

**BASS RIVER TOWNSHIP
ORDINANCE 2013-04**

**AN ORDINANCE ESTABLISHING RULES AND REGULATIONS GOVERNING
THE USE OF PUBLIC PARKS AND PLAY AREAS IN THE TOWNSHIP OF BASS
RIVER AND PROVIDING FOR ENFORCEMENT AND PRESCRIBING
PENALTIES FOR THE VIOLATION OF ITS PROVISIONS**

BE IT ORDAINED, by the Township Commissioners of the Township of Bass River, County of Burlington and State of New Jersey that:

Section I. Purpose

The purpose of this chapter is to establish rules and regulations governing the use of public parks and recreation areas in the Township of Bass River. Rules of acceptable conduct are established herein for all persons using public park facilities, as well as prohibited activities and procedures for obtaining use permits.

Section II. Personal Conduct.

While in a Public Park or recreation area, all persons shall conduct themselves in a proper and orderly manner, and, in particular, all persons shall obey the following regulations:

All Persons Shall:

- A. Properly maintain all picnic areas by placing all trash, refuse, garbage and debris in designated disposal receptacles where provided. If no trash receptacles are available, or if available but full, then trash shall be carried away from the park area by the picnicker, to be properly disposed of elsewhere.
- B. Maintain all rest rooms and washrooms in a neat and sanitary condition.
- C. Appear at any park in only proper clothing, and no person shall dress or undress in any place, vehicle or structure.
- D. Be responsible for preventing the entry of dogs or other domestic animals into the park and play area.
- E. Ride all bicycles, roller skates and skateboards with all reasonable regard to the safety of others. Bicycling, roller skating and skateboarding shall be confined to areas so designated for such activities and not permitted in the play area. Bicycles shall be parked in bicycle racks or other areas so designated when such facilities are provided.
- F. Operate, drive and park vehicles only on roads and parking areas so designated by the Township and only during the times set forth by the Township.

Section III. Prohibited Activities.

No Person Shall:

- A. Willfully mark, deface, disfigure, injure, tamper with, displace or remove any park property, appurtenances or structures.
- B. Dig or remove any soil, rock, sand, stones, wood or wood materials or make any excavation by tool, equipment, blasting or other means.
- C. Damage, cut carve, transplant or remove any tree or plant or injure the bark, pick flowers or seeds of any plants or tree, dig in or otherwise disturb grass areas or in any other way injure plant life.
- D. Climb any tree or walk, stand or sit on planters, railings, fences or upon any other property not designated or customarily used for such purposes.
- E. Dump, deposit or leave trash, dirt, bottles, broken glass, refuse, garbage, debris or other waste materials.
- F. Solicit money or contributions for any purpose, whether public or private, unless written permission is granted by the Township.
- G. Build, attempt to build or start a fire. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes, cigars, tobacco paper or any other flammable material within a park or on any highways, roads or streets abutting or contiguous thereto.
- H. Have in his or her possession, or set or otherwise cause to explode, discharge or burn any firecrackers, or other fireworks or explosives, or discharge or throw said explosive into any such areas from lands or highways adjacent thereto. This prohibition includes any substance, compound, mixture or article that in conjunction with any other substance or compound would be dangerous in terms of flammability and explosion.
- I. Carry or possess firearms of any description or air rifles, spring guns, bows and arrows, slings or any other form of weapons dangerous to human safety and wildlife, or any kind of trapping device.
- J. Bring alcoholic beverages or drink same at any time, or be under the influence of intoxicating liquor in the park or play area.
- K. Paste, glue, tack, nail or otherwise post any sign, placard, advertisement or inscription whatsoever, nor shall any person erect or cause to be erected any sign on any public lands or highways or roads adjacent to the park.
- L. Expose or offer for sale any article or object, or station or place any stand, cart or vehicle for transportation, sale or display of any article or object.

M. Sleep or protractedly lounge on the seats, benches or other areas of the park or engage in loud boisterous, threatening, abusive, insulting or indecent language, or engage in any disorderly conduct or behavior tending to breach the public peace and welfare.

N. Cause of permit the vehicle he/she is operating to stand outside of the designated parking spaces, except for a reasonable time to receive or discharge passengers or equipment. No vehicle shall be parked in the park area from ½ hour after sunset until sunrise.

Section IV. Hours

A. The Public Park and Play Area of the Township of Bass River shall operate from dawn until dusk.

B. Any person present on the Public Park or Play Area before opening time or after closing time shall be deemed to be in violation of this section.

Section V. Availability of Park Facilities.

Except for unusual and unforeseen emergencies, all Public Park and Play Areas shall be open to the public every day of the year during the hours designated by the Township. Any area or facility may be declared closed to the public by the Township at any time and for any interval of time, either temporarily or at regular or stated intervals (daily or otherwise).

Section VI. Enforcement.

The Township or its duly authorized representatives, including the custodians, supervisors and assistants appointed by the Township or the State Troopers, shall be responsible for the enforcement of this chapter and shall have authority to eject from the park or play area any person or persons acting in violation thereof and shall also have the authority to seize and confiscate any property, thing or device which is being used in the park or play area in violation thereof.

Section VII. Violations and Penalties.

A. Violations. Any person who shall violate any rules, regulations or bylaws duly adopted by the Township may be deemed and adjudged a disorderly person by any court of competent jurisdiction, as provided by law.

B. Penalties. Any person violating any of the provisions herein, or any rule, regulation or bylaws of the Township shall, upon conviction, be subject to a penalty, either imprisonment of not more than 90 days or a fine not to exceed \$500, or both, in the discretion of the Court, and the Court may also order the replacement, repair or restoration of any property damaged by such person in the park or play area.

Section VIII. Unconstitutionality.

In the event any section, part or provision of this Ordinance shall be held unconstitutional or invalid by any Court, such holding shall not affect the validity of this Ordinance or any remaining part of this ordinance in whole or in part thereof, other than the part so held unconstitutional or invalid.

Section IX. Repealer

All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of the inconsistencies.

Section X. When Effective.

This Ordinance shall take effect upon final passage and publication and in accordance with all applicable laws.

ALL OF WHICH IS ADOPTED this _____ day of _____, 2013, by the Bass River Township Board of Commissioners.

Amanda Somes, RMC/CMR

Deborah Buzby-Cope, Mayor

PUBLIC NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the Regular Meeting by the Commissioners of the Township of Bass River held on July 1, 2013.