

**AN ORDINANCE ADDING CHAPTER 5, ARTICLE VIII SECTION 35.1 THROUGH 35.24,
TO THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(PUBLIC EVENT PERMITS)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 5 of the Revised General Ordinances of the Township of West Orange be and are hereby supplemented as follows:

I. PURPOSE

The purpose of this ordinance is to revise the Township’s general licensing requirements to require persons seeking to have a public event on property owned by the Township to apply for a permit with the Township for the same.

II. CHAPTER 5, ARTICLE VIII, SECTIONS 35.1 THROUGH 35. SHALL BE AND ARE HEREBY IMPLEMENTED TO INCORPORATE THE FOLLOWING

5-35.1: TITLE

This chapter shall be known and may be cited as the "Public Events Ordinance of the Township of West Orange."

5-35.2: FINDINGS; INTENT

The Mayor and Township Council of the Township of West Orange find that streets, parks, public facilities and other public places in the Township are from time to time temporarily closed and used as sites for fairs, art shows, neighborhood celebrations and other public events, which are privately sponsored but open to the public to varying degrees. Events of this kind serve to improve the quality of life of the residents of the Township and often result in large numbers of people congregating within the confines of the temporarily closed streets or public places, and the resulting crowd conditions create concerns relating to the health, safety and welfare of the public at large and of persons and property in and near the closed area. It is, therefore, essential that a policy be established for governing these events, which shall facilitate control over them by the sponsor and by the Township officials from departments involved with the event to safeguard persons and property.

5-35.3: DEFINITIONS

As used in this chapter, the following terms shall have the meanings indicated:

APPLICANT — An individual or organization submitting an application for an event subject to regulation by this chapter.

APPLICATION — A form issued by the Township Clerk for approval for any event subject to regulation by this chapter.

BLOCK PARTY — A festive neighborhood gathering on public property, but shall not include a garage sale, yard sale, bazaar, rummage sale or other similar activity having the principal purpose as fundraising for an individual or organization, nor shall it include a political meeting or rally, carnival or theatrical or musical performances, such as rock concerts or similar events, or a private party, e.g., birthday, graduation or wedding.

BLOCK PARTY PERMIT — A permit required by this chapter to conduct a block party.

DEMONSTRATION — The gathering of five or more persons for the purpose of demonstrating, picketing, speechmaking, marching and the holding of vigils, and such other gathering as may be protected by the First Amendment to the United States Constitution and the New Jersey Constitution, where such gathering is to be held upon public property. This definition shall not include any gathering or activity that is prohibited by the First Amendment to the United States Constitution and New Jersey Constitution.

DEMONSTRATION PERMIT — A permit required by this chapter to conduct a demonstration.

EVENTS — Collectively, block parties, demonstrations and special events.

PERMIT(S) — The written approval for block parties, demonstrations and special events, in a form approved by the Mayor or Business Administrator.

PERMITTEE — An applicant granted any permit authorized by this chapter.

PERSON — Any individual, firm, partnership, association, corporation, company or organization of any kind.

PUBLIC PROPERTY — Property which is owned, operated, maintained and/or controlled by the Township. Examples of public property include but are not limited to parking lots, plazas, streets, sidewalks, alleys, and parks.

SPECIAL EVENT — A preplanned event that, because of its nature, interest, location, promotion or any combination of similar influences, is expected to draw a large number of people, sponsored by a sponsor other than the Township or its designee, including but not limited to Downtown West Orange, proposed to be held on public property or private property but affecting public property or requiring Township support services, for the purpose(s) of entertainment, celebration, amusement, cultural recognition, arts and crafts displays and/or sales, amateur sports demonstrations or competitions, grand openings or similar activities generally considered recreational in nature. Examples include, but are not limited to festivals, street fairs, art shows, exhibitions, public celebrations, outdoor concerts, parades and road races.

SPECIAL EVENT PERMIT — A permit required by this chapter to conduct a special event.

SPONSOR — The individual, group of individuals, corporation or other entity responsible for organizing an event, and on whose behalf the applicant submits an application.

SUPPORT SERVICES — Those which can or must be provided by the Township to ensure that a special event is conducted in such a manner as to protect the safety, health, property and general welfare of the residents of the Township of West Orange. Examples include, but are not limited to, fire protection, crowd management and control, and traffic management control.

TOWNSHIP — The Township of West Orange.

