

10-10-23 Public hearing was opened and continued to the next meeting of 10-24-23
 At the 10-24-23 meeting this Ordinance was defeated with a 5-0 vote
 Councilwoman Steward made a motion to defeat, seconded by Council Vice President Baxter

THE TOWNSHIP OF EWING
 COUNTY OF MERCER, NEW JERSEY

ORDINANCE NO. 23-25

1st Reading 9-26-23 Date to Mayor _____

2nd Reading & Public Hearing 10-24-23 Date Returned _____

Date Adopted: _____ Date Resubmitted to Council _____

_____ Approved as to Form of Legality

Effective Date: _____ Township Attorney _____

AN ORDINANCE AMENDING CHAPTER 257, PEACE AND GOOD ORDER, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER TO PROHIBIT THE BREACHING OF THE PEACE

First Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Baxter	X					X
Keyes-Maloney	X					
Schroth	X				X	
Steward	X					
Wollert	X					

Second Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Baxter						
Keyes-Maloney						
Schroth						
Steward						
Wollert						

By _____ Date _____ Accepted _____ Rejected _____
 Mayor

Reconsidered
 By Council _____ Override Vote YEA _____ NAY _____

 President of the Council

 Municipal Clerk

**THE TOWNSHIP OF EWING
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE NO 23-25

**AN ORDINANCE AMENDING CHAPTER 257, PEACE AND GOOD ORDER, OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE
COUNTY OF MERCER TO PROHIBIT THE BREACHING OF THE PEACE**

WHEREAS, Township of Ewing (the “Township”) is charged with promoting the health and wellbeing of residents; and

WHEREAS, the disturbing or breaching of the peace can be harmful to other, lawful residents; and

WHEREAS, the people have a right to quiet enjoyment of their property and residence and should be free from any disturbances which annoys, injures or endangers the comfort, repose, health, peace or safety of others within the limits of the Township; and

WHEREAS, the Township is desirous of amending Chapter 257, Peace and Good Order, of the Revised General Ordinances of the Township of Ewing in order to promote and preserve the public health, welfare, safety, and the quality of life in Ewing; and

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 Chapter 257, PEACE AND GOOD ORDER, is hereby amended as follows:

Article V Disturbing the Peace

§ 257-13 Conduct Prohibited

Disturbing the peace refers generally to words or actions which can endanger the safety or health of others, or can ruin the relative peace and quiet of a neighborhood or other public place. No person shall, within the boundaries of the municipality, by any means or instrumentality, engage in any conduct to disturb the relative peace and quiet of any public place or interfere with or annoy the comfort or well-being of the inhabitants of the municipality, including but not limited to the following conduct:

- A. Disturb the public peace and quiet by loud, boisterous or vulgar conduct, such as using profanity, threats, or inciteful words towards another, yelling, singing, etc. for no purpose other than to create a disturbance or loudly playing music in a public or quasi-public space;
- B. Disturb the public peace by knocking or banging on doors of hotels or motels, repeatedly knocking or banging on the doors or windows of a private residence, or shouting obscene language in front of a private house or other place of residence;
- C. Create or participate in an unlawful diversion, disturbance or disorderly assemblage, in any public or quasi-public place, tending to breach the peace;
- D. No person shall appear in any street, highway, park or other public or quasi-public place in a state of nudity;
- E. Obstruct or interfere with any person lawfully being in a public or quasi-public place;
- F. Obstruct or interfere with the free and lawful use of any public or private property; or
- G. Have upon that person, without lawful authority to do so, any concealed or dangerous weapon.

§ 257-14 Violations and penalties.

Any violation of the provisions of this article shall constitute a violation punishable as provided in Chapter 1, Article III, General Penalty.

Section 2 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 3 Repealer. All prior ordinances or parts of the same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

DEFEATED