

**AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN,
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 359 OF
THE TOWNSHIP CODE, ENTITLED “SPECIAL EVENTS”**

BE IT ORDAINED by the Township Council of the Township of Manchester, County of Ocean, State of New Jersey, as follows:

SECTION 1. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to amend Section 359-1 entitled “Purpose, applicability.”, which shall read as follows:

§ 359-1. PURPOSE; APPLICABILITY.

A. There is hereby established a special events ordinance to regulate outdoor picnics, concerts, festivals, shows, dances, exhibitions and other public gatherings of more than 200 persons on private property within the Township of Manchester. This shall not apply to any outdoor gathering by the Township of Manchester itself or any agency thereof, by the school district thereof or by any police or fire company or first aid squad within the Township of Manchester which receives financial support from the Township, or by any established church or any other nonprofit or charitable organization or family gathering. This chapter shall not apply to established permanent indoor structures, theaters, lounges, resorts, auditoriums, convention centers or other indoor places licensed for public occupancy, unless otherwise limited by applicable law.

B. A single applicant may seek a permit for more than one outdoor event when the applicant seeking the multiple permits is the same and the assemblies are to be held at the same location for a substantially similar purpose. Where one application for multiple assemblies is filed, the permitting fees shall be payable for each event. No event shall be held within two weeks of any other such event.

SECTION 2. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended as to amend Section 359-10 entitled “Permit fee.”, which shall read as follows:

§ 359-10. PERMIT FEE.

The fee to be paid upon issuance of a permit shall be \$500 for each 200 persons or any portion thereof anticipated to be involved in the event sought to be approved, including therein all personnel, all spectators or members of the audience.

SECTION 3. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-20 entitled “Parades”, which shall read as follows:

§ 359-20. PARADES

A. DEFINITIONS.

MOTORCADE: An organized procession containing 10 or more vehicles, except funeral processions, upon any public street, boardwalk, sidewalk or alley.

PARADE: Any march or procession consisting of 75 or more people and animals or vehicles, or combination thereof, except funeral processions, upon any public street, boardwalk, sidewalk or alley, which does not comply with normal and usual traffic regulations or controls.

PERSON: Any person, firm, partnership, association, corporation, company or organization of any kind.

B. PERMIT REQUIRED

No person shall hold, conduct or engage in any parade unless a parade permit shall have first been obtained from the Municipal Clerk or his/her designee by the organizers of said parade or the corporate officers of the corporation, for whose benefit the parade is being organized.

It shall be unlawful for any person to conduct a parade or motorcade in or upon any public street, boardwalk, sidewalk or alley in the Township or knowingly participate in any such parade or motorcade unless and until a permit to conduct such parade or motorcade has been obtained from the Municipal Clerk or his/her designee or, as is hereinafter provided, from the Township Council.

C. EXCEPTIONS

No person shall engage in, participate in, aid, form or start any parade, unless a parade permit shall have been obtained from the Municipal Clerk or his/her designee, with the exception of the following:

A. Funeral processions.

B. Students going to and from school classes or participating in educational activities, provided that such conduct is under the immediate direction and supervision of the proper school authorities.

C. A government agency acting within the scope of its functions.

SECTION 4. That Chapter 359, of the Code of the Township of Manchester, entitled "Special Events" is hereby amended so as to create Section 359-20 entitled "Parade Applications", which shall read as follows:

§ 359-21.

A. PARADE APPLICATIONS.

A. A person seeking issuance of a parade permit shall file an application with the Municipal Clerk or his/her designee on forms provided by such officer.

B. Filing period. An application for a parade permit shall be filed with the Municipal Clerk or his/her designee not less than 30 days nor more than 60 days before the date on which it is proposed to conduct the parade.

C. Contents. The application for a parade permit shall set forth the following information:

(1) The name, address and telephone number of the person seeking to conduct such parade.

(2) If the parade is proposed to be conducted for, on behalf of or by an organization, the name, address and telephone number of the headquarters of the organization and of the authorized and responsible heads of such organization.

(3) The name, address, and telephone number of the person who will be the parade chairman and who will be responsible for its conduct.

