

ORDINANCE NO. 2024 – 09

**ORDINANCE OF THE TOWNSHIP OF LACEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, REPEALING CHAPTER 234 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF LACEY ENTITLED “MASSAGE ESTABLISHMENTS” AND ISSUING REFUNDS FOR ALL LICENSING FEES RECEIVED IN THE FISCAL YEAR OF 2024**

**WHEREAS** the Township of Lacey currently has codified in Chapter 234 a licensing procedure for Massage Establishments and Massage Therapists which is preempted by N.J.S.A. 45:11-78; and

**WHEREAS**, the Mayor and Township Committee of the Township of Lacey, County of Ocean, State of New Jersey desires to repeal Chapter 234 and issue refunds to all Massage Business and Massage Therapists who paid the licensing fee after January 1, 2024; and

**BE IT ORDAINED**, by the Mayor and Township Committee of the Township of Lacey, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** Chapter 234 of the Township Code of the Township of Lacey, entitled “Massage Establishments” is hereby repealed in its entirety and shall be reserved for future use;

**SECTION 2.** All licensing fees received by the Township pursuant to Chapter 234 et seq., of the Township’s Code after January 1, 2024 shall be refunded to all Massage Establishments and Massage Therapists.

**SECTION 3.** That should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

**DASTI, McGUICHIN,  
McNICHOLS, CONNORS  
ANTHONY & BUCKLEY**

COUNSELLORS AT LAW


620 WEST LACEY ROAD  
FORKED RIVER, N.J. 08731

**SECTION 4.** That all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

**SECTION 5.** That this ordinance shall be in full force and take effect twenty (20) days after final passage and publication, as required by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Township Committee of the Township of Lacey on first reading at a meeting held on the 25th day of April, 2024. The Ordinance will be considered for second and final reading at a meeting of the Township Committee which is scheduled for the 4th day of May, 2024 at 6:00 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 818 Lacey Road, Forked River, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

  
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AMY MCGUCKIN,  
Municipal Clerk, Township of Lacey

**DASTI, MCGUCKIN,  
McNICHOLS, CONNORS  
ANTHONY & BUCKLEY**  
  
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