

ORD.#16-2020

Ordinance of the Township of Mount Olive, in the County of Morris and State of New Jersey, Amending Section 388-5 of the Township Code to Clarify the Definition of Personal Watercraft.

CLERK:

Delivered to Mayor:


Date: 9/16/2020

Time: 11:15 am

Signed: 
Township Clerk
Michelle Masser

MAYOR:

Action by Mayor:


Approved: 

Date: 9/16/20

Vetoed: _____

Date: _____

(Reasons for which Mayor has withheld approval of Ordinance, item or part Thereof.)

Signed: 
Mayor

CLERK:

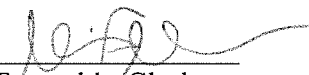
Returned:

Date: 9/16/20

Time: 11:20am

Not returned with in (10) days

Date: _____

Signed: 
Township Clerk

ORD.#16-2020

**ORDINANCE OF THE TOWNSHIP OF MOUNT OLIVE, IN THE
COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING
SECTION 388-5 OF THE TOWNSHIP CODE TO CLARIFY THE
DEFINITION OF PERSONAL WATERCRAFT**

WHEREAS, the New Jersey State Police have received an increasing number of complaints of personal watercraft ("PWC") being operated on Budd Lake on weekends, in violation of Section 388-8G of the Township Code; and

WHEREAS, Section 388-5 of the Township Code currently defines PWC as "Either a Jet Ski or a waterbike"; and

WHEREAS, the Administration has reviewed the legislative history of the ordinance and determined that the intent was to prohibit all types of PWC including, but not limited to, Jet Ski (a commercial brand name) and waterbikes; and

WHEREAS, the Administration has recommended amending the definition of PWC to harmonize it with the intent of the ordinance and with the definition contained within N.J.S.A. 12:7-62; and

WHEREAS, the Mayor and Township Council find it in the best interest of the health, safety and welfare of Township residents and visitors to make this change.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Chapter 388, Vessels, Vehicles and Traffic, Article II, Operation on Budd Lake, § 388-5, Definitions, "Personal Watercraft," of the Code of the Township of Mount Olive is hereby amended to read as follows:

PERSONAL WATERCRAFT

In accordance with N.J.S.A. 12:7-62, as amended from time to time, a power vessel defined as a Class "A" vessel by the United States Coast Guard, and which

- a. Is designed to be operated from a sitting, standing or kneeling position;
- b. Is equipped with an internal combustion engine which powers a water jet pump; and
- c. Cannot be operated in a manner so as to disengage the pump so as to prevent the vessel from making headway.

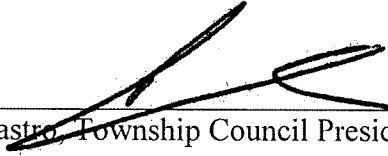
SECTION 2. If any section, subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 3. This Ordinance may be renumbered for purposes of codification.

SECTION 4. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced: 9/1/2020
Adopted: 9/15/2020
Effective Date: 10/9/2020


TOWNSHIP OF MOUNT OLIVE



Joe Nicastro, Township Council President

ATTEST:

9/15/20



Michelle Masser, Township Clerk