ORDINANCE 2023-6

AN ORDINANCE OF COLTS NECK TOWNSHIP, COUNTY OF MONMOUTH, STATE OF NEW JERSEY CHAPTER 177, "RECREATION AREAS, PARKS, PARKS AND NATURE PRESERVE", ARTICLE I "RECREATION AREA RULES AND REGULATIONS" SUBSECTION 177-3 "DISTURBING OR DESTROYING PROPERTY" OF THE CODE OF COLTS NECK TOWNSHIP

WHEREAS, on April 23, 1997 the Colts Neck Township Committee amended in its entirety Chapter 102, Development Regulations of the Code of the Township of Colts Neck; and

WHEREAS, Colts Neck Township is continuously and closely involved in planning and development process in the Township; and

WHEREAS, one of the purposes of planning is to review the Township's policies and Development Regulations based on best available information and past experiences and adopt regulations to guide the use of lands in a manner that promotes the public good and general public welfare; and

WHEREAS, the Township Committee has experienced individuals installing structures on Township property, particularly tree stands, fences benches and sheds; and

WHEREAS, such structures represent a potential personal injury and liability to the Township.

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

SECTION I That Section 102-77-3 Disturbing or destroying property be amended and supplemented in the following parts only;

§102-177-3. Disturbing or destroying property.

No person shall cut, injure, deface, remove or disturb any tree, shrub, building, fence, bench or other structure. No person shall construct, reconstruct, erect or relocate any structure, including tree stands, fences, benches or sheds or any other type of structure on Township property and / or Township greenway.

SECTION II Severability. If any section, paragraph subsection, clause or provision of this ordinance shall be adjudged 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.

SECTION III Repealer. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this ordinance shall remain in full force and effect.

SECTION IV Inconsistent ordinance. All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

SECTION V This ordinance shall take effect immediately upon passage, publication and filing according to law.

I, Trina Lindsey, hereby certify the Ordinance foregoing to be a true copy of an Ordinance introduced by the Township Committee of Colts Neck Township on the 8th day of March 2023. A public hearing will be held on March 29, 2023, 7:00 p.m. Town Hall, 1 Veterans Way.

Sue Fitzpatrick, Mayor

Trina Lindsey, Municipal Clerk

RECORD OF VOTE										
	First Reading					Second Reading				
	March 8, 2023					March 29, 2023				
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Fitzpatrick			X									
Deputy Mayor Rizzuto			X									
Torchia Buss		S	X									
Viola	M		X									
Bartolomeo						X						
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												