

PARKS AND RECREATION

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ARTICLE I

LAKE BATHING AREAS

154-1. ADOPTION OF STANDARDS:

A Code regulating and controlling lake bathing areas and establishing bacteriological, sanitary and safety guides and fixing penalties for violations is hereby adopted.

154-2. TITLE

The Code establishing and adopted by this Article is described and commonly known as the "Lake Bathing Place Bacteriological, Sanitary and Safety Guides", promulgated by the New Jersey State Department of Health (1967).

154-3. COPIES ON FILE:

Three (3) copies of the Lake Bathing Place Bacteriological, Sanitary and Safety Guides (1967) have been placed on file in the Office of the Director of the Department of Health upon the Introduction of this Article and will remain on file in the Office for the use and examination of the public.

154-4. VIOLATIONS AND PENALTIES:

Persons violating this Article shall, upon conviction, be punished by a fine not exceeding one hundred (\$100.) dollars or by imprisonment not exceeding ten (10) days, or by both such fine and imprisonment.

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ARTICLE II

MUNICIPAL SWIMMING FACILITY

154-5. DESIGNATION OF COMMUNITY LAKE:

The Lincoln Park lake, hereinafter referred to as "Community Lake", shall consist of the Borough maintained municipal swimming facility and contiguous beach and picnic areas together with appurtenances thereto and equipment thereof. The Community Lake shall also consist of all other contiguous lake and shore areas situate in the Borough of Lincoln Park.

154-6. RESTRICTION UPON USE OF FACILITY:

The use and operation of the Community Lake for recreational and park purposes shall be subject to the following Rules and Regulations:

- A. All persons shall obey the lifeguards instructions at all times.
- B. Dogs and other pets are not permitted on the grounds.
- C. No glass containers shall be permitted on the grounds.
- D. The use of alcoholic beverages is prohibited.
- E. Automobiles, bicycles, motorbikes and other conveyances shall be parked only in designated areas.
- F. Rubbish, paper or debris shall be deposited in the proper containers placed around the grounds.
- G. No person shall be permitted on the grounds after the facility is officially closed.
- H. Bicycle riding shall be prohibited, except in specified areas as determined by the Department of Parks and Recreation.
- I. No person shall operate or ride in any boat or raft upon any part of the Community Lake.
- J. No person shall be admitted to the facility without a badge, and any guests of such person shall be accompanied by their hosts.
- K. All persons using the facility shall conduct themselves in an orderly fashion so as not to create any disturbance or to endanger the safety and convenience of other people using the facility.
- L. Feeding of water fowl at the Community Lake shall be prohibited.

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154-7. ENFORCEMENT:

The Rules and Regulations so promulgated shall be enforced by the Director of the Department of Parks and Recreation of his duly authorized representative.

154-8. DAYS AND HOURS OF OPERATION:

The swimming facility shall be open on such days and during such hours as shall be determined by the Director of the Department of Parks and Recreation. No person shall enter upon or use the facility except upon such days and within such hours so designated.

154-9. LIFEGUARDS:

A lifeguard shall be on duty and in charge of the swimming areas at all times. All swimming shall be prohibited when said lifeguard is not present or is off duty.

154-10. LIMITATION OF USE TO RESIDENTS AND GUESTS:

Use of said swimming facility shall be limited to residents of the Borough of Lincoln Park and guests, subject to payment of fees as hereinafter provided. A "Resident of the Borough of Lincoln Park" is hereby defined to be a person having his bona fide domicile within the Borough of Lincoln Park.

^{1,2}154-11. FEES:

- A. The Governing Body shall annually Adopt by Resolution, fees and admission charges for use of and admission to the Municipal Swimming Facility.
- B. The Recreation Department may require birth certificates or other documentation as proof of age and/or family relationship.
- C. Each member over three (3) years of age, shall be required to have a membership badge.

154-12. ICE SKATING:

Ice skating or other entry on the ice surface shall be prohibited at any time on the Lincoln Park Community Lake.

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¹ Amended by Ordinance 1,100 Adopted on April 10, 1994

² Amended by Ordinance 1,139 (Reduction of Fees) Adopted on May 1, 1995

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154-13. CLOSING OF FACILITY:

The Director of the Department of Parks and Recreation or his duly authorized representative, may close the swimming facility in inclement weather or whenever, in the judgment of the person in charge thereof, such action is deemed necessary or desirable as a matter of health and safety.