- (4) The date when the parade is to be conducted.
- (5) The route to be traveled, the starting point and the termination point.
- (6) The approximate number of persons, animals and vehicles constituting such parade; the type of animals and a description of the vehicles.
- (7) The hours when such parade will start and terminate.
- (8) The location by streets of any assembly area or areas for such parade.
- (9) The time at which units of the parade will begin to assemble at any such assembly area or areas.
- (10) Whether music, or other such loud noises, will be utilized during the parade.
- (11) Any additional information which the Municipal Clerk or his/her designee may find reasonably necessary to a fair determination as to whether a permit should be issued.
- (12) A detailed plan outlining all locations where traffic control devices, such as barricades, cones, or other necessary materials, will be required to close off streets or intersections for the safety and operation of the parade.

B. FEES

There shall be a charge of \$25.00 for each permit issued by the Municipal Clerk or his/her designee, which money shall be used by the Township to cover the expenses attached to the regulation and issuing of said permit.

An applicant may be required to pay for the cost the Township incurs in cleaning Township property free of any garbage or refuse that remains as a result of the parade.

Any such fees shall be sent to the permittee within 14 days of hosting the parade, by regular and certified mail. The Township may file an appropriate action in any Court of competent jurisdiction, including the Superior Court, to collect such fees through a summary action pursuant to the Penalty Enforcement Law of 1998, N.J.S.A. 2A:58-12, or any other applicable statute or cause of action.

SECTION 5. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-22 entitled “Standards for Issuance”, which shall read as follows:

§ 359-22.

A. STANDARDS FOR ISSUANCE

The Municipal Clerk or his/her designee shall issue a permit as provided for hereunder unless, in consultation with the Chief of Police, Fire Chief, or other necessary department head, with consideration of the application and from such other information as may otherwise be obtained, he/she finds that:

1. The conduct of the parade will substantially interrupt the safe and orderly movement of other traffic contiguous to its route.
2. The conduct of the parade will require the diversion of so great a number of police officers of the Township to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the Township.

3. The conduct of such parade will require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the Township other than that to be occupied by the proposed line of march and areas contiguous thereto.
4. The concentration of persons, animals and vehicles at assembly points of the parade will unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas.
5. The conduct of such parade will interfere with the movement of fire-fighting equipment en route to a fire.
6. The parade is not scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route.
7. The parade will obstruct movement of traffic on one or more major roadways during times where it is necessary for citizens to utilize those roadways, such as during the weekday rush-hour commute or during a period where many citizens travel for the holiday.
8. The parade is to be held for the sole purpose of advertising any product, goods or event, and is designed to be held purely for private profit.

B. POLICE DEPARTMENT SAFETY REVIEW AND REQUIREMENTS

The Chief of Police or his designee shall review the submitted plans and route for each parade permit application. This review shall take place after the initial application is submitted but prior to the final authorization of the parade permit. Based on this review, the Chief of Police may recommend or require safety measures deemed necessary to ensure the safe operation of the parade and the safety of attendees and surrounding traffic. Such measures may include, but are not limited to, the placement of traffic barricades or cones, street closures, the presence of off-duty police officers for traffic direction or crowd control, or other reasonable steps to mitigate public safety risks. In the event that the use of off-duty police officers is required, the applicant shall be responsible for the associated costs and shall pay the officers at the current Township-approved off-duty employment rate.

Any recommendations made by the Chief of Police shall be communicated to the applicant in writing. If the applicant chooses not to implement a recommended measure, the rationale shall be documented and reviewed by the Municipal Clerk or his/her designee at the time of final permit approval. The parade permit may still be approved, provided the overall plan is deemed sufficient to protect public safety. In such cases, the Municipal Clerk may consult further with the Chief of Police to determine whether modifications to the parade route, timing, or structure can reasonably address the concern in lieu of implementing the original recommendation.

Final approval of the parade permit shall not be unreasonably withheld based solely on the rejection of a non-essential recommendation, so long as public safety is not compromised.

C. TIME LIMIT

The Municipal Clerk or his/her designee shall act upon the application for a parade permit within 10 days after the filing thereof. If the Municipal Clerk or his/her designee disapproves of the application, he/she shall mail the applicant within 15 days after the date upon which the application was filed a notice of his action, stating the reasons for his/her denial of the permit.

