

**\*\*\*\*ADOPTED MARCH 5, 2012\*\*\*\***

**TOWNSHIP OF DELANCO**

**ORDINANCE 2012-3**

**AMENDING THE TOWNSHIP CODE  
AT CHAPTER 216 GOVERNING  
“PARK AND PUBLIC PROPERTY REGULATIONS”**

**WHEREAS**, the Township Committee of the Township of Delanco (“Township”) desires to establish specific regulations to govern the Dunes, defined as Passive Park Property, under Chapter 216; and

**WHEREAS**, the Township finds these revisions to be in the best interests and furtherance of the health, safety and welfare of its residents and the public at large.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey that the Code of the Township of Delanco be amended as follows:

**SECTION ONE.**

Chapter 216, governing “Park and Public Property Regulations” is hereby amended as follows:

**Article III. Dunes Park Regulations.**

**§ 216-10. Findings.**

The Township has previously established a Dunes Subcommittee consisting of Committee Members and resident volunteers, through which plans have been prepared and adopted by the Township Committee, following review by the JIF, Police and other emergency personnel, to provide for an established and defined trail system on the Dunes property, also referred to as the “Delanco Nature Trails at West Avenue.” The Township desires to establish the following regulations to govern this public park property.

**§ 216-11. Regulations.**

1. There is hereby established a 10 mph speed limit for any municipal or authorized vehicles. No private vehicle access is permitted.
2. No person shall possess or consume alcoholic beverages, drugs, drug paraphernalia or narcotics within the property, nor shall any person be permitted on the property under the influence of intoxicating beverages, drugs, or narcotics. Tobacco use is not permitted on the property.

3. Visitors/ users must obey all posted park and trail use regulations. Use of the park property is done at the visitor's users own risk. All visitors/ users shall comply with all applicable laws with regard to the activities they are conducting on the property.
4. Other than authorized governmental entity use, no person shall use any portion of the property for motorized travel, except for the initial parking lot and drive aisle established at the head of the trail system. The use of ATVs, motorcycles, other motorized off-road vehicles and bicycles on the property is strictly prohibited.
5. No equipment may be used and/or activity be permitted to be conducted in such a manner as to create a public safety hazard and/or nuisance.
6. Metal detecting is not permitted within 100 feet of any building or facility. Recovery tools may only cause minimal disturbance and digging may not exceed six (6) inches in depth. Disturbed areas must be restored to their original condition. Articles found that are of apparent historic or personal significance such as artifacts or jewelry must be turned into the Delanco Township municipal office.
7. There shall be no commercial uses of the property except as permitted in writing or by formal action of the Township Committee. No signs or notices may be posted, nor advertisements distributed, nor shall there be any begging, soliciting, selling or attempts to commit such acts, without the written permission of the Township Committee.
8. No person shall engage in any behavior, conduct, noisemaking or use of language which disrupts, interferes with, is unduly annoying to or prevents the enjoyment or maintenance of the property by other visitors or municipal personnel. No public address/loudspeaker systems may be used without written permission or formal action from the Township Committee.
9. No person shall block, obstruct or interfere with vehicular or pedestrian traffic on any road, parking area, trail, walkway, pathway or common area, nor shall occupy or interfere with access to any structure or improvement in a manner which interferes with its intended use by visitors or municipal personnel. Vehicle parking must be in designated parking areas only.
10. All persons shall be clothed sufficiently to conform with commonly accepted standards of dress or recreational wearing apparel. No person shall change clothes or disrobe on the property. All public urination and defecation is prohibited.
11. Dogs and cats must be kept on a physical leash up to six (6) feet in length and under the owner's control at all times. No domestic animal shall be permitted to run at large, either with or without a keeper. Keepers of dogs and cats must promptly clean up, remove, and properly dispose of their animals' excrement discharged on the property. Other than dogs and cats, no other animals, including horses, are permitted on the property.
12. Animal owners shall be responsible for their animal's behavior, and shall remain strictly liable for any nuisance, noise, damage or injury caused by their animal.

13. No animal, reptile or bird, wild or domestic may be released onto or into the property. Only licensed wildlife rehabilitators, after receiving written permission from the Township Committee, shall release wildlife within or into the property. Exotic, non-native species are strictly prohibited. No animal, reptile or bird may be fed, disturbed, or taken from the Property.

14. No person shall plant, pick, dig, mutilate, injure, destroy or remove any vegetation, soil or water from the property without written authorization to do so.

15. The property will have an established trail system, and visitors/ users shall confine their activity to the established trails and are prohibited from using the property off-trail.

16. No fires are permitted on the property, unless special permission is requested from the Township Committee and the Fire Commissioners in writing or by official action. The Township reserves the right to require insurance coverage in the event a fire is permitted on the property.

17. Visitors/ users shall not use the property as a boat, canoe or kayak launch. Visitors/users are prohibited from swimming in the Delaware River off the property or on any other body of water or creek on the property. No ice skating is permitted on the property.

18. No firearms, bows or the like are permitted to be possessed or used on the property. No hunting or trapping is permitted on the property. No paintball guns or activity is permitted on the property.

19. Visitors/ users shall not litter, deface or otherwise damage the property.

20. The Delanco Township compost facility, as demarcated on the Township's Recreation and Open Space Inventory, is excluded from the park property, and no visitors/ users of the park property may enter the compost facility.

#### **§ 216-12. Violations and penalties.**

Any person who shall violate the park regulations shall, upon conviction, be subject to the penalties set forth in § 1-14 of the Delanco Township Code.

**SECTION TWO:** All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

**SECTION THREE:** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

**SECTION FOUR:** This ordinance shall take effect immediately upon final passage and publication according to law.