

ORDINANCE NO. 2024-21

**ORDINANCE AMENDING CHAPTER 177, ARTICLE VII, "BIG BROOK PRESERVE" OF
THE CODE OF COLTS NECK TOWNSHIP, COUNTY OF MONMOUTH**

WHEREAS, Chapter 177, Article VII, details certain rules and regulations related to Big Brook Preserve in Colts Neck Township; and

WHEREAS, the Township Committee has determined that it is in the best interest of the public who visit Big Brook Preserve to update these rules and regulations; and

NOW THEREFORE BE IT ORDAINED, by the Township Committee of Colts Neck Township, County of Monmouth, and State of New Jersey, as follows (additions to text indicated by underline; deletions to text indicated by ~~strikeout~~):

§ 177-43 Purpose; authority to promulgate additional regulations.

- A. The Township Committee of ~~the Township of Colts Neck~~ Colts Neck Township has determined that there is an increasing need for the preservation of the many natural resources located within Big Brook Preserve. It has been observed that natural resources such as fossils have been taken from the park in large quantities. It has also been observed that certain other dangerous conditions continue to threaten the natural beauty, assets and environmental resources within Big Brook Park. Therefore, for the purposes of safeguarding and preserving Big Brook Park and its natural resources so that it may continue to serve as a recreation facility, regulations are hereby enacted as follows.
- B. The Department of Recreation and Parks, subject to the approval of the Township Committee of ~~the Township of Colts Neck~~ Colts Neck Township, may promulgate additional policies consistent with the purposes set forth above.

§ 177-44 Prohibited actions.

While in the public parks and/or recreation areas regulated by this article in ~~the Township of Colts Neck,~~ Colts Neck Township all persons shall conduct themselves in a proper and orderly manner. Except to the extent provided for in this article, the actions enumerated in § 177-21 of the Colts Neck Code shall be proscribed within the Big Brook Preserve.

§ 177-45 Fossils.

All fossils located within Big Brook Park are the property of ~~the Township of Colts Neck,~~ Colts Neck Township the County of Monmouth and the State of New Jersey. Therefore, no fossils may be removed from Big Brook Park except in accordance with the regulations set forth in this article.

§ 177-46 Collection of fossils; additional regulations, rules and policies.

- A. The following rules are in effect regarding the collection of fossils and such activity within the Big Brook Preserve:
 - (1) ~~A formal permit for the use of the preserve for fossils collection and other such activities by all groups of 15 or more is required. Permits are to be obtained from the Department of Recreation and Parks at the Colts Neck Town Hall. The group permit fee is \$25.~~
 - (2) ~~Permits for fossil collection are issued on a daily basis and are in effect from 6:00 a.m. to dusk.~~
 - (3) ~~Permits must be kept with the person in charge of the group and must be presented to enforcement officials upon request.~~
 - (4) (1) Group buses are restricted to the formal preserve parking area located on Hillsdale Road.
 - (5) (2) The collection of fossils within the preserve is limited to those fossils found within the actual stream waterline. Fossil extraction is prohibited from the walls of streambed above the stream waterline.
 - (6) (3) The use of equipment for the collection of fossils is restricted to trowels with a maximum blade of six inches, and small screens with an eighteen-inch-square maximum at all times.

(7) (4) No person may harvest more than five fossils per day.

- B. The Department of Recreation and Parks, subject to the approval of the Township Committee of the ~~Township of Colts Neck~~ Colts Neck Township, may amend or supplement the rules and regulations of this article. These rules shall have the full force and effect of law as if set forth herein at length. These regulations shall be posted prominently at all entrance(s) to the preserve and shall remain on file in the Township Clerk's office and in the offices of the Department of Recreation and Parks. Additionally, appropriate signs shall be posted.

§ 177-47 Issuance of permits; enforcement.

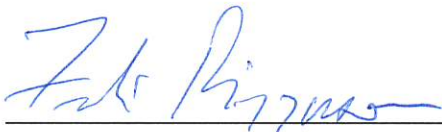
- A. ~~The Department of Recreation and Parks is hereby authorized to issue permits for the collection of fossils within the Big Brook Preserve in accordance with the rules and policies set forth above.~~
- B. A. All duly adopted rules and regulations pertaining to conduct within Big Brook Preserve shall be enforced by any duly constituted law enforcement officer who is otherwise authorized to enforce the laws of the State of New Jersey, and any of its political subdivisions within the geographical boundaries of the township.

§ 177-48 Violations and penalties.

[Amended 3-8-2006]

Any person being found to have violated any of the rules, regulations or any other established policies related to the general operation of the Big Brook Preserve set out herein shall be subject to the replacement, repair or restoration of any damaged property and shall be punishable as provided in § 1-9 of this Code.

I hereby certify the foregoing to be
a true copy of an Ordinance by
the Township Committee of Colts Neck Township
adopted on the 11th day of September, 2024



Frank Rizzuto, Mayor



Trina Lindsey, Municipal Clerk

RECORD OF VOTE

	First Reading					Second Reading				
	August 14, 2024					September 11, 2024				
	M S	Yes	No	NV	Ab	M S	Yes	No	NV	Ab
Mayor Rizzuto		X					X			
Deputy Mayor Buss		X					X			
Viola	M	X					X			
Bartolomeo	S	X				M	X			
Fitzpatrick		X				S	X			
M - Moved	S - Seconded	X - indicates vote		NV - Not Voting		Ab - Absent				