

ORDINANCE
Borough of Peapack & Gladstone
County of Somerset
State of New Jersey

ORDINANCE NO. 2017-1043

**AN ORDINANCE FOR USE OF BOROUGH RECREATIONAL FACILITIES IN
PEAPACK AND GLADSTONE**

WHEREAS, the governing body of the Borough of Peapack and Gladstone finds that it is in the best interests of the Borough's residents to make the Borough's public recreational facilities available for public use, in order to advance the health, safety and welfare of the Borough's residents; and

WHEREAS, in furtherance of that objective, the governing body wishes to establish a uniform set of guidelines with regard to the use of the Borough's Public Recreational Facilities.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Peapack and Gladstone, in the County of Somerset and State of New Jersey, that it hereby establishes the following rules and regulations as to the use of the Borough's Public Recreational Facilities.

Section 1. Short Title.

This Ordinance may be cited as "The Borough Recreational Facilities Use Ordinance" of the Borough of Peapack and Gladstone.

Section 1.1 Purpose.

The purpose of this ordinance is to offer access and guidelines on use of recreational space owned by the Borough of Peapack and Gladstone.

Section 1.2 Definitions.

As used in this section:

Borough shall mean the Borough of Peapack and Gladstone.

Organized Activity shall mean any formal sporting, athletic or physical activity, league or event organized and run by or with the approval of the Recreation Director or Borough Council in accordance with this ordinance.

Paid Recreational Use shall mean the use of Borough recreational facilities by an individual or business for commercial use, such as sports camps and classes.

Recreation shall mean a form of physical activity.

Recreation Commission shall mean the appointed set of resident volunteers and one paid Recreation Director who serve on a board with the intent of promoting the use and availability of recreational programs in the Borough.

Recreation Director shall mean the paid position in the Borough under which formal recreational programs are managed.

Recreational facility shall mean a designated physical space where recreation may occur, including fields, indoor gyms, and outdoor play spaces.

Resident shall mean an individual living in the Borough and able to demonstrate a mailing address in the Borough and current utility statement for that address.

Section 1.3 Rules regarding Recreation Commission's use of recreational facilities.

(1) The Borough's Recreation Commission is hereby authorized to set and manage rules and regulations regarding Borough Recreation Programs that are clearly advertised to all residents through a public method of notification, are staffed through the Recreation Commission, and will take place on approved Borough recreational facilities.

(2) The Recreation Director shall publish a calendar of Recreation Programs quarterly, including key dates, hours of operation, and facilities used.

(3) Any coaches or individuals engaged in managing or coaching a Recreation Commission program must demonstrate the completion of required safety training, as determined by the State of New Jersey.

Section 1.4 Rules regarding Resident use of Recreational Facilities.

Borough residents are authorized to use available recreational facilities on the condition of:

(1) **Availability of indoor and outdoor recreational facilities** – Space must not be previously reserved for use by the Recreation Commission for any Borough recreational facility. In the event a space is limited to hours of operation, a sign will be posted to inform of the hours of availability. Recreational use of the indoor gymnasium by residents is allowable during posted hours of operation and at the discretion of the Borough Administrator.

(2) **Gym Usage by Residents** – Subject to the terms of this section, Borough residents may use the Borough's indoor gymnasium during the hours that the Borough Hall and gymnasium are open for such use, and provided that the gymnasium is not already reserved or in use at that time. Any Borough resident intending to utilize the indoor gymnasium must first sign in on the applicable sign-in sheet, and must comply with all regulations as set forth in this ordinance and as otherwise provided by the Borough Recreation Director, Recreation Commission and the Borough Administrator. No one under the age of 16 years old may use the Borough's indoor gymnasium without adult supervision.

(3) **Damage** – Use of space must be free of damage to Borough facilities, including but not limited to the breaking of sports equipment, breaking, interfering with or otherwise tampering with any Borough property or equipment, and improper use and disposal of food and beverages as noted at each recreational facility. Within the gymnasium, individuals may not use any objects that may damage lighting and other facilities. This includes the use of lacrosse balls, hard baseballs and soft balls, and tennis balls or any other ball or implement that may cause damage to Borough property or equipment.

(4) **Personal liability** – Per the Borough's policy on personal liability, all individuals participating in organized activities at Borough recreational facilities must agree to and voluntarily sign a Waiver of Liability and Indemnification form, which form shall be available through the Borough Administrator

Section 1.5 Council authority for recreational areas and posting of rules and regulations.

The Borough Council shall adopt rules and regulations concerning hours of operation and the general use and operation of all recreational facilities, both indoor and outdoor. The posting of rules and regulations shall be the responsibility of the Recreation Commission or the Borough.

Section 1.6 General rules.

The following rules apply to all Borough recreation areas:

- (1) No person is permitted in the areas when closed, except by special permit.
- (2) The areas are closed sunset to sunrise, except where noted.
- (3) Glass beverage containers and bottles are prohibited.
- (4) Only water is permitted in the Borough Gymnasium.
- (5) Possession or consumption of alcoholic beverages is prohibited.
- (6) Where provided, trash receptacles will be used only for refuse generated on the premises. No littering or trash disposal other than as set forth herein shall be permitted.
- (7) No camping or open fires are permitted.
- (8) No pets or domesticated animals are allowed in any internal recreation facilities. In outdoor facilities, dogs must be leashed and under positive control. All persons bringing pets or domesticated animals onto the Borough's outdoor facilities must properly clean up after those animals and shall remove all such animal waste from borough recreational facilities.
- (9) There shall be neither removal of nor disturbance to vegetation, soil, stones, signage, structural improvements, or any object or material that is intrinsic to the sites, including historic or archeological artifacts, unless authorized by the Borough.
- (10) No person or activity shall interfere with any official activities by municipal elected or appointed officials or Borough employees, in conjunction with the execution of their responsibilities.

Section 1.7 Special Use of Borough property or facilities.

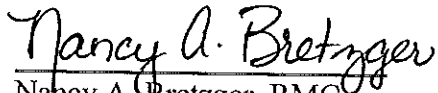
(1) Paid Recreational Use of Borough facilities by a non-resident or group shall be at the discretion of the Borough Administrator, and upon approval by the governing body of the Borough.

(2) Any Applicant approved to use a borough facility as set forth in this section shall be required to agree to and sign a Hold Harmless agreement, and to provide proof of insurance to the Borough Administrator before use of said facility, in the amounts as set forth in the applicable Hold Harmless agreement made available through the Borough Administrator.

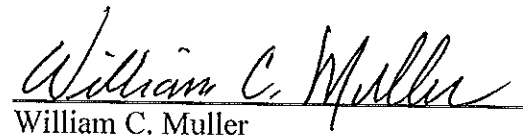
Introduced: August 15, 2017

Adopted: September 12, 2017

ATTEST:



Nancy A. Bretzger, RMC
Borough Clerk



William C. Muller
Mayor