

ORDINANCE NO. 3828

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF FRANKLIN, COUNTY OF SOMERSET AND STATE OF NEW JERSEY, MORE PARTICULARLY CHAPTER 260, PARKS AND RECREATION, SECTION 260-11, EXCLUSIVE-USE PERMITS FOR PARK FACILITIES AND SECTION 260-15, REVIEW BY DIRECTOR.

SUMMARY

An ordinance amending Code Chapter 260, Parks and Recreation, Section 260-1, Exclusive-Use Permits for Park Facilities by increasing the fees for softball fields, basketball courts and tennis courts for tournaments from \$5 to \$10 for a 4 hour period and adding the following in Section 260-15, Review by Director, "A non-refundable fee be assessed to the permit holder in the amount to be determined by the actual estimated cost of placing one or more portable toilets at a facility specifically required as a result of the applicant's intended use."

BE IT ORDAINED by the Township Council of the Township of Franklin, County of Somerset and State of New Jersey that the Code of the Township of Franklin be and it is hereby amended as follows:

SECTION I

Chapter 260, Article III, Exclusive-Use Permits for park Facilities, Section 260-11 - Exclusive-Use Permits and Fees, is amended as follows:

§ 260-11. Exclusive-Use Permits and Fees.

The Department of Recreation, Community Celebrations and Park Administration shall be permitted to issue exclusive-use permits for the park facilities and then establish fees as listed herein:

Facility	Fee	Time Period (hours)
Picnic area	\$25	4
Softball field	\$5 10	4
Basketball courts	\$5 10	4
Tennis courts for tournaments	\$5 10	4

SECTION II

Chapter 260, Article III, Exclusive-Use Permits for park Facilities, Section 260-15, Review by Director is amended as follows:

§ 260-15. Review by Director.

Additional considerations for permit approval may be required at the discretion of the Director of Recreation, Community Celebrations and Park Administration. They include:

- A. Certificate of insurance. A certificate of insurance indicating that the applicant has secured coverage for the named event and specific date in question from an insurance agent licensed to conduct business in the State of New Jersey in the following amounts: [Amended 11-14-2000 by Ord. No. 3165]
 - (1) \$1,000,000 per occasion.
 - (2) \$300,000 per person.
 - (3) \$100,000 for property damage.

- B. A wholly or partially returnable maintenance deposit of \$300 made payable to the Township of Franklin to offset additional maintenance expenses as a result of the facility use by the applicant. [Amended 12-14-2004 by Ord. No. 3512]

C. A wholly or partially returnable wage deposit in the amount to be determined by the actual estimated cost of placing an employee of the Department of Recreation, Community Celebrations and Park Administration at the facility specifically as a result of the applicant's intended use.

D. A non-refundable fee be assessed to the permit holder in the amount to be determined by the actual estimated cost of placing one or more portable toilets at a facility specifically required as a result of the applicant's intended use.

SECTION III

Each clause, section or subsection of this ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected.

SECTION IV

All ordinances or parts of ordinance inconsistent with this ordinance are hereby repealed as to the extent of such inconsistency.

SECTION IV

This ordinance shall take effect immediately upon adoption and publication according to law.

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THIS IS A TRUE COPY OF AN ORDINANCE ADOPTED BY THE
TOWNSHIP COUNCIL, TOWNSHIP OF FRANKLIN, SOMERSET, NJ

INTRODUCED: April 28, 2009

PUBLIC HEARING: May 26, 2009

ADOPTED: May 26, 2009

NOTICE OF FINAL ADOPTION: June 1, 2009

EFFECTIVE DATE: June 15, 2009

ANN MARIE McCARTHY, TOWNSHIP CLERK