

**BOROUGH OF PEAPACK AND GLADSTONE  
SOMERSET COUNTY, NEW JERSEY**

**ORDINANCE NO. 1117-2022**

**AN ORDINANCE AMENDING PORTIONS OF CHAPTER IV, ARTICLE VI, TITLED "PUBLIC PARKS  
ORDINANCE" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PEAPACK AND  
GLADSTONE**

**WHEREAS**, pursuant to Title 40 of the Revised General Statutes of the State of New Jersey, N.J.S.A. 40:61-1 et seq., a governing body of a municipality may make, amend, repeal and enforce an ordinance designed to create rules and regulations for the use and policing of public parks, playgrounds and such other open spaces for public resort and recreation, and to provide penalties for violations thereof; and

**WHEREAS**, pursuant to Title 39 of the Revised General Statutes of the State of New Jersey, N.J.S.A. 39:4-197 et seq., a governing body of a municipality may regulate the parking of vehicles upon land owned by the municipality, including any lands devoted to the public parking of vehicles, the entrances thereto and exits therefrom; and

**WHEREAS**, consistent with its statutory authority, the governing body of the Borough of Peapack and Gladstone previously enacted Chapter IV, Article VI, of the Municipal Code of the Borough of Peapack and Gladstone, entitled "Public Parks", which sets forth various rules and regulations with respect to the various park properties owned by the Borough; and

**WHEREAS**, the governing body of the Borough of Peapack and Gladstone has deemed it fit to amend portions of its ordinance pertaining to Public Parks, for the best use of the parks and for the benefit of the residents of the Borough; and

**WHEREAS**, the governing body of the Borough of Peapack and Gladstone believes that it is in the best interests of the Borough and its residents that Chapter IV, Article VI of the Municipal Code of the Borough of Peapack and Gladstone be amended as set forth herein to encourage, promote and preserve the most appropriate use of the public parks owned by the Borough.

**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, as follows:

**\*Note: All deletions are marked as follows ~~with a line through wording to be deleted~~;**

**All additions are underlined and bolded.**

**Section 1.** Chapter IV, Article VI, the Public Park Ordinance of the Borough of Peapack and Gladstone, is hereby amended as follows:

**§4-6.1 Rules and Regulations.**

By virtue of the authority vested in the local Governing Body by N.J.S.A. 40:61-1(f), the following rules and regulations are hereby established for park property owned by the Borough:

a.

The following activities are prohibited on any park premises:

1.

Horseback riding.

2.

~~The riding of motorized vehicles (including, without limitations, motorcycles and mopeds but excluding motorized aids to the handicapped, e.g. motorized wheelchairs).~~ **Except for automobiles entering and exiting from designated parking spaces, the riding of motorized vehicles (including, without limitations, motorcycles, motorized bicycles, motorized scooters and mopeds but excluding motorized aids to the handicapped, e.g. motorized wheelchairs), is prohibited on any park property owned by the Borough. Any automobile permitted to be operated in any such public park in accordance with this section must comply with all other requirements as set forth in this section. Anyone operating a motor vehicle in violation of any of the provisions of this section shall be subject to the penalties as set forth in Section 4-6.2 herein.**

3.

Fires of any kind, except upon the issuance of a written permit by the Fire Inspector. Such permits may be issued for fires contained in barbecues, grills, braziers or other such apparatus, or under such other conditions as the Fire Inspector may prescribe, provided the applicant demonstrates to the satisfaction of the Fire Inspector that there will be adequate adult supervision and that the fire will not present a danger to persons or property. The applicant shall agree to be responsible for any damage to persons or property which may result directly or indirectly from the fire and shall otherwise comply with all statutes, rules, regulations and ordinances of the State, County and local government.

4.

Except as otherwise permitted by the Borough Council the possession or consumption of intoxicating liquor on park premises or the presence on park premises while under the influence of intoxicating liquor is prohibited. The Borough Council may grant special permission to possess and consume liquor in the park.

5.

No person shall cause, permit, allow or suffer any dog owned by or under the custody and control of said person, to run or be at large on park premises without having the dog attached to and under the control of a restraining lead or leash no more than eight (8') feet in length.

6.

No person shall hunt, wound, molest, trap, chase, shoot or throw any projectile at any animal or bird in or above park premises.

7.

No person shall enter upon, use, occupy, remain in or upon any portion of park property owned by the Borough except between the hours of 6 a.m. and 9 p.m.

8.

Parking of motor vehicles on any park property owned by the Borough, except in designated parking spaces, is prohibited.

9.

No person shall leave a vehicle parked, stopped or standing in a designated parking space on any park property owned by the Borough except between the hours of 6 a.m. and 9 p.m., and only while that person remains in the park. Any person who shall leave a vehicle parked, stopped or standing in a designated parking space on any park property owned by the Borough after that person leaves the park in which the vehicle is located shall be in violation of this provision and shall be subject to the penalties as stated in Section 4-6.2 herein. No parking is permitted in the park between the hours of 9 p.m. to 6 a.m.

**Section 2.** All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

**Section 3.** This Ordinance shall take effect immediately upon: (i) adoption; and (ii) publication in accordance with the laws of the State of New Jersey.

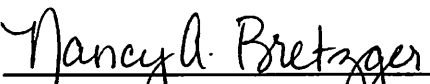
Introduced: August 16, 2022

BOROUGH OF PEAPACK  
AND GLADSTONE

Adopted: September 13, 2022

Attest:

By:   
Mark Corigliano  
Council President

  
Nancy A. Bretzger, Borough Clerk