³**154-14. TENNIS COURTS; FEES:**

- A. The Governing Body shall annually Adopt, by Resolution, fees and charges for the use of tennis courts by Borough Residents and non-residents.
- B. All fees for use of tennis courts shall be collected by the Recreation Department or its designee.
- C. Upon presentation of adequate proof of age, residents sixty (60) years and over shall receive free membership.

ARTICLE III

PUBLIC PARKS

154-15. HOURS OF USE:

- A. No person shall be allowed in the following parks before 7:00 a.m. or after 9:00 p.m. or sunset, whichever shall first occur, without prior permission of the Governing Body of the Borough of Lincoln Park:
 - (1) John Street Park
 - (2) Lynn Park Field
 - (3) Elm Street Park
 - (4) Algonquin - Davit Court Park
 - (5) Willow Street Park
 - (6) Aqueduct Park
 - (7) Lincoln Park Community Lake
 - (8) Beavertown Park

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³ Amended by Ordinance 1,089 Adopted on October 13, 1993

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- B. No person shall be allowed in the municipal complex before 7:00 a.m. or after 10:00 p.m. without prior permission of the Governing Body.
- C. The opening and closing hours of each park shall be posted therein for public information.

154-16. RESTRICTIONS ON USE:

- A. No person shall enter upon any portion of the lawn or ground within a public park or such other public place if notice is given by a sign placed in such a park or public place or when notified by a police officer not to enter.
- B. No glass containers shall be permitted on the grounds.
- C. The use of alcoholic beverages is prohibited.
- D. Automobiles, bicycles, motorbikes and other conveyances shall be operated and parked only in designated areas.
- E. Rubbish, paper or debris shall be deposited in the proper containers placed around the grounds.
- F. No person shall be permitted on the grounds after the facility is officially closed.
- G. All persons on the grounds shall conduct themselves in an orderly fashion so as not to create any disturbance or to endanger the safety and convenience of other people on the grounds.

154-16.1. MUNICIPAL COMPLEX; LIGHTING; FEES:

- A. The Governing Body shall annually adopt, by Resolution, fees and charges for the exterior lighting for the use of the baseball fields, football fields, volleyball courts, tennis court, and other facilities located within the municipal complex from dusk to closing.
- B. Such fees shall be collected by the Recreation Department of the Borough of Lincoln Park.

154-17. VIOLATIONS AND PENALTIES:

- A. Persons violating this Article shall be punished by a fine not exceeding one hundred (\$100.00) dollars or by imprisonment not exceeding ten (10) days, or both, such fine and imprisonment.
- B. In addition to the penalty set forth in Subsection A, the Director of Recreation may suspend or revoke the membership badge and/or

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swimming privileges of any person or persons who shall violate or fail to comply with any of the provisions of this Article or the Rules and Regulations set forth herein.

ARTICLE IV

FEES FOR SPECIAL PROGRAMS

⁴, ⁵, ⁶, ⁷154-18.

FEES; COLLECTION:

- A. The Governing Body shall annually adopt, by Resolution, fees to be charged for special programs, operated and/or administered by the Recreation Department, including, but not limited to the following:
- (1) Preschool arts and crafts;
 - (2) Women's Volleyball;
 - (3) Aerobics (20 weeks);
 - (4) Tot Time (children 3 & 4 years);
 - (5) Preschool arts and crafts;
 - (6) Women's Volleyball;
 - (7) Aerobics (20 weeks);
 - (8) Kinder-Rec (children 5 & 6 years old);
 - (9) Adult Basketball (Residents & Non-residents);
 - (10) Summer Day Camp;
 - (11) Tennis Lessons;
 - (12) Mommy & Me (pre-school age) (September through June)
 - (13) Co-Ed Volleyball
- B. All fees for Special Programs shall be collected by the Recreation Department or its designee.

