

Ordinance 2024-7

AN ORDINANCE AUTHORIZING THE POLICE CHIEF TO EXECUTE AN APPLICATION FOR A CHARITABLE SOLICITATION PERMIT FOR AMERICAN LEGION AMBULANCE CORP OF STANHOPE/NETCONG'S "COIN DROP" ON JUNE 7TH, JUNE 8TH 2024 AND ON SEPTEMBER 20TH, AND SEPTEMBER 21ST 2024 AT THE INTERSECTIONS OF ALLEN STREET AND LEDGEWOOD AVENUE AND MAIN STREET AND ROUTE 46 IN THE BOROUGH OF NETCONG, COUNTY OF MORRIS, STATE OF NEW JERSEY

WHEREAS, the members of American Legion Ambulance Corp of Stanhope/ Netcong wish to hold their annual "Coin Drop" on June 7th, June 8th 2024, with rain dates of June 21st, June 22nd, 2024 and on September 20th, and September 21st, 2024, with rain dates of September 27th, September 28th, 2024 at the intersections of Allen Street and Ledgewood Avenue and Main Street and Rt. 46 in the Borough of Netcong; and

WHEREAS, N.J.S.A. 39:4-60 requires charitable organizations to obtain municipal approval before soliciting contributions within a municipal roadway; and

WHEREAS, charitable organizations are also required to obtain a Charitable Solicitation permit from the New Jersey Department of Transportation (hereinafter, "NJDOT"); and

WHEREAS, the NJDOT application must be accompanied by a certified copy of a municipal ordinance approving the solicitation and authorizing the appropriate municipal official to execute the application on behalf of the municipality; and

WHEREAS, the Borough's Chief of Police has reviewed the Ambulance Corp's solicitation plan and has found same to be acceptable and in accordance with the NJDOT's guidelines; and

WHEREAS, the Borough Council wishes to approve the Ambulance Corp's request in accordance with the procedures established in N.J.S.A. 39:4-60.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Netcong, in the County of Morris, and State of New Jersey, as follows:

SECTION 1. The Borough of Netcong hereby approves the American Legion Ambulance Corp of Stanhope/Netcong's request to hold a "Coin Drop" at the intersection of Allen Street and Ledgewood Avenue. The dates and times approved for said solicitation are as follows: Friday, June 7th 2024, between the

hours of 2:30 p.m. to 7:00 p.m.; Saturday, June 8th, 2024, between the hours of 9:00 a.m. to 3:30 p.m. with rain dates of June 23rd, June 24th, 2024 and on Friday, September 20th, 2024 between the hours of 2:30 p.m. to 7:00 p.m.; Saturday, September 21st, 2024, between the hours of 9:00 a.m. to 3:30 p.m. with rain dates of September 27th and September 28th 2024.

SECTION 2. The approval authorized herein is subject to and expressly conditioned upon the following:

- a. The Ambulance Corp's compliance with all rules, regulations and guidelines promulgated by the NJDOT for charitable solicitations, including, but not limited to, the posting of any and all necessary warning signs; and
- b. The approval of the Morris County Board of Chosen Freeholders and the NJDOT.

SECTION 3. The Chief of Police is hereby authorized and directed to execute the application for a Charitable Solicitation Permit for American Legion Ambulance Corp of Stanhope/Netcong's "Coin Drop," provided the above-stated conditions are met. The Netcong Borough Police Department shall be responsible for supervising the solicitation and enforcing the terms of the Charitable Solicitation Permit issued by the NJDOT.

SECTION 4. All ordinances of the Borough of Netcong, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

**BOROUGH OF NETCONG
COUNTY OF MORRIS
STATE OF NEW JERSEY**

ATTEST:

By: _____
Elmer Still, Mayor

Cynthia Eckert, Borough Clerk
Introduced: 2/8/24
Adopted: