

**ORDINANCE NO. 2023-01**

**AN ORDINANCE OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 261, PARKS, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF LITTLE EGG HARBOR SO AS TO CREATE ARTICLE II, SKATEBOARD PARK REGULATIONS**

**NOW, THEREFORE, BE IT ORDAINED**, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** That the governing body hereby amends Chapter 261, “Parks,” so as to create Article I, “General Regulations,” so as to include §261-1 through -34.

**SECTION 2.** That the governing body hereby amends Chapter 261, “Parks” so as to create Article II, “Skateboard Park,” as follows:

**ARTICLE II SKATEBOARD PARK**

**§261-35 Applicability.**

The regulations contained in Article II herein shall specifically apply to the Skateboard Park at the Township Community Center, in addition to any applicable regulations in Article I above.

**§261-36 Assumption of risk; ejection**

- A. The Skateboard Park is an unsupervised facility. Skateboard Park patrons use the facility at their own risk. The Township of Little Egg Harbor does not assume any responsibility for damage or injuries resulting from the use of the facility.
- B. Violation of any provision of the rules and regulations delineated within §261-37 herein shall subject a person to ejection from the Skateboard Park in addition to any penalties assessed for violation pursuant to § 261-42, Violations and penalties.

**r|m|s|h|c**  
Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

☎: 732.363.0777  
☎: 732.905.6555

## **§261-37 Rules and Regulations**

- A. The Skateboard Park is strictly for skateboarding, with skateboards of a maximum length of 34 inches, in-line roller-skating, non-motorized scooters and bicycles, during the times indicated in § 261-39 below. All other uses, including but not limited to, motorized scooters (e.g. “Birds”), and other wheeled vehicles, are strictly prohibited.
- B. All skaters must skate responsibly.
- C. No glass containers are permitted at the Skateboard Park.
- D. Safety equipment must be worn, including helmets, elbow and knee pads by all persons utilizing the Skateboard Park.
- E. Riders must inspect the skate area and remove any trash, debris, or obstructions before riding.
- F. Any damage should be reported to the Township in the manner designated. In the event of an emergency, 911 should be called.
- G. Graffiti is prohibited.
- H. Consumption of food and drink in the park area is prohibited.
- I. Users must properly dispose of all trash.
- J. Users are prohibited from using any additional obstacles or other equipment or enhancements, including, but not limited to, ramps and jumps.
- K. Competitive demonstrations or events and amplified music are prohibited.
- L. A child under 12 years of age who wishes to utilize the park must be accompanied by an adult.
- M. All participants 12 years of age and over must have a photo identification card on their person showing their name, current address and birth date.
- N. No person shall use or attempt to use the facility except during the hours of operation herein.



Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

☎: 732.363.0777

☎: 732.905.6555

O. No drug or alcohol use is permitted at any time.

**§261-38 Signage.**

Signs depicting the rules and regulations established hereunder shall be prominently displayed at the entrance of and at certain points inside the Skateboard Park.

**§ 261-39 Hours of operation**

A. Skateboards, non-motorized scooters and in-line skates.

1. Skateboards, non-motorized scooters and in-line skates may be utilized at the Skateboard Park on Mondays, Wednesdays, Fridays and Saturdays only. Bicycles are prohibited on these days.
2. The hours of operation on the days indicated in §261-39(A)(1) above shall commence at 8:00 a.m. and end at dusk, or 8:00 p.m., whichever is earlier.

B. Bicycles

- a. Bicycles may be utilized at the Skateboard Park on Tuesdays, Thursdays and Sundays only. Skateboards, non-motorized scooters and in-line skates are prohibited on these days.
- b. The hours of operation on the days indicated in §261-39(B)(1) above shall commence at 8:00 a.m. and end at dusk, or 8:00 p.m., whichever is earlier.

**§ 261-40 Closing of facility.**

The Skateboard Park may be closed at the sole discretion of the Township for weather-related or any other concerns.

**§ 261-41 Enforcement.**

This article shall be enforced by the Township Code Enforcement Officer and/or the Township Police Department.

**§ 261-42 Violations and penalties.**

Any person who violates any provision of this Article shall, upon conviction thereof, be punished by a fine of not more than \$2,000, by imprisonment for a term not to exceed 90 days and/or by a term of community service not to exceed 90 days. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.



Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

o: 732.363.0777

f: 732.905.6555

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Little Egg Harbor held on the **12<sup>th</sup>** day of **January, 2023**, and will be considered for second and final passage at a meeting of the Township Committee to be held on the **9<sup>th</sup>** day of **February, 2023**, at 7:00 p.m. at the Municipal Building located at 665 Radio Road, Little Egg Harbor, at such time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

---

**KELLY LETTERA, RMC**  
Township Clerk  
Township of Little Egg Harbor

---

**BLAISE SCIBETTA, MAYOR**

**r|m|s|h|c**

Rothstein, Mandell, Strohm,  
Halm & Cipriani, P.A.  
ATTORNEYS AT LAW

98 East Water Street  
Toms River, NJ 08753

☎: 732.363.0777  
☎: 732.905.6555