

ORDINANCE NO. 2024-12

ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 141, "PARKS AND RECREATION," ARTICLE II, "TRESPASSING,"
SECTION 141-4.1 "RESTRICTIONS" TO ACCOMMODATE PROGRAMS AND/OR
EVENTS OUTSIDE OF STATED HOURS

WHEREAS, on June 8, 2005, the Borough of Kenilworth Municipal Council adopted Ordinance 2005-10, which established restrictions around the use of parks or playgrounds owned by the Borough; and

WHEREAS, the Borough of Kenilworth Municipal Council finds that it is in the best interests of the Borough and its citizenry to amend and modify such section set forth in the Borough Code to extend the hours for events and/or programs which are Borough sponsored or otherwise authorized by the governing body so that they are more consistent with the current needs of the Borough of Kenilworth; and

WHEREAS, pursuant to N.J.S.A. 40:48-1, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this State or Federal Government, as it may deem necessary and proper for the good of government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Kenilworth in the County of Union, New Jersey as follows:

SECTION 1. The foregoing whereas clause is incorporated herein by reference and made a part hereof.

SECTION 2. Chapter 141, "Parks and Recreation," Article II "Trespassing," Section 141-4.1 "Restrictions" Ordinance of the Borough of Kenilworth, Union County, New Jersey, is hereby revised with the following:

Note: Additions are shown in **bold and underlined** and deletions are shown as ~~strikethrough~~.

ARTICLE II. TRESPASSING.

§ 141-4.1 Restrictions.

With the exception of events and/or programs which are Borough sponsored or otherwise authorized by the governing body, no person other than officers or employees of the Borough of Kenilworth, in the performance of their duties, shall enter or remain in any park or playground owned by the Borough of Kenilworth from sunset to 6:00 a.m. For purposes of this chapter, sunset shall be defined as:


- A. In the months of January, February, March, October, November, and December: 5:00 p.m.
- B. In the months of April, May, June, July, August, and September: 7:30 p.m.

SECTION 3. All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall remain valid and effective.

SECTION 5. This Ordinance shall take effect upon final passage and publication according to law.


Linda Karlovitch, Mayor

INTRODUCTION						COUNCILPERSON	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				PATRICK BOYLE			X			
		X				JOSEPH FINISTRELLA						X
		X				TONI GIORDANO PICERNO			X			
	X	X				WILLIAM MAURO						X
X		X				SAVINO SCORESE		X	X			
		X				JOHN ZIMMERMAN	X		X			
Introduced: July 17, 2024						I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Kenilworth, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: August 21, 2024												
						 Angela Lazzari, Borough Clerk						