

**BOROUGH OF WESTWOOD
NOTICE**

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on first reading at a special meeting of the Mayor and Council on the 19th day of March, 2024, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 16th day of April, 2024 at 8:00 p.m. or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Karen Hughes, Borough Clerk
Borough of Westwood

ORDINANCE NO. 24-11
AN ORDINANCE TO REGULATE PETS WITHIN PLAYGROUNDS

WHEREAS, while the overwhelming majority of dog owners clean up after their pets, it is not possible to remove urine; and

WHEREAS, this poses a health hazard to children who unknowingly use playground equipment or fall on playing surfaces after a dog has urinated there;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Westwood that the following amendments are made to the Borough Code (new amendments are **underlined and bold**):

Section 1. Amend:

§ 243-12 **Behavior.**

No person in a park or recreation facility shall:

- A. Intoxicating beverages prohibited. Serve, consume or dispense alcoholic beverages at any time in a park or recreation facility unless they have obtained specific authorization from the Governing Body to do so.
- B. Large assemblies. Assemble a large group in the park or recreation facility without a permit from the Borough Administrator for any public or private purpose, it being understood that the right of peaceful use of park or recreation facility privileges shall not be abridged or unreasonably withheld upon proper application being made and subject to rules and regulations established by the Governing Body.
- C. Block the free flow of pedestrian or vehicular traffic throughout walkways and roadways within the limits of a park or recreation facility.
- D. Fireworks and explosives. Bring, or have in his or her possession, or set off or otherwise cause to explode, discharge or burn, any firecrackers, torpedo, rocket or other fireworks or explosives or flammable material or discharge them or throw them into any such area from the land or highway adjacent thereto. This prohibition includes any substance, compound, mixture or article that, in conjunction with any other substance or compound, could be dangerous from any of the foregoing standpoints.
- E. Domestic animals. Permit the running at large of dogs or other domestic animals. All such animals shall be restrained at all times on adequate leashes not greater than six feet in length. **No such animal is permitted on playing surfaces, or within fenced or unfenced playground perimeters regardless of whether the animal is leashed.**
- F. Alms. Solicit alms or contributions for any purpose, whether public or private, without authorization from the Borough of Westwood.
- G. Fires. Build or attempt to build a fire except in such areas and under such regulations as may be

designated by the Borough Administrator. No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco, paper or other flammable material within any park or recreation facility area or any highway, road or street abutting or contiguous thereto.

- H. Closed areas. Enter an area posted as "Closed to the Public," nor shall any person use or abet the use of any area in violation of posted notices.
- I. Games of chance. Gamble or participate in or abet any game of chance except for any games of chance duly approved by the Games of Chance Commission and approved by the Governing Body of the Borough.
- J. Exhibit permits. Fail to produce and exhibit any permit from the Borough Administrator he or she claims to have upon request of any authorized person who shall desire to inspect the same for the purpose of enforcing compliance with any ordinance or rule.
- K. Interference with permittees. Disturb or interfere unreasonably with any person or party occupying any area, or participating in any activity, under the authority of a permit.
- L. Tobacco prohibited. Smoke/vape any tobacco products in any indoor or outdoor park or recreation facility.
- M. Marijuana and cannabis. Smoke or otherwise consume marijuana and cannabis products in any indoor or outdoor park or recreation facility, or at any scheduled public event.

Section 2. Amend:

§ 99-15 **Leash requirements.**

No person owning, keeping or harboring any dog shall suffer or permit it to be upon the public streets or in any of the public places of the Borough of Westwood unless such dog is securely confined and controlled by an adequate leash not more than six feet long, held by a person able to control said dog. **Dogs are not permitted on playing surfaces, or within fenced or unfenced playground perimeters regardless of whether the animal is leashed.**

Section 3. If any section, subsection, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

Section 4. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 5. If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

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

Adopted: _____

Approved:

Attest:

Karen Hughes, Borough Clerk

Raymond Arroyo, Mayor