

BOROUGH OF LONGPORT

COUNTY OF ATLANTIC

ORDINANCE 2021-05

**AN ORDINANCE AMENDING CHAPTER 61 Beaches, Parks, Recreational Areas
and Facilities, Sections 61-80 through 61-81.1**

The purpose of this Ordinance is to add and amend the Rules governing use of Borough Facilities.

BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF LONGPORT
that:

The following amendments be made:

§ 61-80 Public parks, playgrounds, and recreational areas defined.

Public parks, playgrounds and recreational areas are defined as all areas of the Borough of Longport open for public use, including [,but not limited to, the beach, the Community Center Building,] the park area lying between Borough Hall and the bay, basketball courts, tennis courts, playground situate around the community center on Atlantic Avenue, and all gazebo sites.

§ 61-81 Rules and regulations.

Each and every rule and regulation and hours of use pertaining to paid beaches pursuant to Article I of Chapter 61 is incorporated by reference in its entirety as if set forth herein at length except to the extent inconsistent herewith or with the Commissioner's published rules and regulations. Fishermen are not exempt from the hours of operation rules. The ~~Director of Public Works~~ [Governing Body] may adopt additional rules and regulations from time to time as the need arises [by Resolution]. Such rules and regulations shall be posted on the public bulletin board in Borough Hall for no less than three consecutive weeks and kept on file in the Clerk's office.

[Add]

- A. Any organized gathering such as: sporting events, weddings, parties, etc.

In which an individual or group seek exclusive use of public property

requires prior approval of the Recreation Director and/or the Borough Administrator along with a Certificate of Insurance (COI) and Hold Harmless agreement. Use will be subject to fees and costs as set forth in §61-81.1.

- B. Use of public property in regards to a for profit enterprise such as: tennis lessons, sports clinics, yoga classes, etc. Requires prior approval of the Recreation Director and/or the Borough Administrator along with a Certificate of Insurance (COI) and Hold Harmless agreement. Such use is subject to scheduling at the sole discretion of the Recreation Director. Use will be subject to fees and costs as set forth in §61-81.1.

- C. Once approved as set forth in Section A and B above, the group or individual shall have exclusive use of the particular public property or part thereof for a time as determined by the Recreation Director. Members of the public will be asked to respect the exclusive use of the public property by the group or individual for the duration of the approved event.

The Borough, through the Recreation Director and/or Borough Administrator, reserves the right to deny the request for use of public property for any reason. If a party believes the Recreation Director and/or the Borough Administrator denial of a request for use of public property was inappropriate, they may request the Governing Body consider the request at a regularly scheduled meeting

§ 61-81.1 Fees.

[Added 7-1-2009 by Ord. No. 2009-23]

~~The amount of \$7 per hour per court will be charged from June 1 through Labor Day between the hours of 7:30 a.m. and 7:30 p.m., daily. The Commissioner of Public Safety retains the right to increase or decrease the hours of operations for the tennis courts and basketball courts as stated in § 61-81, Rules and regulations.~~

[Add]

- A. Any organized gathering such as: sporting events, weddings, parties, etc. In which an individual or group seek exclusive use of public property requires a base fee as established by Resolution of the Governing Body. In the event additional Borough Personnel from Public Works or the Police Department are requested or required for the event, the cost of the same shall be billed as applicable rates.
- B. Use of public property in regards to a for profit enterprise such as: tennis lessons, sports clinics, yoga classes, etc. shall pay a fee as established by Resolution of the Governing Body

Vote on First Reading: 2/17/2021

publication: 2/24/2021

DO NOT USE SPACE BELOW						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON 1 st Reading/Introduction						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo			X			
Leeds		X	X			
Lawler	X		X			
XX-indicates vote NV-not voting AB. - Absent						

Vote on Second Reading/Public Hearing: 3/17/2021

publication:

DO NOT USE SPACE BELOW						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo			X			
Leeds		X	X			
Lawler	X		X			
X-indicates vote	NV-not voting	AB. - Absent				

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This is a Certified True Copy of the Original Ordinance on file in the Municipal Clerk's Office.

/s/ **MONICA A. KYLE, RMC, CMR**
MUNICIPAL CLERK

Monica A. Kyle

Nicholas M. Russo/Mayor

James P. Leeds, Sr/Commissioner

Daniel Lawler/ Commissioner