

**BOROUGH OF WEST WILDWOOD
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

ORDINANCE NO. 564 (2017)

**AN ORDINANCE REPEALING ORDINANCE NO. 337
AND ESTABLISHING RULES AND REGULATIONS
FOR THE ED LUSK MEMORIAL PARK
THE GLENWOOD AVENUE PUBLIC BEACH
AND THE BAY AVENUE PLAYGROUND**

WHEREAS, the Borough of West Wildwood has established the Ed Lusk Memorial Park on the premises known as a portion of Block 103, :Lot 1 on the Tax Map of the Borough of West Wildwood; and

WHEREAS, the Borough of West Wildwood has established the Glenwood Avenue Public Beach situate on the remainder of Block 103, Lot 1, and on Block 102, Lot 1 on the Tax Map of the Borough of West Wildwood; and

WHEREAS, the Borough of West Wildwood has established the Bay Avenue Playground on the premises known as Block 103, Lots 2.08, 2.09 and 2.12, on the Tax Map of the Borough of West Wildwood; and

WHEREAS, it has been deemed necessary and desirable to establish rules and regulations for the utilization of said Park, Beach and Playground;

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners of the Borough of West Wildwood, County of Cape May, State of New Jersey as follows:

Section I.

The Rules and Regulations set forth in Schedule "A" annexed hereto be and hereby are established by the Borough of West Wildwood to cover the premises known as the Ed Lusk Memorial Park, the Glenwood Avenue Public Beach and the Bay Avenue Playground, more particularly described as Block 102, Lot 1; Block 103, Lot 1; and Block 103, Lots 2.08, 2.09 and 2.12, on the Tax Map of the Borough of West Wildwood.

Section II Penalty for Violations

Any person or association of persons convicted of a violation of the Ordinance shall, upon conviction thereof, be subject to a fine of not less than One Hundred (\$100.00) Dollars or more than One Thousand (\$1,000.00) Dollars and/or imprisonment in the County Jail for up to thirty (30) days for each offense. Each day that a violation continues after service of official notice of such violation shall be considered a separate offense subject to separate additional penalties.

Section III. Repealer

All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

Section IV. Survival

Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, at to this end the provisions of this Ordinance are hereby declared to be severable.

Section V. Effective Date of Ordinance

This Ordinance shall become effective immediately upon final passage and publication, according to law.

COMMISSIONERS:


MAYOR CHRISTOPHER J. FOX


COMMISSIONER SCOTT W. GOLDEN



COMMISSIONER CORNELIUS J. MAXWELL

First Reading/Introduction: 2017 11-03

Publication: 2017 11-08

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox	X		X			
Commissioner Scott W. Golden		X	X			
Commissioner Cornelius J. Maxwell						X

I, **Donna L. Frederick, RMC, Municipal Clerk** for the Borough of West Wildwood in the County of Cape May and State of New Jersey, do hereby certify that the foregoing is a correct and true copy of an Ordinance adopted by the Board of Commissioners of the Borough of West Wildwood, New Jersey at a **Regular Meeting** held on **November 3, 2017**.



Donna L. Frederick, RMC
Municipal Clerk

COMMISSIONERS:



MAYOR CHRISTOPHER J. FOX



COMMISSIONER SCOTT W. GOLDEN




COMMISSIONER CORNELIUS J. MAXWELL

SECOND READING: 2017 11-30
PUBLICATION: 2017 12-06

	Motion	Second	Yes	No	Abstain	Absent
Mayor Christopher J. Fox			X			
Commissioner Scott W. Golden		X	X			
Commissioner Cornelius J. Maxwell	X		X			

I, **Donna L. Frederick, RMC, Municipal Clerk** hereby certify that the foregoing Ordinance was introduced and passed at the Regular Meeting of the Board of Commissioners of the Borough of West Wildwood, County of Cape May, New Jersey on November 3, 2017 and was finally adopted after a public hearing at a **Regular Meeting** of said Board of Commissioners at the Municipal Hall, 701 W. Glenwood Avenue, West Wildwood, New Jersey on **November 30, 2017** at 6:00pm, prevailing time.



Donna L. Frederick, RMC
Municipal Clerk

SCHEDULE "A"

**RULES AND REGULATIONS FOR THE ED LUSK MEMORIAL PARK
THE GLENWOOD AVENUE PUBLIC BEACH
AND THE BAY AVENUE PLAYGROUND**

1. No dogs shall be permitted on the subject premises at any time.
2. No alcoholic beverages shall be permitted on the subject premises at any time.
3. No fires or barbecues shall be permitted on the subject premises at any time.
4. No boat launching or moorings shall be permitted on the Glenwood Avenue Public Beach at any time, with the exception of kayaks and paddle boards.
5. The Borough shall not provide lifeguards for the Glenwood Avenue Public Beach. Any persons swimming, kayaking or paddle boarding shall do so at his/her own risk.