

**ORDINANCE NO. 11-2018**

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HANOVER REPEALING CERTAIN RESTRICTIONS UNDER ARTICLE I OF CHAPTER 198 OF THE CODE OF THE TOWNSHIP ENTITLED PARKS AND RECREATION AREAS AND ESTABLISHING A NEW ARTICLE IV UNDER CHAPTER 198 ENTITLED "BEE MEADOW POND BOATING REGULATIONS"**

**WHEREAS**, under Article I entitled "Conduct", Section 198-1. Of Chapter 198 of the Code of the Township entitled Parks and Recreation Areas enumerates specific prohibitions or restrictions that govern activities in any of the Township's park and recreation areas; and

**WHEREAS**, in December, 1968, the Township Committee adopted Ordinance No. 20-1968 which regulated boating activities in those waters designated for boating specifically, the Bee Meadow Ponds; and

**WHEREAS**, as these regulations have not been amended and supplemented since 1968, the Board of Recreation Commissioners has recommended that the Township Committee adopt new boating regulations that pertain to the utilization of boating vessels on the front Pond only at Bee Meadow Park; and

**WHEREAS**, the governing body has reviewed and discussed the proposed regulations for boating as submitted by the Board of Recreation Commissioners and concurs with their findings and determinations; and

**WHEREAS**, it is the intention of the Township Committee to permit boating on the front pond at Bee Meadow Park in accordance with certain new regulations described in this Ordinance; and

**WHEREAS**, in order to achieve this goal and objective, it is necessary to repeal certain prohibitions enumerated in Section 198-1. and establish a new Article under Chapter 198 to permit safe boating on Bee Meadow Pond.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey as follows:

**Section 1.** Paragraphs 6, 7 and 8 under Section 198-1. of Chapter 198 of the Code of the Township entitled Parks and Recreation Areas are hereby repealed in their entirety.

**Section 2.** The Code of the Township of Hanover is hereby amended and supplemented with the establishment of a new Article IV entitled "Bee Meadow Pond Boating" under Chapter 198.

**Section 3.** §198-18. **Boating Location.** For purposes of this Ordinance, boating shall be limited to the front Pond at Bee Meadow Park adjacent to Reynolds Avenue.

**Section 4.** §198-19. **Permitted Vessel Types.** As used in this Ordinance, a boating vessel is defined as manufactured kayaks, canoes, row boats and paddle boats which may be used or operated by persons on Bee Meadow Pond. Boaters shall comply with manufacturer recommendations as to the number of persons that can occupy a vessel safely.

**Section 5.** §198-20. **Prohibited Vessels.** As used in this Ordinance, motor boats (electric or gas-driven) boats with masts and sails, paddleboards and inflatables are prohibited from use and operation on Bee Meadow Pond.

**Section 6.** §198-21. **Registration Required.** Any person wishing to use and operate a boating vessel described in §198-19. above is required to register the vessel with the Township's Recreation and Park Administration Department and pay a fee for each vessel made payable to the Township of Hanover as follows:

- A. Resident Fee for Each Vessel.....\$25.00
- B. Non-Resident Fee for Each Vessel.....\$50.00
- C. Volunteer Cedar Knolls and Whippany Firefighters and EMT's.....Exempt/Fees are Waived

**Section 7.** §198-22. **Safety Requirements.** All boaters younger than 18 years of age must be accompanied by an adult. In addition, personal floatation devices approved by the U.S. Coast Guard must be worn at all times by individuals operating a boating vessel.

**Section 8.** §198-23. **Hours of Operation.** Persons may operate a boating vessel on Bee Meadow Pond from dawn to dusk. No person shall launch, dock or operate any permitted boating vessel between dusk and dawn of the following morning. In addition, no person shall be on or remain in any boating vessel from dusk to dawn.

**Section 9.** §198-24. **Boating Regulations.**

- (1) No person shall navigate, direct or handle any boating vessel in such a manner as to intentionally endanger or frighten the occupant or occupants of another vessel.

I hereby certify the foregoing to be a true copy of a Resolution/Ordinance adopted by the Township Committee of the Township of Hanover at a Regular/Special Meeting held on the 24<sup>th</sup> day of May, 2018.

*Joseph A. Giorgio*  
Joseph A. Giorgio, Township Clerk, R.M.C.

- (2) The use of boat trailers is permitted for the launching and hauling of boating vessels only, at a ramp to be designated by the Recreation and Park Administration Department. Trailers must be removed from the launching ramp as soon as the launching or hauling has been completed and should be parked in an orderly fashion in a parking area so designated by the Recreation and Park Administration Department for the limited parking of trailers. Trailers of any description for boating purposes only are not permitted to remain at Bee Meadow Pond or Bee Meadow Park after dusk.
- (3) The possession, dispensing or consumption of any alcoholic beverages including wine, beer or malt liquors on Bee Meadow Pond including the surrounding park area is strictly prohibited.
- (4) It shall be the responsibility of the Superintendent of the Recreation and Park Administration Department to meet with the Chiefs of Police and Whippany and Cedar Knolls Fire Departments or their designees, and the Coordinator of Emergency Management on a periodic basis, as deemed necessary, in order to review and update any boating safety regulations.

**Section 10.** In case, for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other section or provision of this Ordinance, except so far as the section or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

**Section 11.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

**Section 12.** This ordinance shall take effect in accordance with the law.

TOWNSHIP COMMITTEE  
TOWNSHIP OF HANOVER  
COUNTY OF MORRIS  
STATE OF NEW JERSEY

ATTEST:

*Joseph A. Giorgio*  
Joseph A. Giorgio, Township Clerk

*Ronald F. Francioli*  
Ronald F. Francioli, Mayor

DATE OF INTRODUCTION: April 25, 2018  
DATE OF ADOPTION: May 24, 2018

I hereby certify the foregoing to be a true copy of a Resolution/Ordinance adopted by the Township Committee of the Township of Hanover at a Regular/Special Meeting held on the \_\_\_\_\_ day of \_\_\_\_\_