

**TOWNSHIP OF NEPTUNE
ORDINANCE NO. 23-17**

**AN ORDINANCE TO OF THE TOWNSHIP OF NEPTUNE TO AMEND AND
SUPPLEMENT CHAPTER 13 STREETS AND SIDEWALKS BY AMENDING SECTION 3
“OBSTRUCTION OF STREETS OR SIDEWALKS”**

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Ordinance be and is hereby amended as follows:

SECTION 1.

§13-3 Obstruction of Streets or Sidewalks

§13-3.1 Permit Required

- a. It shall be unlawful for any person, firm or corporation to display, exhibit, deposit or maintain or cause to be displayed, exhibited, deposited or maintained in or on any of the streets, avenues, highways or sidewalks of the Township any goods, wares, merchandise, building materials, encroachments, encumbrances or obstructions of any kind or character without first obtaining from the Township ~~Committee~~ **Clerk**, or its duly authorized agent, a permit so to do.
- b. **An application for a permit must be submitted to the Township Clerk at least two (2) weeks prior to the planned event.**
- c. **The application will include, but is not limited to description of the event, diagram of the requested closures or obstructions, vendor information, date and time of requested obstruction, and any information deemed necessary by the Township.**
- d. **Applicant may be subject to fees deemed necessary by the Township to accommodate the event. The fees shall be established by resolution of and approval of the Township Committee.**

§ 13-3.2 Penalty for Violations.

Any person or persons, firm or corporation who shall violate any of the provisions of this section shall be liable, upon conviction, to the penalty stated in Chapter 1, Section 1-5.

§ 13-3.3 Portable Basketball Hoops/Structures.

Portable basketball hoops/structures shall be permitted on the roads, streets, avenues and roadways of the Township under the following conditions:

- a. A basketball hoop/structure shall be permitted on a road, street, avenue and roadway only if immediately adjacent to the real property owned, rented or leased by the owner of the basketball hoop/structure.
- b. A basketball hoop/structure shall not be permitted on any road, street, avenue and roadway between the period from dusk to 9:00 a.m.
- c. At least one (1) side or point of the base of said hoop/structure must be in contact with the curbline.
- d. When not in use, a basketball hoop/structure must be removed from the road, street, avenue or roadway and placed on private property (private property does not include the sidewalk area or any pedestrian walkways).
- e. When roads are snow covered, basketball hoops/structures are not permitted on any road, street, avenue or roadway at any time.
- f. When a basketball hoop/structure is in use, any and all individuals participating in its use or otherwise playing ball on a road, street, avenue or roadway shall yield to vehicular traffic by immediately moving to the curbline upon sighting the approach of a vehicle.

SECTION 2.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to 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 be deemed valid and effective.

SECTION 5.

This Ordinance shall take effect upon its passage and publication according to law.

Motion/ Second	Roll Call To Table	YAY	NAY	ABSTAIN	ABSENT	Adopted on First Reading Dated: March 27, 2023
Second	Dr. Michael Brantley	X				<hr/> Gabriella Siboni, RMC Township Clerk
	Robert Lane, Jr.	X				
	Nicholas Williams	X				
Motion	Tassie D. York	X				
	Keith Cafferty	X				