5-35.4: PERMIT REQUIRED; NONDISCRIMINATION

1. No event as defined in this chapter shall be advertised or held unless a permit for such event has been issued.
2. In granting or denying permits, the Township will not discriminate on the basis of age, gender, race, creed, religion, national origin or sexual preference, the content of the speech or the identity of the speaker(s).

5:35.5: ISSUING OFFICERS

1. All permits, Demonstration, Block Party and Special Event Permits may be approved by the Mayor or Business Administrator or designee after consultation with the Department Directors.
2. Applications for permits shall be made available by the Business Administrator his/her designees, who shall receive completed applications and maintain files of all applications, issued permits and denials of permits.

5:35-6: PROVISIONS APPLICABLE TO ALL EVENTS

The following provisions apply to all events subject to this chapter:

1. Public property authorized for use in connection with any event shall not be obstructed by obstacles which cannot be readily moved to allow the passage of emergency vehicles, and events shall not unduly interfere with movement of emergency vehicles and emergency service to contiguous areas.
2. The Mayor, Police Chief, Business Administrator or their designees may revoke a permit or terminate any event in order to protect public safety and welfare or where the permit conditions have been violated.
3. Permits shall be issued to individuals and shall not be transferred or assigned, nor shall a permit be used at any location or on any date other than as specified in the permit.
4. Events which are cosponsored by the Township or Downtown West Orange are exempt from the provisions of this chapter, as are funeral processions, school-sponsored events and any governmentally sponsored events.
5. An application fee as set forth by resolution of the Township Council from time to time, shall be paid to the Township as payment for the administrative obligations imposed by this chapter except as prohibited by law.
6. Each applicant shall agree in writing to reimburse the Township for any reasonable and foreseeable expenses incurred by the Township resulting from the event, including but not limited to police service, setup and cleanup costs.
7. Each applicant shall agree in writing to reimburse the Township for any specified rent for the use of Township assets, as set forth by resolution of the Township Council from time to time.
8. Events may not be held for the sole purpose of advertising any products, goods or services and may not be held for private profit.
9. Information provided in the application shall be complete and accurate in all material details. Incomplete applications shall be returned to the applicant.

10. An applicant shall not be issued a permit until such time as the applicant has complied with all terms of this chapter, including the submission of the required fees.
11. The conduct of the event shall not negatively affect or impair public health, welfare, and safety.
12. An event shall not be scheduled at a time when school is in session, when such event is located near a route or location adjacent to a school or class thereof without approval of the West Orange Superintendent of Schools, and the noise created by the activities of the event shall not substantially disrupt the activities of the school or class thereof.
13. Before a permit is issued, the applicant shall execute an endorsement on the permit agreeing to comply with the terms and conditions of this chapter and any special conditions and terms specified in the permit.
14. Applications for the use of the same public property at the same time shall be processed based upon the first received complete application. Applicants so denied a permit shall, if possible, be given alternative sites by the issuing officer.
15. An applicant shall at all times be present at the event and shall carry the permit upon his/her person during the conduct of the event.
16. In addition to the requirements of this chapter, all applicants, sponsors and event participants shall comply with all applicable local, state and federal law and regulation. Issuance of an event permit is not a substitute for any other required permit(s). Alcoholic beverages may not be served or consumed on public property at any event unless the applicant receives special permission in accordance with all other requirements pursuant to this Chapter and/or any other Chapter of the West Orange Municipal Code. Breach of any law or regulation shall be cause for revocation of permits.

5:35-7: VIOLATIONS AND PENALTIES

Any person who violates any provision of this chapter, or who willfully violates the conditions contained in any permit, shall be subject to a penalty as set forth in the Code of the Township of West Orange specified in §1-5.1.

5:35-8: PERMIT REQUIRED; FEE

Public Events may be held only pursuant to a permit issued in accordance with the provisions of these Articles and upon payment of a fee as set forth by resolution of the Township Council from time to time except as prohibited by law.

5:35-9: APPLICATION FOR DEMONSTRATION PERMIT

1. Filing period.
 - i. An application for a demonstration permit shall be filed on forms provided by the Business Administrator not less than 21 calendar days in advance of any proposed demonstration.
 - ii. Applications shall be received by the Business Administrator during the hours of 8:30 a.m. to 4:30 p.m., Monday through Friday, holidays excepted or electronically as specified on the application. All demonstration applications shall be deemed granted, subject to all limitations and restrictions provided for in this chapter, unless denied within 5 business days of receipt.

