

Ordinance #2002-975

AN ORDINANCE AUTHORIZING THE RECREATION COMMISSION TO
ADOPT RULES AND REGULATIONS GOVERNING THE USE OF AND
CONDUCT WITHIN THE RECREATIONAL FACILITIES

BE IT ORDAINED by the Mayor and Council of the Borough of Manville, in the County of Somerset and State of New Jersey, as follows:

SECTION 1. AUTHORITY FOR RULES AND REGULATIONS

The Board of Recreation Commissioners, designated the "Recreation Commission of the Borough of Manville" by Ordinance No. 567, is hereby authorized and empowered to adopt and promulgate suitable rules and regulations governing the use of recreational lands parks, playgrounds and all other recreational facilities within the Borough of Manville owned, operated, or controlled by the Borough and/or the Recreation Commission, and the conduct of persons while on or using same; and to establish and administer a system for the issuance of permits for the use of any such facility and to establish fees for the issuance thereof.

SECTION 2. PROCESS FOR PROMULGATION

A copy of every rule and regulation adopted by the Recreation Commission shall be filed with the Borough Clerk and concurrently posted in three (3) public places, and shall become effective thirty (30) days following such filing and posting unless the Mayor and Council, within such thirty (30) day period, adopts a resolution disapproving any such rule or regulation. In the event the Recreation Commission determines that an emergent condition exists requiring the immediate implementation of any rule or regulation, it shall annex to the rule or regulation when filed with the Borough Clerk and posted, a written explanation of the emergent condition and the rule or regulation shall be effective immediately, subject to the Mayor and Council, within thirty (30) days, adopting a resolution revoking such rule or regulation.

SECTION 3. EXTENT OF POWER

Any power or authority granted to the Recreation Commission by this ordinance shall be in addition to any power or authority conferred upon it by Ordinance No. 567.

SECTION 4. PENALTY

Any person who shall violate a duly adopted and promulgated rule or regulation of the Recreation Commission shall be deemed and adjudged, pursuant to *N.J.S.A. 40:12-6*, to be a disorderly person and shall, upon conviction, be subject to a maximum penalty of one or more of the following: a fine not to exceed One Thousand, Two Hundred Fifty (\$1,250.00) Dollars, imprisonment in the County Jail for a period not to exceed ninety (90) days, and/or a period of community service not to exceed ninety (90) days.

SECTION 5. CONSTRUCTION

Where consistent with the context in which used in this ordinance, words importing the singular shall include the plural; words importing the plural shall include the singular; and words importing one gender shall include all other genders.

SECTION 6. INCONSISTENCY

Should any provision of this ordinance be inconsistent with the provisions of any prior ordinances, the inconsistent provisions of said prior ordinances are hereby repealed, but only to the extent of such inconsistencies.

SECTION 7. SEVERABILITY

In the event that any provision of this ordinance, or the application thereof to any person or circumstance is declared invalid by a court of competent jurisdiction, such declaration of invalidity shall not affect any other provision or application of this ordinance which may be given effect, and, to realize this intent, the provisions and applications of this ordinance are declared to be severable.

SECTION 8. PURPOSE OF CAPTIONS

Captions contained in this ordinance have been inserted only for the purpose of facilitating reference to the various sections, and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 9. EFFECTIVE DATE

This ordinance shall be effective immediately upon final adoption, approval and publication in accordance with law.

Borough of Manville

Angelo Corradino, Mayor

ATTEST:

Philip E. Petrone, Borough Clerk

STATEMENT OF PURPOSE

The purpose of this ordinance is to establish rule making authority in the Recreation Commission.

ORDINANCE #2002-975

FIRST READING:

ROLL CALL

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		ALLAN	√			
		ASHER	√			
		PETROCK	√			
	√	POLAK	√			
√		WEISS	√			
		WIERZBA	√			
		MAYOR CORRADINO				

PASSED this 9th day of September, 2002

Attest:

Philip E. Petrone, Borough Clerk

SECOND READING:

ROLL CALL

Introduced	Seconded	Council	Yes	No	Abstain	Absent
		ALLAN	√			
		ASHER				√
√		PETROCK	√			
		POLAK	√			
	√	WEISS	√			
		WIERZBA	√			
		MAYOR CORRADINO				

ADOPTED this 23rd day of September, 2002.

Attest:

Philip E. Petrone, Clerk