

AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF MOUNT ARLINGTON, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING BOROUGH CODE CHAPTER 123 PARKS, RECREATION AREAS AND CIVIC CENTER SECTION, §123-6. ANIMALS; SECTION §123-15.1. RULES FOR USE OF CIVIC CENTER; AND SECTION §123-22. RULES FOR USE OF MUNICIPAL BEACH

WHEREAS, at the request of the Board of Health, the Borough Code Committee reviewed the current Borough Code Chapter 123 Parks, Recreation Areas and Civic Center, and determined that Section §123-6. Animals; Section §123-15.1. Rules for use of Civic Center; and Section §123-22. Rules for use of Municipal Beach need to be amended to clarify, update current Borough practices, and to remain consistent with Chapter 48 Animals; and Chapter 186 Animal Sanitation; and recommends that the Borough Code be updated; and

WHEREAS, the Mayor and Council for the Borough of Mount Arlington reviewed and desires to amend and supplement Borough Code Chapter 123 Parks, Recreation Areas and Civic Center, Section §123-6. Animals; Section §123-15.1. Rules for use of Civic Center; and Section §123-22. Rules for use of Municipal Beach.

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, and the State of New Jersey, that the Borough Code Chapter 123 Parks, Recreation Areas and Civic Center, Section §123-6. Animals is hereby amended and supplemented to read in its entirety as follows:

§ 123-6. Animals.

A. No person in a public park or recreation area shall:

(1) Possess, have in custody, or control, any dog, cat or any other animal without a leash or otherwise contained, except during authorized animal shows or similar special programs. No animal shall be allowed in any municipally owned building at any time other than a service animal; law enforcement purposes; or for purposes of being inoculated at a Borough-sponsored clinic. All animals must be accompanied by a responsible person over the age of eighteen (18).

(2) Cause or permit any animal to run at large in any area of the Borough.

B. Violations and penalties. Any person convicted of a violation of any of the provisions of this ordinance shall be punished by imposition of a fine not to exceed two thousand dollars (\$2,000.00).

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, and the State of New Jersey, that the Borough Code Chapter 123 Parks, Recreation Areas and Civic Center, Section §123-15.1. Rules for use of Civic Center is hereby amended and supplemented to read in its entirety as follows:

§ 123-15.1. Rules for use of Civic Center.

- A. Users of the Civic Center must leave the premises after use in a neat and orderly condition. Any damage to the premises or its furnishings should be reported as soon as possible to the Borough Clerk, and may result in the forfeiture of all or a portion of the refundable deposit.
- B. At least one (1) adult chaperone who is twenty-one (21) years of age shall be on the premises at all times and shall be responsible for the conduct of any minors invited by persons using the Civic Center.
- C. No alcoholic beverages are allowed on the premises.
- D. Applications for use of the Civic Center shall be submitted to the Borough Clerk. Approvals for use of the Civic Center shall be granted only to the Borough residents, Borough based groups, or for community activities of the borough. Reservations shall not be approved for more than three (3) months on any application.

BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, and the State of New Jersey, that the Borough Code Chapter 123 Parks, Recreation Areas and Civic Center, Section §123-22. Rules for use of Municipal Beach is hereby amended and supplemented to read in its entirety as follows:

§ 123-22. Rules for use of Municipal Beach.

- A. The Municipal Beach shall be open to the public only during the hours between sunrise and dusk.
- B. No one under the age of fifteen (15) shall be permitted on the Municipal Beach unless accompanied by a person eighteen (18) years or older, who shall remain at the Municipal Beach at all times during which the child is at the Municipal Beach.
- C. All rules posted on the signs at the Municipal Beach shall be observed at all times.
- D. No fishing is permitted in the lake at the Municipal Beach during Municipal Beach hours.
- E. Signs shall be posted at the Municipal Beach indicating that swimming in the absence of lifeguards is at the risk of the swimmer.
- F. No bicycles or other wheeled vehicles other than strollers or wheelchairs are allowed on the docks at the Municipal Beach.
- G. Wrestling, running, punching, pushing or pulling others into the lake is prohibited.
- H. Any person, adult or minor child, who fails to obey the instructions of the Municipal Beach Lifeguards will be ejected from the Municipal Beach by the Borough Police, pursuant to Section §123-16 of this chapter.
- I. The use of profanity, or other conduct at the Municipal Beach that disturbs the peace and good order of the Borough will lead to the ejection of persons from the Municipal Beach by the Borough Police, pursuant to Chapters 123 and 127 of the Borough Code.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies.

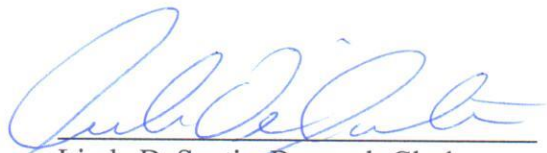
SECTION 3. If any article, section, subsection, paragraph, phrase, or sentence is for any reason held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed separable.

SECTION 4. This Ordinance shall take effect upon final publication as provided by law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Mount Arlington, adopted on April 12, 2016 and will be further considered after a Public Hearing held on May 10, 2016 at the Municipal Building at 10:00 A

INTRODUCED:
PUBLISHED:
ATTEST:

BOROUGH OF MOUNT ALRINGTON
COUNTY OF MORRIS
STATE OF NEW JERSEY



Linda DeSantis, Borough Clerk



Michael Stanzilis, Interim Mayor