

ORDINANCE # 8-2021

ORDINANCE OF THE TOWNSHIP OF EAST GREENWICH, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 12.08 PARK AND RECREATION AREA USE REGULATIONS AND CHAPTER 2.90 PARKS AND RECREATION COMMITTEE

WHEREAS, for the safety and welfare of the community the Parks and Recreation Committee has recommended requiring a permit process for non-sponsored Township activities to use Township Parks in order to maintain the health, safety and welfare of the citizens; and

WHEREAS, it has been brought to the Parks and Recreation Committee that outside organizations and individuals are utilizing Township parks and fields for clinics, training, and private lessons which have conflicted with approved Youth Sports Leagues and Clubs; and

WHEREAS, the Township is not aware if these clinics, training or private lessons are non-profit or for-profit companies and if these organizations or individuals are properly insured; and

WHEREAS, by establishing a permit process the Township shall be able to prioritize field usage and ensure that individuals and organization utilizing these public parks and fields are insured; and

WHEREAS, it is the desire of the Township to establish a permit application and fee for outside organizations and individuals to utilize Township fields and parks, which shall ensure the Township is aware of who is using Township property and that they are properly insured; and the permit fee shall offset any costs to the Township related to the implementation and enforcement of the regulation; and

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Committee of the Township of East Greenwich, in the County of Gloucester and State of New Jersey, that it hereby repeals and amends the following sections of Chapter 12.08 – Park and Recreation Area

Use Regulations and Chapter 2.90 Parks and Recreation Committee:

Section 1. Repeal:

Chapter 12.08.040 – Prohibitions is hereby repealed and replaced with the amended language below. In all other respects, Chapter 12.08 shall remain in full force and effect.

Section 2. Amendment

Chapter 2.90 – Parks and Recreation Committee

Chapter 2.9.040 – Duties

G. Oversee the Permit application process required for the use of any athletic fields, for group functions at any playground facility and for special events in any park or recreational facility pursuant to Chapter 12.08.040.

Chapter 12.08 – Park and Recreation Use Area Regulations

Chapter 12.08.15 - Definitions

As used in this article, unless specifically stated otherwise, the following terms shall mean and include:

A. *Parks and Recreation Committee* means the committee established pursuant to Chapter 2.90.010.

B. *Township* means the Township of East Greenwich, Gloucester County, a municipal corporation of the State of New Jersey.

C. *Youth Sports Leagues and Clubs* means the following approved organizations East Greenwich Youth Basketball League; East Greenwich Little League, Inc.; Kingsway Youth Football; East Greenwich Soccer Association; Kingsway Youth Cheerleading Program; Kingsway Dragon Junior Wrestling Association, Inc; Kingsway Elite Rec Cheerleading; Kingsway Youth Field Hockey; and Kingsway Youth Lacrosse Club.

Chapter 12.08.030 – Prohibitions

A. Hunting, trapping, camping, swimming, littering, use of trail or minibikes, burning an open fire, unless authorized by the township committee, the use of alcoholic beverages, the possession of alcoholic beverages, vandalism or destruction to any township property or being in the park or recreational area other than during the designated hours shall be a violation and subject to the penalty provisions set forth hereinafter.

- B. Smoking or the use of tobacco related products, and/or discard of those products, in an area designated as "Tobacco Free", or within fifty (50) feet of any park and/or recreation area owned, leased or utilized by the Township of East Greenwich and/or the youth sports organizations of the Township of East Greenwich.
- C. No person or entity shall use the tennis courts and/or basketball courts at any Township park and recreational facility, or any portions thereof, to operate a profit-making venture, whether the same is a class, sports clinic or lessons of any kind, with the exception of any programs organized by the Township, an approved youth sports or persons or entities who have obtained a permit for such activity and have paid the applicable fee for such permit.
- D. No person or entity shall use the sports fields at any Township park and recreational facility, or any portion thereof, to operate a profit-making venture, whether the same is a class, sports clinic or lessons of any kind, with the exception of any programs organized by the Township, approved youth sports or persons or entities who have obtained a permit for such activity and have paid the applicable fee for such permit.

Chapter 12.08.040 – Permit Required.

- A. A permit, issued in advance by the Parks and Recreation Committee, shall be required for the use of any athletic fields, for group functions at any playground facility and for special events in any park or recreational facility.
- B. The President of the Parks and Recreation Committee may refuse said permit if the proposed activity is incompatible with the orderly operation of the Township or would reasonably require the Township to bear extra expense.
- C. The fees for issuance of such permits shall be set annually by the resolution of the Township Committee. No permits shall be deemed effective unless full payment of the fee shall have been made.
- D. All permit holders shall maintain liability insurance with the Township as the certificate holder and shall indemnify and hold harmless the Township, its officers and employees from any claims for damages to property or injury to persons which may be occasioned by any activity carried on under the terms of the permit.

BE IT FURTHER ORDAINED, Should any ordinance or part thereof be found in conflict with this ordinance or the provisions thereof, then those sections contained herein shall be deemed controlling.

BE IT FURTHER ORDAINED, that all other sections of Chapter 2.90 and Chapter 12.08, shall remain in full force and effect.

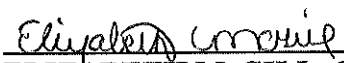
BE IT FURTHER ORDAINED that this Ordinance shall become effective immediately upon final passage and publication as required by law. Introduced at a regular meeting of Township Committee on May 11, 2021 and passed upon a second reading of Township Committee held on May 25, 2021.

TOWNSHIP OF EAST GREENWICH

BY: 

DALE L. ARCHER, MAYOR

ATTEST:



ELIZABETH MCGILL, CLERK