D. NOTICE OF ISSUANCE

Immediately upon the issuance of a parade permit, the Municipal Clerk or his/her designee shall send a copy thereof to the following:

- A. The Mayor.
- B. The Clerk's office/Township Council.
- C. The Business Administrator.
- D. The Fire Chief.
- E. The Chief of Police.
- F. Any other necessary department heads the Municipal Clerk or his/her designee shall determine is necessary to notify.

E. APPEALS

Any applicant aggrieved by the determination of the Municipal Clerk or his/her designee may appeal in writing to the Municipal Clerk within five days after the date of the mailing of the notice of disapproval. Such appeal may request an alternate permit be granted. The Municipal Clerk shall, either overturn the denial, grant an alternate permit, or provide the appeal to the Township Council within three days. The Township Council shall act upon any such appeal at the next available Council Meeting.

F. ALTERNATE PERMITS

The Municipal Clerk or his/her designee, in denying an application for a permit, shall be empowered to authorize the conduct of the parade on a date, at a time or route different from that named by the applicant, or place a time limit on the parade. An applicant desiring to accept an alternate permit shall, within five days after notice of the action of the Municipal Clerk or his/her designee, file a written notice of acceptance with the Municipal Clerk or his/her designee. An alternate parade permit shall conform to the requirements of, and shall have the effect of, a parade permit under this chapter.

G. REVOCATION

The Municipal Clerk or his/her designee shall have the authority to revoke a parade permit issued hereunder upon violation of the standards for issuance as herein set forth, or if in the opinion of the Municipal Clerk, the parade would threaten the health, safety, and welfare of attendees of the parade or the public, through a fact or occurrence that was not considered at the time of the permit's issuance. Such may include a declared state of emergency or severe adverse weather conditions that may be harmful to attendees' health.

SECTION 6. That Chapter 359, of the Code of the Township of Manchester, entitled "Special Events" is hereby amended so as to create Section 359-23 entitled "Duties of Permittee", which shall read as follows:

§ 359-23.

A. DUTIES OF PERMITTEE

- A. Possession of permit. The parade chairperson or other person heading or leading such activity shall carry the parade permit upon his/her person during the conduct of the parade.
- B. Compliance with applicable ordinances. The issuance of a permit shall not void or waive compliance with any and all applicable ordinances of the Township of Manchester.
- C. Permittees must ensure that all flags, banners and signs are to be handheld only. Prop devices such as pipes, sticks or boards are prohibited.
- D. Permittees are to ensure that all vehicles participating in the parade have a driver, and do not exceed the speed limit of 5 MPH during the parade.
- E. The applicant, parade chairperson, or other designated responsible party shall be solely responsible for ensuring that all conditions of the permit are met, including compliance with Township ordinances, coordination of any required safety measures, and the safe and lawful conduct of the parade. The burden shall remain on the applicant to address any recommendations made by the Township or its departments and to communicate all necessary information to participants and support personnel. Failure to comply with permit conditions may result in revocation of the permit or enforcement actions as allowed by law. In the event that any unsafe conditions or noncompliance with permit requirements are identified before or during the event, the Township reserves the right to suspend or terminate the parade immediately until the issue is corrected or, if necessary, to shut down the event entirely in the interest of public safety.
- F. The Township of Manchester, its elected officials, employees, departments, and agents shall not be liable for any personal injury, property damage, or other loss arising out of or related to any parade or event authorized by permit under this chapter. As a condition of the permit, the applicant agrees to assume all risks associated with the event and shall defend, indemnify, and hold harmless the Township, its officials, officers, employees, and agents from and against any and all claims, damages, losses, and expenses, including attorneys' fees, arising out of or resulting from the permitted activity, except to the extent caused by the Township's sole gross negligence or willful misconduct. The Township may require, as a condition of approval, an applicant to sign a written indemnity agreement.
- G. The Township may require the applicant to furnish a certificate of insurance naming the Township of Manchester as an additional insured, in an amount and form acceptable to the Township, to cover potential liability arising from the parade or related activities. The policy must protect against damage to person or property with limits of not less than \$500,000/\$1,000,000 for bodily injury or death and limits of not less than \$500,000 for property damage, sufficient to save the Township harmless from any liability or cause of action which might arise by reason of the granting of the permit and not cancelable without 10 days' prior written notice to the Township.

This requirement may be waived by the Township's Risk Manager and/or administrator based upon the size of the proposed parade, and the extent of the activities to be conducted.