2. Contents. The application for a demonstration permit shall set forth the following information:
 - i. The name, address, telephone number and e-mail address of the applicant and at least one alternate.
 - ii. If the demonstration is proposed to be conducted for, on behalf of, or by an organization, the name, address, telephone number, e-mail address and web-site address of the headquarters of the organization and of the authorized and responsible officers of such organization.
 - iii. The name, address, telephone number and e-mail address of any person(s) responsible for organizing the demonstration in addition to the applicant.
 - iv. The name, address, telephone number and e-mail address of any individual who will be present, in addition to the applicant, and in charge of the demonstration on the day of the demonstration.
 - v. The date when the demonstration is to be conducted.
 - vi. The route, if any, to be traveled, the starting point and termination point and shall include a map and site plan specifying the route, area(s) of assembly and the location of any temporary structure(s) or equipment to be stationed anywhere in the Township to support the demonstration.
 - vii. The approximate number of individuals who will participate in the demonstration.
 - viii. The hours when such demonstration will start and terminate, which shall not be before 8:00 a.m. or after 10:00 p.m.
 - ix. A statement as to whether the demonstration will occupy all or only a portion of the width of the streets proposed to be traversed or public property proposed to be used.
 - x. The location of any assembly areas for such demonstration.
 - xi. The time at which units of the demonstration will begin to assemble at any such assembly area or areas.
 - xii. Any supplemental information which the Mayor or his/her designee and/or the Business Administrator or his/her designee shall find necessary to determine whether to approve or conditionally approve the demonstration permit.
3. Upon receipt of an application, the Business Administrator shall promptly forward copies to the Mayor and all Department Directors.
4. Processing of applications. Permit applications for demonstrations shall be processed in order of receipt, and the use of a particular area shall be allocated in order of receipt of completed applications, subject to the limitations set forth in the section of this Article titled "Issuance of Permit".
5. The Business Administrator, where good cause is shown therefor, shall have the authority to consider any application hereunder which is filed less than 21 days in advance of any proposed demonstrations. In so doing, the Business Administrator shall consider the exigency of an event or occurrence sought to be protested.

5:35-10: ISSUANCE OF DEMONSTRATION PERMIT

1. The Mayor or Business Administrator shall issue a permit as provided for hereunder unless, from a consideration of the application, it is found that:
 1. The requested location is not a public forum or has been determined to be an inappropriate limited forum. In that event, an alternate site, if available for the activity, may be proposed by the Business Administrator to the applicant.
 2. The applicant is unwilling to accept and abide by time, manner and place restrictions placed by the Business Administrator or his/her designee.
 3. A fully executed prior application for the same time and place had been received, and a permit has been or will be granted authorizing activities which do not reasonably permit multiple occupancy of the requested demonstration site. In that event, an alternate site, if available for the activity, may be proposed by the Business Administrator to the applicant.
 4. It reasonably appears from past experience that the participants in the proposed demonstration will, by force or threat of force, willfully injure, intimidate or interfere with or attempt to injure, intimidate or interfere with any person or class of persons participating in or enjoying any lawful activity.
 5. Information contained in the application or requested supplemental information is found to be incomplete or inaccurate in any material detail.
2. When the grounds for denial of an application for permit can be corrected by the imposition of time, manner and place restrictions, such restrictions shall be offered to the applicant. If acceptable, the applicant will endorse a consent specifying such restrictions on the permit to be issued. The applicant shall take all steps the Business Administrator may direct to advise demonstration participants of such restrictions.

5:35-11: TEMPORARY STRUCTURES; SOUND EQUIPMENT

1. In connection with permitted demonstrations, temporary structures, including but not limited to stands, platforms, lecterns, chairs, portable sanitary facilities and press facilities, reasonably necessary for the conduct of the demonstration shall be permitted, provided that such were disclosed in the application and approved in the permit.
 1. All such temporary structures shall be erected in such a manner so as to not cause damage to property and shall be removed immediately after the conclusion of the permitted demonstration.
 2. The Police Chief or his/her designee may request the Business Administrator to impose reasonable restrictions upon temporary permitted structures, in the interest of protecting the areas involved, traffic and public safety considerations.
2. Sound-amplification equipment reasonably necessary for the conduct of the demonstration shall be permitted, provided such equipment was disclosed in the application and approved in the permit, subject to such restrictions as the Business Administrator may find necessary to protect residential privacy.

