Township. If any person shall permit such dog to soil, defile, defecate on, or commit any nuisance on the areas aforesaid, he or she shall immediately remove and dispose of all feces and droppings deposited by the dog. The removal shall be in a sanitary manner by a shovel, container, disposal bag, etc.
- e. Any person who violates or refuses to comply with any part of this subsection shall be liable to the penalty stated in Chapter I, Section 1-5. (Ord. #76-5, § 2, 1-26-76; Ord. #90-73, § 4, 11-26-90)

**22-1.9 Damage to Park Property Prohibited**

No person shall:

- a. Willfully mark, deface, disfigure, injure, tamper with or displace or remove any buildings, bridges, tables, benches, fireplaces, railing, paving's or paving materials, water lines or other public utilities or parts or appurtenances thereof, signs, notices or placards, whether temporary or permanent, monuments, stake posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- b. Damage, cut, carve, transplant or remove any tree or plant or injure the bark, or pick flowers or seed of any tree or plant, dig in or otherwise disturb grass areas, or in any other way injure the natural beauty or usefulness of any area.
- c. Dig or remove any soil, rock, sand, stones, trees, shrubs or plants or other wood or materials, or make any excavation by tool, equipment, blasting or other means or agency.
- d. Hunt, molest, harm, frighten, kill, trap, pursue, chase, tease, shoot or throw missiles at any animal, wildlife, reptile or bird; nor shall he/she remove or have in his/her possession the young of any wild animal, or the eggs or nest, or young of any reptile or bird. Exception to the foregoing is made in that snakes, known to be deadly poisonous, or deadly reptiles, may be killed on sight. (Ord. #76-5, § 1, 1-26-76)

**22-1.10 Buildings or Shelters; Overnight Camping**

No person shall:

- a. Set up tents, shacks, or any other temporary shelter for the purpose of overnight camping, nor shall any person leave in a park after closing hours any movable structure or special vehicle to be used or that could be used for such purpose, such as house-trailer, camp trailer, camp-wagon, or the like, except in those areas designated by the



Recreation Department for those purposes.

- b. Construct or erect any building or structure of whatever kind, whether permanent or temporary, or run or string any public service utility into, upon, or across such lands, except on special written permit issued hereunder. (Ord. #76-5, § 1, 1-26-76)

**22-1.11 Fires**

No person shall:

- a. Build or attempt to build a fire except in such areas and under such regulations as may be designated by the Recreation Department. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco paper or other inflammable material within any park or on any highways, roads, or streets abutting or contiguous thereto.
- b. Leave a picnic area before the fire is completely extinguished and before all trash is placed in the disposal receptacles where provided. If no such trash receptacles are available, then trash shall be carried away from the park area by the picnicker to be properly disposed of elsewhere. (Ord. #76-5, §§ 1, 2, 1-26-76)

**22-1.12 Signs; Sale of Items; Soliciting; Gambling**

No person shall:

- a. Paste, glue, tack, or otherwise post any sign, placard, advertisement, or inscription whatever, nor shall any person erect or cause to be erected any sign whatever on any public lands or highways or roads adjacent to a park.
- b. Expose or offer for sale any article or thing, nor shall he/she station or place any stand, car, or vehicle for the transportation, sale, or display of any such article or thing. Exception is here made as to any regularly licensed concessionaire acting by and under the authority and regulation of the Recreation Department.
- c. Solicit alms or contributions for any purpose, whether public or private.
- d. Gamble, or participate in or abet any game of chance except in such areas and under such regulations as may be designated by the Recreation Department. (Ord. #76-5, § 2, 1-26-76)

**22-1.13 Prohibited Actions**

While in a public park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and in particular, no person shall:

- a. Use threatening, abusive, insulting or indecent language or engage in any disorderly conduct or behavior tending to breach the public peace.
- b. Enter into or loiter or remain in any pavilion or any other park structure or section thereof which may be reserved and designated by the Recreation Department for the use of the opposite sex. Exception is made for children less than six (6) years of age.
- c. Fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition. No person over the age of six (6) years shall use the restrooms and washrooms designated for the opposite sex.
- d. Fail to produce and exhibit any permit from the Recreation Department he/she claims to have, upon request of any authorized person who shall desire to inspect the same for the purpose of enforcing compliance with any ordinance or rule.
- e. Disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a permit.
- f. Violate the regulation that use of individual fireplaces together with tables and benches follows the generally



accepted rule of "First come, first served."

