

ORDINANCE NO. 2162

**AN ORDINANCE AMENDING CHAPTER 317 OF THE
CODE OF THE BOROUGH ENTITLED "PARKS AND RECREATION AREAS".**

WHEREAS, New Jersey statute, N.J.S.A. 40:12-6 provides that the Board of Recreation Commissioners shall have full control over all lands, playgrounds, and recreation places acquired or leased by a municipality, and may adopt suitable rules, regulations, and bylaws for the use thereof and conduct of all persons while using the same; and

WHEREAS, the Borough Code provides in Chapter 317-5(A) that the Borough Council may adopt an application form to be used by the Recreation Commission whenever any group, association, or organization desires to use park facilities for a particular purpose, when the provision is in conflict with the State's statute;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of South Plainfield, County of Middlesex, State of New Jersey that Chapter 317, Section 317-5(A) be revised to eliminate the last sentence of said paragraph which currently reads, "The Borough Council may adopt an application form to be used by the Recreation Commission for such situations." It is the intention of the Borough Council that such amendment will allow the Recreation Commission to create or adopt any necessary application forms in accordance with the powers provided by New Jersey statute.