5:35-12: DENIAL OF DEMONSTRATION PERMIT

The Business Administrator or his/her designee shall act upon the application for a demonstration permit within 5 business days. If the Business Administrator or his/her designee denies the application, he/she shall file a written statement with the Township Clerk and cause it to be delivered to the applicant, within 5 business days after the date upon which the application was filed, stating the reasons for the denial of the permit.

5:35-13: DEMONSTRATION PERMIT APPEAL PROCEDURE

An aggrieved applicant shall have the right to appeal the denial or revocation of a demonstration permit to the Business Administrator. The notice of appeal shall be filed within 48 hours after notice of the application revocation or denial and shall be in writing. The Business Administrator shall act upon the appeal within 48 hours after its receipt. An appeal may be decided by the Business Administrator based on the written record, or if requested in writing by the applicant, the scheduling and conduct of a plenary hearing. A written decision of the appeal shall be filed with the Township Clerk and provided to the applicant within 24 hours after the conclusion of the hearing. The decision shall set forth the reasons for the Business Administrator's decision.

5:35-14: NOTICE TO TOWNSHIP AND OTHER OFFICIALS

Immediately upon issuance of a demonstration permit, the Business Administrator shall send a copy thereof to the following:

1. Mayor and members of the Township Council.
2. All Department Directors.

5:35-15: PUBLIC CONDUCT DURING DEMONSTRATIONS

1. No hand-carried signs or posters transported in such demonstration shall be of greater density than eight-ply, 0.0030 thickness cardboard or plastic. No support for such sign or poster shall be of a metallic substance not thicker than one by 3/4 inch.
2. No person shall unreasonably hamper, obstruct or impede or interfere with any demonstration or demonstration assembly or with any person participating in a demonstration.
3. No vehicles shall be driven or used as part of a demonstration.
4. Parking on demonstration route. Pursuant to the Code of the Township of West Orange, the Police Chief or his/her designee shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a highway or part thereof constituting a part of the route of demonstration.

5:35-15: APPLICATION FOR SPECIAL EVENT PERMIT

An applicant seeking a special event permit shall file an application with the Township Clerk's office upon a form provided by the Township Clerk or his/her designee, no later than 21 days before the special event. The application shall include:

1. The name, address, telephone number and e-mail address of the applicant, who must be at least 18 years of age.
2. The name, address, telephone number, e-mail address and website address of the person sponsoring the special event; if a corporation or other organization, the name and address of the officers of the organization and the relationship of the applicant to said organization.
3. The name, address, telephone number and e-mail address of the individual, who must be at least 18 years of age, who will be present and in charge of the special event on the day of the event.
4. The date and time of the proposed special event.
5. The location of the proposed special event.
6. The hours of operation of the proposed special event, which shall not be before 8:00 a.m. or after 10:00 p.m.
7. The schedule of proposed activities at the special event.
8. The number of participants anticipated to attend the special event.
9. Whether an admission fee will be charged and, if so, how much.
10. Whether the event is open to the general public and, if not, what group or groups are permitted to attend.
11. The nature or purpose of the special event.
12. Whether any merchandise, food or beverages will be sold at the special event.
13. The type and estimated number of vehicles, animals, and structures, if any, which will be used at the special event.
14. Information pertaining to parades, races and other events occurring along a specified route, including but not limited to the following:
 1. The assembly point for the special event, the time at which units of the parade or other event will begin to assemble.
 2. The route to be traveled.
 3. Whether the parade or other event will occupy all or only a portion of the streets in the proposed route.
 4. The number, type and size of floats.
 5. Material and maximum size of any signs or banners to be carried along the route.

5:35-16: SPECIAL EVENT APPLICATION REVIEW AND APPROVAL

1. The Business Administrator shall promptly forward completed applications to the Mayor and Department Directors or their designees.
2. The Police Chief, Fire Chief and other Department Directors or their designees shall review the application and make a public safety assessment for the Business Administrator. The Business Administrator or his/her designee shall authorize issuance of the special event permit upon finding the following:
 1. The conduct of the special event will not require the diversion of so great a number of police officers to properly police the special event and the area contiguous thereto so as to prevent normal police protection for the Township of West Orange.

