

ORDINANCE 2015-05

AN ORDINANCE AMENDING CHAPTER 69 KNOWN AS “BOAT RAMP, MUNICIPAL” OF THE CODE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK

**WHEREAS**, the Township Committee of the Township of Lower Alloways Creek desires to amend Chapter 69 known as “Boat Ramp, Municipal” in its entirety.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Lower Alloways Creek that:

**Section 1.** Chapter 69 of the Code of the Township of Lower Alloways Creek is hereby amended as follows:

**CHAPTER 69**

**BOAT RAMP, MUNICIPAL**

- § 69-1. Purpose.
- § 69-2. Designation; availability.
- § 69-3. Applicable Area.
- § 69-4. Eligible Users.
- § 69-5. Stickers.
- § 69-6. Prohibited Activities.
- § 69-7. Parking.
- § 69-8. Violations and penalties.

[HISTORY: Adopted by the Township Committee of the Township of Lower Alloways Creek 12-20-1982 as Ord. No. 82-43. Revised 09-15-2015 by Ordinance 2015-05, Amendments noted where applicable.]

GENERAL REFERENCES

Parks and recreational facilities—See Ch. 127.

**§ 69-1. Purpose. [Amended 9-15-2015 by Ord. No. 15-05]**

This chapter is enacted for the purpose of designating the boat ramp which the Township of Lower Alloways Creek constructed at Front Street in Hancock’s Bridge as the Municipal Boat Ramp. It is further intended to establish who shall be entitled to utilize the ramp and guidelines and procedures so that the facilities thereon may be safely used for the benefit of the general public and to establish penalties for unauthorized use of said ramp and parking area.

**§ 69-2. Designation; availability. [Amended 9-15-2015 by Ord. No. 15-05]**

The boat ramp located at Front Street in Hancock’s Bridge, New Jersey, shall hereinafter be known as the “Lower Alloways Creek Municipal Boat Ramp”. The Township reserves the right to close the boat ramp during inclement weather or other emergent situations.

**§ 69-3 Applicable Area. [Amended 9-15-2015 by Ord. No. 15-05]**

The area described in § 69-2 above shall consist of a public “Lower Alloways Creek Municipal Boat Ramp” area and a public parking area that surrounds the boat ramp.

**§ 69-4. Eligible Users. [Amended 4-2-1996 by Ord. No. 96-3; 8-20-1996 by Ord. No. 96-8; 3-19-2002 by Ord. No. 2002-3; 9-15-2015 by Ord. No. 15-05]**

Eligible User shall be defined as any member of the general public who has a current valid driver’s license issued by the State of their residency.

**§ 69-5. Stickers. [Amended 12-27-1994 by Ord. No. 94-12; 4-2-1996 by Ord. No. 96-3; 3-19-2002 by Ord. No. 2002-3; 9-15-2015 by Ord. No. 15-05]**

Eligible Users shall:

- A. pay a required fee of two dollars (\$2.00) for residents of Lower Alloways Creek Township and ten dollars (\$10.00) for non-residents of Lower Alloways Creek Township to the Municipal Clerk for the issuance of decal stickers;
- B. display one Township-issued sticker on the intended towing or carrying vehicle to be parked in the parking area and a second Township-issued sticker on the vessel to be placed in the water, either on the windshield or side of the vessel above the waterline where it may be seen when the vessel is in the water; and
- C. acknowledge to the Township Clerk receipt and understanding of the rules for the use of the ramp and parking area as set forth in the Township Code. Receipt of the decal stickers by the Eligible User shall be evidence of said acknowledgement.
- D. if they are not the owner of the vessel and/or towing or carrying vehicle, be familiar with and comply with the rules and regulations of this chapter.

**§ 69-6. Prohibited Activities. [Amended 9-15-2015 by Ord. No. 15-05]**

- A. Swimming within the waters of the Alloways Creek
- B. Fishing or crabbing from the ramp, dock or lands thereof
- C. Advertising by means of posting or maintaining any sign or advertising material upon, above or adjacent to the Applicable Area
- D. Littering
- E. Blocking or impeding public access to the boat ramp beyond a reasonable time required to launch or recover a vessel
- F. Discharging any oil, gasoline, or other noxious or chemical substance upon the Applicable Area or the adjacent waters
- G. Maneuvering any vehicle or vessel on or adjacent to the Applicable Area in any manner that may endanger the life, limb, safety or property of any member of the public

H. Engaging in any other activities dangerous to or constituting a nuisance to the users of the ramp and parking area or surrounding residents

**§ 69-7. Parking. [Amended 9-15-2015 by Ord. No. 15-05]**

- A. No person shall park any vehicle on the facility except in places clearly designated for parking.
- B. No person shall park any trailer except in that portion designated the public boat ramp area, nor shall any person park any vehicle or vessel overnight.

**§ 69-8. Violations and penalties. [Amended 12-27-1994 by Ord. No. 94-12; 4-2- 1996 by Ord. No. 96-3; Amended 9-15-2015 by Ord. No. 15-05]**

- A. Any person who shall be convicted of a violation of the provisions of this article shall be fined for each offense in an amount not more than \$1,000 or be imprisoned in the county jail or place of detention provided by the municipality for any term not exceeding 90 days or both.
- B. Whoever shall transfer a properly acquired sticker to another vehicle or boat not registered to the original recipient of the sticker shall be subject to a fine of one hundred dollars (\$100).
- C. Any person who aids, assists or abets in the violation of any provisions of this article shall be subject to the penalties herein provided for.

**Section 2. Repealer, Severability And Effective Date.**

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

This Ordinance which was introduced for First Reading on August 18, 2015 shall be published by Title in the South Jersey Times and placed on the Township’s Bulletin Board giving notice of said Public Hearing as required by Law.

Public Hearing on this Ordinance shall be on September 15, 2015 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock’s Bridge, New Jersey.

Introduction: August 18, 2015

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN	M		Y			
MR. PALOMBO			Y			
MRS. POMPPER			Y			
MR. VENABLE		S	Y			
MAYOR BRADWAY			Y			

Final: September 15, 2015

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN	M		Y			
MR. PALOMBO			Y			
MRS. POMPPER			Y			
MR. VENABLE		S	Y			
MAYOR BRADWAY			Y			

Attest

Lower Alloways Creek

\_\_\_\_\_  
Ronald L Campbell Sr., Clerk

By: \_\_\_\_\_  
Mayor, Timothy W. Bradway