

PLEASE TAKE NOTICE that the following Ordinance was adopted on first reading by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey at a meeting held on the 3rd day of March, 2016. The Ordinance was then ordered to be published according to law. Notice is hereby given that the said Ordinance will be considered for final passage at a public hearing to be held on the 7th day of April, 2016 at a meeting beginning at 7:00PM at the Municipal Building located on the corner of County Road 519 and Oak Grove Road, Kingwood Township, New Jersey, at which time all interested persons will be heard.

ORDINANCE NO. 18 — 02 - 2016

ORDINANCE AMENDING CHAPTER 34 ENTITLED "RECREATION COMMISSION AND PARKS AND RECREATION COMMITTEE AND CHAPTER 94 ENTITLED "OPEN SPACE AND RECREATION AREAS" OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, AND THE STATE OF NEW JERSEY TO AMEND THE FEES FOR USE OF THE TOWNSHIP'S OPEN SPACE AND RECREATION AREAS AND ITS HOURS OF OPERATION.

WHEREAS, it has been recommended by the Kingwood Township Parks and Recreation Committee that some of the fees for use of the park be updated; and

WHEREAS, it has further been recommended that the fee ordinance reference the Township's ability to adjust those fees annually by Resolution, which will allow the Township a more cost effective way to update fees when appropriate; and

WHEREAS, it has been recommended by the Kingwood Township Parks and Recreation Committee that the hours of the open space and recreation areas be revised to be more specific; and

WHEREAS, the Township Committee has reviewed the recommendations of the Kingwood Township Parks and Recreation Committee and concurs with those recommendations; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Kingwood County of Hunterdon as follows:

Section 1:

Section 34-8 shall be deleted in its entirety and replaced with the following:

Section 34-8 Fees; insurance; rules and regulations

A. Kingwood Park – Union Road.

(1) Pavilion fees.

- (a) Resident: no charge.
- (b) Nonresident (or for-profit business).
 - [1] First 50 people: \$250.
 - [2] Each additional 50 people: \$100.
 - [3] Eight-hour limit per event; \$50 per additional hour.
 - [4] Cancellation fee within 15 days of event: \$50.
- (c) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

(2) Field Use

- (a) Organizations
 - [1] Kingwood based with 50% Kingwood residents: No charge for single day use.
 - [2] All organized teams with ongoing use: \$500 per year - includes storage area.All teams are to keep their fields clean and maintain their equipment.
- (b) Profit businesses to use park fields: \$75 a day.
- (c) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

(3) Kingwood Community Day vendors.

- (a) Booth spaces (an area approximately 10 feet by 10 feet): \$25 per booth space. (no charge for non-profits/Kingwood Township municipal governmental entities)
- (b) Food vendors: \$125
- (c) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

(4) Kingwood yard sale at park.

- (a) Booth spaces (an area approximately 15 feet by 20 feet): \$10 per booth space (Kingwood residents only)
- (b) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

B. Horseshoe Bend Park.

- (1) **Field usage by Township residents or Kingwood based (with 50% Kingwood residents) organizations:** no charge for single day use.
- (2) **Field usage and the use of the Morton Building, including the use of the bathroom facility at Horseshoe Bend Park, by nonresidents or non-Township organizations:** \$175 per day.
- (3) **Organizations using the Morton Building:** \$175 per day;* deposit for cleaning the Morton Building: \$300. [*Note: During the “heating season” (November 15 through March 15), as defined by the New Jersey Department of Community Affairs, there will be an oil surcharge of \$50 per day.]
- (4) **For organizations (not charging a per-event fee) using the large Morton Building:** ongoing activities (use of the building eight days within a calendar month): \$40 per day.* [*Note: During the “heating season” (November 15 through March 15), as defined by the New Jersey Department of Community Affairs, there will be an oil surcharge of \$50 per day.]
- (5) **Storage facility at HBP.** Nonprofit organizations that are qualified under Section 501(c)(3) of the Internal Revenue Code of the United States of America storing equipment on/in trailers in the open-air hay storage facility, depending on available space: \$25 per month, per trailer.
- (6) **Usage of dog show mats and gates:** \$50 per day.
- (6) **Fees are subject to change annually by Resolution of the Township Committee.** A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

C. A fee of \$20 will be charged on any returned checks.

D. A security deposit of \$50.00 is required for each building key requested for ongoing use. Municipal employees or members of municipal committees or commissions are exempt when used in the commission of their duties.

E. All persons using any Kingwood Township park shall provide proof of insurance as is more specifically described in the rules and regulations applicable to all Kingwood Township parks and facilities, which were earlier adopted by the Township and are ratified and made a part hereof entitled “Exhibit A” and kept on file in the Township Clerk's Office and is available for review during regular business hours.

F. All of the provisions contained in Exhibit A, "Rules and Regulations," are hereby specifically ratified and made a part hereof.

Section 2:

Section 94-2 shall be amended as follows:

Section 94-2 Hours of operation

Except as otherwise posted, all open space and recreation areas shall open at sunrise and shall close at sunset (As determined by the National Oceanic and Atmospheric Administration), but in no event shall closing be later than 9:00 p.m. No person shall enter upon or remain within an open space or recreation area except during its hours of operation unless authorized by the Kingwood Township Committee or the Parks and Recreation Commission.

Section 3:

If any part or parts of this ordinance are for any reason held to be invalid such adjudication shall not affect the validity of the remaining portions of this ordinance.

Section 4:

All ordinances or parts of ordinances which are inconsistent herewith are repealed but only to the extent of such inconsistency. All other parts of the Code of the Township of Kingwood not inconsistent herewith are ratified and confirmed.

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

**TOWNSHIP COMMITTEE OF
TOWNSHIP OF KINGWOOD**

Diana Haywood, Mayor

Attest: April 7, 2016

**Mary E MacConnell, RMC
Township Clerk**

Introduced:

Publication:

Final Adoption:

Publication by Title Only: