

ORDINANCE 18-2011

**ORDINANCE OF THE BOROUGH OF MADISON AMENDING SECTION
136-32 OF THE BOROUGH CODE ENTITLED "SPECIAL EVENT
PERMITS"**

WHEREAS, the Borough Council has determined to amend Section 136-32 of the Borough Code entitled "Special Events Permits" to provide that the governing body must approve any permit for use of the Hartley Dodge Memorial.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Section 136-32 of the Borough Code entitled "Special Event Permits" shall be amended as follows:

SECTION 1:

§ 136-32 Special Event Permits.

A.

B.

(2) A permit shall be issued by the Borough Clerk in consultation with the appropriate department head and Business Administrator and approval by the governing body upon the recommendation of the Business Administrator, provided that a permit for use of the Hartley Dodge Memorial may only be issued upon approval of the governing body, and for all permits on all properties after making the following findings:

- (a) That the proposed activity or use of the municipal property will not unreasonably interfere with or detract from the general public enjoyment of the subject property.
- (b) That the nature and character of the proposed activity or use of the property is not reasonably anticipated to incite violence, crime or disorderly conduct.
- (c) That the proposed activity or use of the property will not entail extraordinary or burdensome expense on the public safety operations of the Borough.
- (d) That the property or facility desired has not been reserved for other use at the date and hour desired in the application.

(e) That all conditions on the special event permit application as to insurance, security, indemnification, fees and bonding have been satisfied.

(f) The Borough reserves the right to waive any and all conditions or to reject the application in their sole discretion.

(g) Cosponsorship of any special event as defined herein shall require specific prior written approval of the governing body.

(h) Such other reasonable conditions as may be required by the municipality.

(i) The requirements for obtaining a permit under this chapter shall not relieve any person or group of persons from obtaining such further permits or approvals as may be required now or in the future by reason of any state or federal law.

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SECTION 2: All other provisions of the Ordinance not inconsistent herewith shall remain the same.