

BOROUGH OF EATONTOWN – NOTICE OF ORDINANCE ADOPTION

NOTICE is hereby given that **Ordinance 12-2025** - Ordinance of the Borough of Eatontown Entitled **“ORDINANCE AMENDING CHAPTER 233 OF THE BOROUGH CODE ENTITLED “PARKS AND PLAYGROUNDS” TO ADD A NEW ARTICLE V ENTITLED “LOCUST GROVE CEMETERY” IN ORDER TO PROHIBIT PARKING ADJACENT TO LOCUST GROVE CEMETERY AND TO REGULATE ITS HOURS OF OPERATION AND USE”** was passed after a public hearing at the regular meeting of **August 27, 2025** by the Governing Body of the Borough of Eatontown, at 47 Broad Street, Eatontown, NJ 07724. Borough of Eatontown - Julie Martin, RMC, Borough Clerk

BOROUGH OF EATONTOWN

COUNTY OF MONMOUTH, STATE OF NEW JERSEY

ORDINANCE NO. 12-2025

ORDINANCE AMENDING CHAPTER 233 OF THE BOROUGH CODE ENTITLED “PARKS AND PLAYGROUNDS” TO ADD A NEW ARTICLE V ENTITLED “LOCUST GROVE CEMETERY” IN ORDER TO PROHIBIT PARKING ADJACENT TO LOCUST GROVE CEMETERY AND TO REGULATE ITS HOURS OF OPERATION AND USE

WHEREAS, the Borough Code includes Chapter 233 entitled “Parks and Playgrounds” which regulates the use and hours of operation of the Borough’s parks and playgrounds; and

WHEREAS, the Borough owns an historic cemetery known as Locust Grove Cemetery which is held by the Borough as open public space; and

WHEREAS, the Borough Council has determined that it is in the public interest to amend Chapter 233 entitled “Parks and Playgrounds” in order to add a new Article V entitled “Locust Grove Cemetery” in order to formally recognize that Locust Grove Cemetery is a public space and to prohibit parking adjacent to the cemetery and to regulate its hours of operation and use.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that it hereby amends Chapter 233 of the Borough Code entitled “Parks and Playgrounds”, to add a new Article V entitled “Locust Grove Cemetery” as follows (new section of Borough Code highlighted in bold type below):

Article V Locust Grove Cemetery

§233-32 Hours of Operation

The Locust Grove Cemetery is an historic cemetery that shall be open to the public in the same manner, and subject to the same restrictions, as the Borough’s parks and playgrounds. Thus, the cemetery shall be open each day during the period from dawn until dusk. No person shall enter into or remain in the Locust Grove Cemetery except during the hours that it is open to the general public.

§233-33 Use of Locust Grove Cemetery

The restrictions on the use of public parks set forth within Chapter 233, Article III of the Borough Code shall apply to the use of Locust Grove Cemetery.

§233-34 Prohibition on Parking

Parking is prohibited on the East side of South Street adjacent to Locust Grove Cemetery. The Borough shall install and maintain appropriate signage regarding this prohibition on parking.

§233-35 Prohibition on Dumping

There shall be no dumping of any garbage, refuse, debris or other material in the Locust Grove Cemetery.

§233-36 Violations and Penalties

Any person, firm or corporation violating any provision of this article shall, upon conviction, be subject to a fine not exceeding \$1,250, a term of imprisonment not exceeding 90 days or a period of community service not exceeding 90 days or any combination thereof.

IT IS FURTHER ORDAINED, that if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

IT IS FURTHER ORDAINED that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

IT IS FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication in accordance with applicable law.