SECTION 7. That Chapter 359, of the Code of the Township of Manchester, entitled "Special Events" is hereby amended so as to create Section 359-24 entitled "Conduct of Citizens", which shall read as follows:

§ 359-24.

A. CONDUCT OF CITIZENS

A. Interference. No person shall unreasonably hamper, obstruct or impede or interfere with any parade or parade assembly or with any person, vehicle or animal participating or used in a parade.

B. Driving through parades. No driver of a vehicle shall drive between the vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.

C. Parking on parade route. The Chief of Police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a highway or part thereof constituting a part of the route of a parade. The Chief of Police shall post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street unposted in violation of this chapter.

SECTION 8. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-25 entitled “Violations and penalties”, which shall read as follows:

§ 359-25.

VIOLATIONS AND PENALTIES

A. Any person or persons who violates any provision of this chapter shall, upon conviction thereof, be punished by a fine not exceeding \$2,000 or by imprisonment for a term not exceeding 90 days, or both. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

B. The Township may file an appropriate action in any Court of competent jurisdiction, including the Superior Court, seeking to restrain violations of the parade regulations, or to collect.

SECTION 9. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-26 entitled “Block Parties”, which shall read as follows:

§ 359-26.

BLOCK PARTIES

A. DEFINITIONS.

BLOCK PARTY – A neighborhood gathering, or organized party, of persons who reside on the portion of a residential street sought to be closed for said gathering or party.

IMPACTED PERSON – Any person whose residence is located within the area the proposed block party, and street closure, is intended to take place, or whose residence is so situated that utilizing the closed street is necessary to travel from that person’s residence to any other place within the Township.

B. PERMIT REQUIRED

No person shall hold, conduct or engage in any block party unless a block party permit shall have first been obtained from the Municipal Clerk or his/her designee by the organizers of said block party or the corporate officers of the corporation, for whose benefit the block party is being organized.

SECTION 10. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-27 entitled “Application”, which shall read as follows:

§ 359-27. APPLICATION.

A. A person or persons seeking issuance of a block party permit shall file an application with the Municipal Clerk, together with an application fee of \$25 on forms provided by the Municipal Clerk.

B. Filing period. An application for a block party permit shall be filed with the Municipal Clerk not less than 21 days before the date on which it is proposed to conduct the block party.

C. Contents of application for a block party permit. The application for a block party permit shall set forth the following information:

(1) The name, address and telephone numbers (home phone number, work phone number and another supplemental number, such as a cell phone number) of the person requesting the block party permit. The person requesting the permit shall be deemed the contact person unless otherwise specified to the Municipal Clerk.

(2) The name and address of any organization the applicant is representing.

(3) The proposed date and time of the block party, including the times at which such block party will start and terminate, said termination being no later than 10:00 p.m.

(4) The Township Street where the block party is proposed, along with any cross streets, and the exact location of proposed street closures.

(5) The names, addresses, telephone numbers, blocks and lots for each impacted person for the street or portion of the street where the block party is proposed.

(6) Signatures of all of those property owners indicated in Subsection C(5) of this section, said signatures indicating consent to the proposed block party, consent to the proposed street closure, and acknowledgment that all residents and their invitees shall adhere to all applicable laws, regulations and ordinances, including, but not limited to, noise ordinances, fireworks regulations, and ordinances prohibiting public consumption of alcoholic beverages.

(7) The activities planned for said block party, the estimated number of persons participating and/or attending, and any large items, including but not limited to, dunk tanks, inflatable jumps, stages, and vehicles/trailers which will be parked or placed in the street.

(8) Whether any music will be provided at the block party, either live or recorded, and if any amplifying devices to be used.

D. Upon submission of an application for a block party and acceptance of the appropriate fee, the Municipal Clerk shall request a certified list of property owners from the tax assessor for the area of the proposed block party. Said list shall be kept on file with the application. The Municipal Clerk shall review the application for completeness and forward said application to the Chief of

Police, the Township Council President, Director of the Department of Public Works, and the Township Administrator for review.

SECTION 11. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-28 entitled “Standards for Issuance”, which shall read as follows:

§ 359-28. STANDARDS FOR ISSUANCE.

A. APPROVAL OF THE CHIEF OF POLICE.

(1) The Township Clerk shall notify the Chief of Police of the block party application and request that the area of the proposed area be inspected using the following criteria:

(a) The conduct and location of the block party will not substantially interrupt or impede the safe and orderly movement of traffic.