2. If a parade, race, or other event is occurring along a specified route, the special event is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays in route.
 3. The special event will not tend to unreasonably interfere with the public use of streets and sidewalks and private properties and can be conducted in a safe manner.
 4. The conduct of the special event will not unreasonably disrupt traffic within the Township.
 5. The location of the special event will not cause unreasonable hardship to adjacent businesses or residences.
 6. The special event will not entail extraordinary Township services or unreasonable burdensome expense to the Township.
 7. The location requested for the special event will not unreasonably interfere with mass transit.
3. A special event permit shall be approved, conditionally approved or denied, contingent upon the conditions specified above, within five business days after receiving a completed application. If the application is denied or conditionally approved, the applicant shall be advised, in writing, of the grounds for denial or conditional approval and his/her right of appeal. If the Business Administrator relied on information about the event other than that contained within the application, the applicant shall be advised of such information. The applicant shall be notified of any permit conditions at the time the application is approved and his/her right of appeal of the permit conditions.
 4. When the grounds for denial of an application are due to the noncompliance with any conditions which can be corrected by altering the time, date, duration, route, or location of the event, the application shall be approved conditionally, contingent upon the applicant's acceptance of conditions for permit issuance.

5:35-17: SPECIAL EVENT PERMIT CONDITIONS

The Business Administrator or his/her designee may condition the issuance of a special events permit by imposing reasonable requirements concerning the time, place and manner of the event and such other requirements as are necessary to protect the safety of persons and property and the control of traffic, provided such conditions shall not unreasonably restrict the right of free speech. Such conditions include, but are not limited to:

1. Alteration of the date, time, duration, route or location of the event proposed on the special event application.
2. Conditions concerning the area of assembly and disbanding of parade or other events occurring along a route.
3. Conditions concerning accommodation of pedestrian or vehicular traffic, including restricting the special event to only a portion of public property.
4. Requirements for the use of traffic cones and barricades.
5. Requirements for provision of first aid or sanitary facilities.
6. Requirements for use of special event monitors and providing notice of permit conditions to special event participants.

7. Restrictions on the number and type of vehicles, animals, or structures at the event and inspection and approval of floats, structures, and decorated vehicles for safety purposes by the Fire Department, the Health Department and Department of Code Enforcement, where applicable.
8. Compliance with animal protection ordinances and laws.
9. Requirements for use of garbage containers, cleanup and restoration of Township property. If the permit holder does not clean the area under permit or inadequately cleans the area, the West Orange Department of Public Works shall provide the necessary services at the expense of the permit holder.
10. Restrictions may be placed on the use of amplified sound to ensure the reasonable enjoyment of public spaces to others.
11. In situations where the Business Administrator, Police Chief, Fire Chief, or their designee deems it necessary to have additional police officers, firefighters or other Township staff and/or any other security measures made available for the purpose of preserving the public safety and welfare during the course of the special event, the applicant shall be so advised. If additional expenses or cost are incurred for the purpose of providing such staff or services, the permit holder shall be required to reimburse the Township for such expenses or costs.
12. Applicants may be required to post escrows in amounts to cover the estimated cost of additional expenses borne by the Township but are the responsibility of the applicant.

5:35-18: SPECIAL EVENT MISCELLANEOUS PROVISIONS

1. The Business Administrator shall not process more than one special event permit for any one twenty-four-hour period (12:01 a.m. to 12:00 midnight) unless approved by the Mayor or his/her designee. Where more than one special event application is received for the same date, the application received first will be considered first.
2. No permit shall be issued to any applicant who unlawfully discriminates based on age, sex, race, creed, religion, national origin or sexual preference or for an event sponsored by an organization which so discriminates. All applicants shall submit to the Business Administrator's office a sample of any and all advertisements for said event, at least 14 days prior to said event and as they occur in the days leading up to the event.

5:35-19: SPECIAL EVENT APPEAL PROCEDURE

Any aggrieved applicant or permit holder shall have the right to appeal the special conditions, denial or revocation of a special events permit to the Business Administrator. The written notice of appeal shall be filed within two days after notice of special conditions, denial or revocation. The Business Administrator shall act upon the appeal with three business days after its receipt. Such action shall include the scheduling and conduct of a plenary hearing if requested by the aggrieved party in his/her written notice of appeal. A written decision of the appeal shall be provided to the aggrieved party within three business days after the conclusion of the hearing. The decision shall indicate the reasons for the Township Administrator's decision. Permit holders whose permits are revoked during the event shall not have a right to appeal.