- g.** Use any portion of the picnic area or any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons, nor shall any person use such areas and facilities for an unreasonable time if the facilities are crowded.
- h.** Go onto the ice on any of the waters except such areas as are designated as skating fields and provided a safety signal is displayed.
- i.** Ride a bicycle without reasonable regard for the safety of others. (Ord. #76-5, §§ 1, 2, 1-26- 76)

## **22-2 PERMITS FOR SPECIAL EVENTS**

### **22-2.1 Permit Application.**

Permits for special events in parks shall be obtained by application to the Recreation Department in accordance with the following procedure:

- a.** A person seeking issuance of a permit hereunder shall file an application with the Recreation Department stating:
  - 1.** The name and address of the applicant.
  - 2.** The name and address of the person, persons, corporation, or association sponsoring the activity, if any.
  - 3.** The day and hours for which the permit is desired.
  - 4.** The park or portion thereof for which such permit is desired.
  - 5.** Any other information which the Recreation Department shall find reasonably necessary to a fair determination as to whether a permit should be issued hereunder. (Ord. #76-5, § 4, 1-26- 76)

### **22-2.2 Issuance of Permit**

Standards for issuance of a use permit by the Recreation Department shall include the following findings:

- a.** That the proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park.
- b.** That the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
- c.** That the proposed activity or uses that are reasonably anticipated will not include violence, crime or disorderly conduct.
- d.** That the proposed activity will not entail extraordinary or burdensome expense or police operation by the Township.
- e.** That the facilities desired have not been reserved for other use at the date and hour requested in the application. (Ord. #76-5, § 4, 1-26-76)

### **22-2.3 Appeal**

- a.** Within five (5) days after the receipt of an application, the Recreation Department shall apprise an applicant in writing of its reasons for refusing a permit and any aggrieved person shall have the right to appeal to the Township Council by serving written notice on the Township Clerk within five (5) days of the refusal.
- b.** A copy of the notice shall also be served on the Recreation Department within the same time and the Department shall immediately forward the application and the reasons for its refusal to the Township Council which shall



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consider the application under the standards set forth under subsection 22-2.2 and sustain or overrule the Recreation Department's decision within ten (10) days from the receipt of the appeal by the Township Clerk. The decision of the Township Council shall be final. (Ord. #76-5, § 4, 1-26-76)

**22-2.4 General Provisions**

- a. A permittee shall be bound by all park rules and regulations and all applicable ordinances fully as though the same were inserted in the permits.
- b. The person or persons to whom the permit is issued shall be liable for all loss, damage, or injury sustained by any person whatever by reason of the negligence of the person or persons to whom the permit shall have been issued. The Recreation Department shall have the right to require any permittee to submit evidence of liability insurance covering injuries to members of the general public arising out of such permitted activities in such amounts as may be from time to time, determined by the Department prior to the commencement of any activity or issuance of any permit. (Ord. #76-5, § 4, 1-26-76)

**22-2.5 Revocation of Permit**

The Recreation Department shall have the authority to revoke a permit upon a finding of violation of any rule or ordinance, or upon good cause shown. (Ord. #76-5, § 4, 1-26-76)

**22-3.1 Enforcement Authority**

- a. The Recreation Department and park attendants shall, in connection with their duties imposed by law, diligently enforce the provisions of this chapter.
- b. The Recreation Department and any park attendant shall have the authority to eject from the park area any person or persons acting in violation of this chapter.
- c. The Recreation Department and any park attendant shall have the authority to seize and confiscate any property, thing, or device in the park, or used, in violation of this chapter.
- d. This chapter shall also be enforced by the Police Department of the Township. (Ord. #76-5, § 5, 1-26-76)

**22-3.2 Penalty for Violations**

Any person violating any of the provisions of this chapter or any rule or regulation promulgated pursuant hereto, shall upon conviction be subject to the replacement, repair or restoration of any damaged park property and shall be liable to the penalty stated in Chapter I, Section 1-5. (Ord. #76-5, § 8, 1-26-76; New)