(b) The conduct of the block party will not be likely to result in damage to persons or property nor cause serious harm to the public.

(c) The conduct of the block party will not interfere with the movement of first aid or firefighting equipment to such an extent that adequate fire protection cannot be provided to the Township.

(d) Such other concerns deemed necessary in order to properly provide for traffic control, street and property maintenance and the protection of the public health, safety and welfare.

(2) If the Chief of Police determines that the criteria of this section are satisfied, he or she shall sign the application, indicating whether said application is approved and any special conditions required.

B. APPROVAL OF THE TOWNSHIP ADMINISTRATOR AND TOWNSHIP COUNCIL PRESIDENT; CLOSING OF STREETS.

(1) The Township Clerk shall forward a block party application to the Township Administrator and the Township Council President for a determination as to the closing of streets. A block party permit shall be subject to the provisions and procedures provided herein for the closing of municipal streets. Any permit issuance shall be contingent upon the Township Administrator and the Township Council President providing for the closing of the street or streets which are the subject of the block party application, to be determined in accordance with this section.

(2) Pursuant to N.J.S.A. 40:67-16.9, for the purpose of carrying out the preceding sections of this chapter, the governing body authorizes the Township Administrator and the Township Council President to provide for the closing of any Township-owned streets, or portion thereof, to motor vehicle traffic on any day or days, or during specified hours on any day or days, whenever he/she finds that such closing is necessary for the preservation of the public safety, health or welfare, in accordance with the requirements provided for herein:

(a) The Township Street proposed to be closed is a cul-de-sac, dead end or circular street.

- (b) The portion of the street proposed to be closed is a half mile or less in length and intersected by no more than two other streets.
 - (c) The speed limit on the section of the street is 25 mph or less.
 - (d) The street has no more than two lanes.
 - (e) The street does not have an active bus stop.
 - (f) The street must be reopened by 10:00 p.m.
 - (g) Proper warning signs of such closing of any street, or portion thereof, must be posted during the time same is closed.
 - (h) Property traffic control devices, such as barricades, must be utilized during the time same is closed, as to prevent motor vehicle traffic from utilizing the closed street.
- (3) Upon determining the above criteria is met, the Township Administrator and the Township Council President shall sign the application, indicating whether said application is approved and any special conditions required.

C. REVIEW BY DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS.

- (1) Once the Chief of Police, Township Administrator, and the Township Council President approve and sign the application, the Township Clerk shall forward the application, with any additional conditions required by the Chief of Police, Township Administrator, and the Township Council President to the Director of the Department of Public Works.
- (a) The Director shall review the application and shall determine the necessary traffic control devices and warning signs that are necessary for the closure of the municipal streets.
 - (b) The Director shall indicate each such area that traffic control devices shall be needed, and ensure that enough municipal resources are available to provide for the closure of the municipal streets on the date and time of the proposed block party.
 - (c) The Director shall sign the application indicating his/her satisfaction that enough municipal resources are available for the closure of the municipal streets on the date and time of the application. The Director shall also indicate on the application the number of areas where traffic control devices, or signs, will be necessary, and the permittee shall be responsible for payment of \$25 per area where traffic control devices or signs will be necessary. The applicant must pay this fee prior to the issuance of the permit.

D. INSURANCE AND INDEMNITY.

- (1) All applicants must provide a certificate of insurance specifically naming the Township of Manchester as an additional insured providing general liability, bodily injury and property damage coverage with minimum limits of liability not less than \$1,000,000. If the applicant is an individual and the block party is not being held on behalf of any organization, the applicant may request a waiver of this requirement upon a showing to the Township Clerk of undue hardship.

(2) The applicant shall agree to indemnify, defend and hold harmless the Township, its agents, servants, representatives and employees, from and against all losses, damages, claims, liabilities and causes of action of every kind, or character and nature, as well as costs and fees, including reasonable attorneys' fees connected therewith, and the expense of investigation thereof, based upon or arising out of damages or injuries to third persons or their property caused by the acts, omissions or negligence of the applicant, anyone for whose acts the applicant may be liable, or any claims arising out of or in any manner relating to the activities permitted pursuant to this chapter to the extent permitted by law. The applicant shall give the Township prompt and reasonable notice of any such claims or actions.