5:35-20: INSURANCE REQUIREMENTS

1. The applicant/sponsor of a special event must submit a certificate evidencing broad form comprehensive liability insurance. Such insurance shall name the Township of West Orange, its officers, employees, elected officials, and agents on the policy or by endorsement as additional insured. Insurance coverage must be maintained for the duration of the special event. Coverage shall be as follows:
 1. General liability: \$2,000,000.
 2. Auto liability: \$2,000,000.
 3. Workers' compensation: statutory requirements.
2. A certificate of insurance, along with all necessary endorsements, must be filed with the Township Clerk no less than five days before the date of the special event. The special event permit shall not be issued by the Business Administrator until after the insurance policy or certificate of insurance, along with necessary endorsements, have been filed by the applicant or sponsor.

5:35-21: APPLICATION FOR BLOCK PARTY PERMIT

1. The Business Administrator shall be authorized to issue a permit for the temporary closure of public property for an approved block party. At least 21 days before the commencement of any block party, an application for such permit shall be filed with the Business Administrator by a bona fide resident, who is at least 18 years of age, of the neighborhood conducting the block party. Such application shall contain:
 1. The name, address, telephone number, and e-mail address of the applicant.
 2. The name, address, telephone number, e-mail address and website address, if available, of the sponsor.
 3. The name of the public property, including any streets, on which the block party is to be held, and a description of the portions thereof to be closed.
 4. A statement from the applicant that a majority of the residents on any street or block(s) for the proposed block party have been notified and approved of the proposed block party, location, date, and hours.
 5. The date and the hours thereof, which shall not be before 10:00 a.m. or after 10:00 p.m.
2. The application may require such additional information as the Business Administrator deems necessary to determine whether to approve or conditionally approve the block party.

5:35-22: BLOCK PARTY APPLICATION REVIEW AND APPROVAL

1. Completed applications shall be sent by the Office of the Business Administrator to the Mayor and all Directors or their designees and by regular mail to the owners of all property immediately abutting the concerned public property at the addresses maintained by the Tax Assessor for such property owners.

2. The Business Administrator and Directors or their designees shall review the application and make a public safety assessment for the Business Administrator. The Business Administrator or his/her designee shall authorize issuance of the block party permit upon finding the following:
 1. The conduct of the block party will not cause a diversion of police officers so as to prevent normal police protection for the Township of West Orange.
 2. The block party will not unreasonably interfere with access to private property.
 3. The conduct of the block party will not unreasonably disrupt traffic within the Township.
 4. The location of the block party will not cause unreasonable hardship to adjacent businesses or residences.
 5. The block party will not cause extraordinary Township services or cause an unreasonably burdensome expense for the Township.
 6. The applicant has complied with all terms of Articles I and IV of this chapter, including the submission of the required fees.
 7. The location requested for the block party will not unreasonably interfere with mass transit.
3. A block party permit shall be approved, conditionally approved or denied, contingent upon the conditions specified above, within five business days after receiving a completed application. If the application is denied or conditionally approved, the applicant shall be advised, in writing, of the grounds for denial or conditional approval. If the Business Administrator relied on information other than that contained within the application, the applicant shall be advised of such information.

5:35-23: BLOCK PARTY PERMIT CONDITIONS

The Business Administrator or his/her designee may condition the issuance of a block party permit by imposing reasonable requirements concerning the time, place and manner of the event and such other requirements as are necessary to protect the safety of persons and property and the control of traffic. Such conditions include, but are not limited to:

1. Alteration of the date, time, duration, or location of the event proposed on the block party application.
2. Conditions concerning accommodation of pedestrian or vehicular traffic, including restricting the block party to only a portion of public property.
3. Requirements for the use of traffic cones and barricades.
4. Requirements for use of garbage containers, cleanup and restoration of Township property.
5. Restrictions on use of amplified sound.
6. In situations where the Police Chief or his/her designee deems it necessary to have additional police officers and any other security measures made available for the purpose of preserving the public safety and welfare during the course of the block party, the applicant shall be so advised. If additional expenses or cost are incurred for the purpose of providing such police protection, the permit holder shall be required to reimburse the Township for such expenses or costs.

7. Applicants may be required to post escrows in amounts to cover the estimated cost of additional expenses borne by the Township but are the responsibility of the applicant.

5:35-24: LIMIT ON NUMBER OF BLOCK PARTY PERMITS

No more than two block party permits shall be granted by the Business Administrator in any calendar year for the same public property.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

SUSAN MCCARTNEY, MAYOR

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

**TAMMY WILLIAMS,
COUNCIL PRESIDENT**

INTRODUCED: March 21, 2023

ADOPTED: April 4, 2023