

**BOROUGH OF BEACH HAVEN
COUNTY OF OCEAN**

ORDINANCE #2023-22C

AN ORDINANCE AMENDING Chapter 77, "Curfew," of the Borough Code of the Borough of Beach Haven, County of Ocean, State of New Jersey, 2000," to change curfew for minors to 10:00 p.m.

WHEREAS, the Police Department has identified an issue concerning large gatherings of juveniles on public property; and

NOW THEREFORE, THE MAYOR AND COUNCIL OF THE BOROUGH OF BEACH HAVEN DO ORDAIN:

SECTION I.

Chapter 77-1, "Hours of curfew established for certain minors.," shall be amended as indicated (**underscored bold italics** represent additions; ~~strikethroughs~~ represent deletions):

A. It shall be unlawful for any minor under the age of 18 years to loiter or remain in or upon any public street, highway, sidewalk, road, playground, alley, park, vacant lot, public building, ~~place of amusement or places of business conducted for profit to which the public is invited,~~ or unsupervised places, either on foot or upon any vehicle, within the Borough of Beach Haven, in the County of Ocean, between the hours of **10:00 p.m.** ~~12:00 midnight~~, prevailing time, and 5:00 a.m., prevailing time, on the following day; provided, however, that the provisions of this section shall not apply to any minor when accompanied by his or her parent or legal guardian.

SECTION II

All Ordinances or parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency. The Clerk of the Borough is authorized to renumber and/or re-codify any sections affected by such repeal to the extent consistent with this Ordinance.

SECTION III

If any word, phrase, clause, sections, or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION IV

This Ordinance shall take effect upon publication thereof after final passage according to law. Any permit issued prior to the effective date of this Ordinance shall not be subject to the restriction on pool construction and installation provided by Section I, hereof.

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a public meeting of the Borough Council of the Borough of Beach Haven, County of Ocean, State of New Jersey, held on July 10, 2023 at 6:00 p.m. A copy of the ordinance can be obtained, without cost, by any member of the general public at the Office of the Municipal Clerk, 300 Engleside Avenue, Beach Haven, New Jersey 08008 Monday through Friday, 9:00 a.m. to 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a public meeting of the Borough Council to be held on July 27, 2023 at 4:00 p.m. at the Beach Haven Municipal Building, 300 Engleside Avenue, Beach Haven, New Jersey 08008.

CERTIFICATION

I, Sherry Mason, RMC, Municipal Clerk of the Borough of Beach Haven, do hereby certify that the foregoing Ordinance was duly adopted by the Borough Council of the Borough of Beach Haven at a public meeting held on the 10th day of July, 2023, a quorum being present and voting in the majority.

IN WITNESS WHEREOF, I have hereunto set my hand an official seal this 10th day of July, 2023


Sherry Mason, RMC, Borough Clerk

<i>Introduction:</i>	<i>July 10, 2023</i>
<i>First Publication:</i>	<i>July 13, 2023</i>
<i>Adoption:</i>	<i>July 27, 2023</i>
<i>Second Publication:</i>	<i>August 3, 2023</i>
<i>Effective Date:</i>	<i>April 16, 2023</i>