E. OTHER REQUIREMENTS.

(1) No block party permit shall be issued if, within the last calendar year prior to the date of the proposed block party, a block party permit has been issued for the same street or portion of the street which is the subject of the currently proposed block party.

(2) No block party permit shall be issued if a block party permit has been previously issued for the same street or portion of the street which is the subject of the currently proposed block party, and said previously issued permit was revoked by the Township due to violations of this chapter or of any applicable ordinances, laws or regulations, within three calendar years as of the date the permit application is filed.

(3) Block parties shall be authorized only upon Township-owned streets, and shall not be authorized upon any street which is owned and under the jurisdiction of Ocean County, the State of New Jersey or any other public entity other than the Township of Manchester.

SECTION 12. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-29 entitled “Issuance of Permit.”, which shall read as follows:

§ 359-29. ISSUANCE OF PERMIT.

Upon payment of the fee required by the Director of Public Works for traffic control devices, and any other additional requirements made by Township Administrator, Chief of Police, or Director of the Division of Public Works, to be reasonably calculated to reduce or minimize dangers and hazards to vehicular or pedestrian traffic and the public health, safety and welfare, including, but not limited to, changes in time, duration or number of participants, the Township Clerk shall issue the block party permit.

Upon issuance of a block party permit, the Township Clerk shall forward a copy of said permit to the Township Administrator, the Chief of Police, Director of the Division of Public Works, the Township Council President, and any other public official within the Township of Manchester that the Municipal Clerk determines it is necessary to inform.

SECTION 13. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-30 entitled “Duties of Permittee.”, which shall read as follows:

§ 359-30. DUTIES OF PERMITEE.

In addition to any duties of the permittee(s) which are a condition of the block party permit as issued and any other obligations of the permittee(s) delineated otherwise in this chapter, all permittees shall:

A. Comply with all applicable laws and ordinances.

B. Require that the block party contact person or other person heading or leading such activity shall carry the block party permit upon his or her person during the conduct of the parade or block party.

C. Assure that any vendors utilized during the block party are properly licensed as required under any other ordinance or law.

D. Be responsible for cleanup of any items, trash, and garbage from the street which is the subject of the permit.

(1) In the event that the Township, through the Division of Public Works, is required to cleanup items, trash, and garbage from the street after the block party is concluded, the Township may bill the cost of cleanup to the permittee as an additional fee.

Any such fees shall be sent to the permittee within 14 days of hosting the block party, by regular and certified mail. The Township may file an appropriate action in any Court of competent jurisdiction, including the Superior Court, to collect such fees through a summary action pursuant to the Penalty Enforcement Law of 1998, N.J.S.A. 2A:58-12, or any other applicable statute or cause of action.

SECTION 14. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-31 entitled “Revocation.”, which shall read as follows:

§ 359-31. REVOCATION.

The Municipal Clerk or his/her designee shall have the authority to revoke a parade permit issued hereunder upon violation of the standards for issuance as herein set forth, or if in the opinion of the Municipal Clerk, the parade would threaten the health, safety, and welfare of attendees of the parade or the public, through a fact or occurrence that was not considered at the time of the permit’s issuance. Such may include a declared state of emergency or severe adverse weather conditions that may be harmful to attendees’ health.

SECTION 15. That Chapter 359, of the Code of the Township of Manchester, entitled “Special Events” is hereby amended so as to create Section 359-32 entitled “Violations and penalties”, which shall read as follows:

§ 359-32.

VIOLATIONS AND PENALTIES

A. Any person or persons who violates any provision of this chapter shall, upon conviction thereof, be punished by a fine not exceeding \$2,000 or by imprisonment for a term not exceeding 90 days, or both. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

B. The Township may file an appropriate action in any Court of competent jurisdiction, including the Superior Court, seeking to restrain violations of the block party regulations, or to collect.

NOTICE

PUBLIC NOTICE is hereby given that the foregoing ordinance was introduced at a meeting of the Township Council of the Township of Manchester, in the County of Ocean and State of New Jersey on the 22nd day of September 2025 and was then read for the first time. The said ordinance will be further considered for final passage by the Township Council in the Town Hall at 6:00 p.m. on October 14, 2025. At such time and place or any time or place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Teri Giercyk, RMC, CMC
Municipal Clerk