

ORDINANCE 2023-21

AN ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER 33, ENTITLED "BOARDWALK AND BEACHES"

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Seaside Heights, County of Ocean, and State of New Jersey, as follows:

SECTION 1. The Borough Code of the Borough of Seaside Heights is hereby amended and supplemented so as to amend Chapter 33 entitled "Boardwalk and Beaches," so as to amend § 33-9 entitled "Operating season and hours" so as to amend Subsection D. which shall read as follows:

D. All persons are restricted from remaining on the oceanfront and bayfront beaches after 8:00 p.m. except during approved special events and ceremonies. Individuals actively engaged in surfing or fishing may be upon any municipal beach at any time between 8:00 p.m. and 5:00 a.m. of any day.

SECTION 2. The Borough Code of the Borough of Seaside Heights is hereby amended and supplemented so as to amend Chapter 33 entitled "Boardwalk and Beaches," so as to amend § 33-9 entitled "Operating season and hours" so as to add Subsection F. which shall read as follows:

F. The Borough Administrator, after consultation with the Mayor, Chief of Police and OEM Coordinator, may order and implement the closure of the beach and/or boardwalk.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. This ordinance shall take effect after second reading and publication as required by law.

rmshc

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NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Borough Council on first reading at a meeting of the Borough Council of the Borough of Seaside Heights held on the **21st day of June, 2023**, and will be considered for second reading and final passage at a regular meeting of the Borough Council to be held on the **19th day of July, 2023**, at 5:00 p.m., at the George E. Tompkins Municipal Complex, 116 Sherman Avenue, Seaside Heights, New Jersey, above the firehouse, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.



DIANE B. STABLEY, RMC
Borough Clerk, Borough of Seaside Heights

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