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⁴ Amended by Ordinance 1,069 Adopted on March 17, 1993

⁵ Amended by Ordinance 1,194 Adopted on August 10, 1997

⁶ Amended by Ordinance 1,202 Adopted on December 15, 1997 (Added Co-Ed Volleyball)

⁷ Amended by Ordinance 1,211 Adopted on June 7, 1998 (Fees set by Resolution)

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ARTICLE V

FEE FOR USE OF PUBLIC BUILDINGS

⁸154-19: **CONSTANCE MIDKIFF CENTER**

^{9, 11}154-20. **PAL/COMMUNITY CENTER**

A. The Governing Body shall annually Adopt, by Resolution, a permit fee for the annual use of the PAL/Community Center by local or non-local, civic, non-civic and commercial organizations and individuals, subject to availability, as may be determined by the Borough.

1. For purposes of this Section, the term “civic organization” shall mean and include, any community-based, not-for-profit organization, organized exclusively for charitable, benevolent, eleemosynary, educational, civic, patriotic, political, religious, social, fraternal, literary, cultural, athletic or scientific purposes, whose membership shall consist solely of volunteers.
2. For purposes of this Section, the term “local organization” shall mean and include any group or organization, or a chapter, ledge, or similar sub-unit of a group or organization, having its sole or primary office or address within the Borough of Lincoln Park; or a majority of its membership residing within the Borough of Lincoln Park.
3. Separate fees shall be determined for the following categories of users:
 - a. Local Civic Organizations;
 - b. Non-Local Civic Organizations;
 - c. Local, Non-Civic Organizations;
 - d. Non-Local, Non-Civic Organizations; and
 - e. Commercial

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⁸ Amended by Ordinance 1,069 Adopted on March 17, 1993

⁹ Amended by Ordinance 1,137 Adopted on April 2, 1995

¹¹ Amended by Ordinance 1,282 Adopted on May 20, 2002

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- B. The following programs, organizations and/or activities shall be exempt from the imposition of the fee for use of the PAL/Community Center:
- (1) Any Borough based group or organization with membership consisting of Borough residents fifty-five (55) years of age or older.
 - (2) Borough sponsored programs, including, but not limited to, members of appointed Boards and Committees, Mayor, Council and staff directed ceremonies, regional meetings, educational, civic and recreational programs conducted by the Borough of Lincoln Park.
 - (3) Borough service/non-profit organizations including, but not limited to P.A.L., civic, political and charitable organizations serving the Borough.
- C. All fees shall be collected and made payable to the Recreation Department of the Borough of Lincoln Park.

¹⁰ARTICLE VI

RECREATION FACILITIES

154-21. DESIGNATION OF PAL/COMMUNITY CENTER:

The Lincoln Park PAL/Community Center shall consist of the Borough maintained municipal recreation facility, located at 10 Boonton Turnpike, together with appurtenances thereto, and all contiguous parking, outside storage and lawn areas (hereinafter FACILITY).

154-22. RESTRICTION UPON USE OF FACILITY:

- A. The use and operation of the PAL/Community Center, as well as the conduct of persons making use of the facility shall, at all times, be subject to the provisions of this Ordinance, as well as the overall supervision, direction and control of the Director of the Department of Parks and Recreation, a Borough on-site facility monitor, or any other designated representative of the Director (Facility Director).
- B. No use, possession or consumption of food, drink, gum or similar items shall be permitted within the gymnasium area.
- C. No glass containers or alcoholic beverages are permitted within the facility.

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¹⁰ Added by Ordinance 1,213 Adopted on June 7, 1998

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- D. All persons within the facility shall conduct themselves in an orderly fashion, and shall not obstruct, interfere with, or prevent the reasonable and lawful use of the facility for its intended purpose as may be determined by the Facility Director.
- E. All persons within the facility shall obey all posted rules and regulations and shall obey the lawful orders of the Facility Director.

154-23. ENFORCEMENT; VIOLATIONS AND PENALTIES:

- A. The Rules and Regulations set forth herein, or Adopted and published by the Department of Parks and Recreation, shall be enforced by the Facility Director.
- B. Any person violating any provision of this Article, any Rule or Regulation Adopted and published in accordance herewith, or any lawful orders of the Facility Director shall be subject to a fine not exceeding One-Hundred (\$100.00) Dollars, by imprisonment not to exceed ten (10) days, or community service not to exceed ten (10) days, or any combination thereof. In addition to the penalties set forth in Section 154.23.B, the Facility Director may bar from the Facility, or otherwise suspend or restrict the use by any person, who shall violate or fail to comply with any of the provisions of this Article, any Rule or Regulation Adopted and published in accordance herewith, or any lawful orders of the Facility Director.