

BOROUGH OF EATONTOWN – NOTICE OF ORDINANCE ADOPTION

NOTICE is hereby given that **Ordinance 21-2022** - Ordinance of the Borough of Eatontown Entitled **“An Ordinance of the Borough of Eatontown Amending Chapter 233, “Parks and Playgrounds”, Article III, “Use of Parks”, of the Borough Code, Prohibiting the Disposal of Solid Waste Generated Off-Site at Parks Playgrounds and Parking Lots”** was passed after a public hearing at the regular meeting of **“October 12, 2022”** by the Governing Body of the Borough of Eatontown, at 47 Broad Street, Eatontown, NJ 07724. Borough of Eatontown - Julie Martin, RMC, Borough Clerk

ORDINANCE 21-2022

BOROUGH OF EATONTOWN

COUNTY OF MONMOUTH, STATE OF NEW JERSEY

AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING chapter 233, “parks and playgrounds”, Article III, “use of parks”, of the borough code, PROHIBITING the disposal of solid waste generated off-site at parks playgrounds and parking lots

WHEREAS, the Borough currently has enacted rules and regulations for the protection, regulation and control of the public parks owned, operated and controlled by the Borough; and

WHEREAS, the Borough wants to amend the publicly owned parks rules and regulations to prohibit the disposal of residential refuse at parks and playgrounds; and

WHEREAS, the Borough Council believes it to be in the best interest of the Borough and its residents to impose such restrictions on the disposal of such residential refuse at parks and playgrounds;

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey that it hereby amends Chapter 233, Article III, of the Borough Code as follows:

(additions are underlined; deletions are stricken; notes/comments are [bracketed]):

§ 233-26. Residential Refuse Disposal Prohibited

No person shall bring to and dispose of solid waste generated off-site to any Borough park, playground or parking lot. For the purposes of this Section, “solid waste” shall mean Type 10 (Municipal Waste), Type 13 (Bulky Waste) and Type 13C (Construction and Demolition waste) as defined by N.J.A.C. 7:26-2.13(g).

[Change is to section number only; no substantive change to section.]

233.25.127. Violations.

ARTICLE IV MUNICIPAL TENNIS COURTS

§ 233.2628. Use of courts restricted.

[Change is to section number only; no substantive change to section.]

§ 233-2729Identification badge required.

[Change is to section number only; no substantive change to section.]

§ 233-2830Annual fee for badge.

[Change is to section number only; no substantive change to section.]

§ 233-2931Recreation Director to regulate use.

[Change is to section number only; no substantive change to section.]

§ 233-3032Fee for tennis league members.

[Change is to section number only; no substantive change to section.]

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.