

**BOROUGH OF ALLENTOWN
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

ORDINANCE NO. 03-2026

ORDINANCE AMENDING CHAPTER 23: "PARKS AND RECREATION AREAS" OF THE BOROUGH'S REVISED GENERAL ORDINANCES TO CREATE SECTION 23-1.12: "ICE-RELATED ACTIVITIES PROHIBITED" TO PROHIBIT ICE SKATING, ICE FISHING, AND OTHER ICE-RELATED ACTIVITIES WITHIN BOROUGH PARKS AND RECREATION AREAS.

BE IT ORDAINED by the Mayor and Council of the Borough of Allentown, County of Monmouth, State of New Jersey, that Chapter 23: "Parks and Recreation Areas" of the Borough's Revised General Ordinances is amended with new Section 23-1.12: "Ice-Related Activities Prohibited" as follows (~~stricken text~~ indicates deletions, underlined text indicates additions):

CHAPTER 23: "PARKS AND RECREATION AREAS"

§ 23-1

PARKS, PLAYGROUNDS, AND RECREATIONAL FACILITIES REGULATIONS.

§ 23-1.1 Injuring Park Property.

No person shall cut, injure, deface, remove or disturb any tree, shrub, fence, bench or any other structure owned or erected by others in parks, playgrounds or recreational facilities of the Borough; nor shall any person pick, cut or remove any shrub, bush or flower, or mark, write, paint, or in any way deface any fence, bench or other structure within the above-named areas; nor shall any person dig or remove any soil, rock, sand, stone or make any excavation by tool, equipment or other means or agency.

§ 23-1.2 Noise.

No abusive, profane or indecent language or nuisance noises shall be allowed or permitted which shall be offensive or annoying to other members of the public.

§ 23-1.3 Pets.

No dogs shall be allowed to run loose in parks, playgrounds or recreational areas of the Borough. All pet owners shall be responsible for wrapping and placing in proper receptacles any excretion of such animals on park property.

§ 23-1.4 Firearms and Weapons.

No person shall carry or possess firearms of any description, or air rifles, spring guns, bows and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device. Shooting into park areas from beyond park boundaries is forbidden.

§ 23-1.5 Closing Times; Exception.

It shall be unlawful to remain or stay in a park, playground or recreational area before sunrise or later than one hour after sunset, ~~except during the ice skating season when closing time will be 11:00 p.m. However, during the ice skating season the Police Department will have the authority to determine whether or not the closing time shall be earlier because of conditions existing at the park.~~

§ 23-1.6 Fires.

No person shall kindle, build, maintain or use a fire, except in places designated for such purpose. All fires shall be continuously under the care and direction of a competent person from the time they are kindled until they are extinguished.

§ 23-1.7 Disturbing Park Animals and Birds.

No person shall hunt, molest, harm, frighten, kill, trap, pursue, chase, tease, shoot or throw missiles at any animal, wildlife, reptile or bird; nor shall be remove or have in his possession the young of any wild animal, or the eggs or nest or young of any reptile or bird, except employees of the Department of Public Works.

§ 23-1.8 Refuse and Trash.

No person shall dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse or other trash. No such refuse or trash shall be placed in any waters in or contiguous to any park, or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.

§ 23-1.9 Permit for Use by Group.

- a. Any group or association exceeding 25 in number and desiring to use any park, playground or recreational facilities of the Borough shall apply, in writing, to the Board of Recreation Commissioners, with the advice and consent of Council, for permission to use the same.
- b. The application shall state:
 1. The name and address of the applicant.
 2. The name and address of the group or association.
 3. The day and hours of proposed use of the park.
 4. The location of the area to be used.
- c. The standards for the issuance of a use permit shall be that:
 1. The proposed activity or use of the park will not unreasonably interfere with or detract from the general public's enjoyment of the park.

2. The proposed activity or use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation.
 3. The proposed activity or use will not entail extraordinary or burdensome expense or police operation by the Borough.
 4. The facilities desired have not been reserved for other use at the date and hour requested in the application.
- d. Upon approval of the application by the Recreation Commission, the permit shall be issued by the Borough Clerk.
 - e. Appeal from refusal of the Recreation Commission to issue a permit shall be made to the Borough Council at its next regular meeting.

§ 23-1.10 Wildlife Feeding.

- a. *Purpose.* The purpose of this subsection is to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Borough of Allentown, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.
- b. *Definitions and Word Usage.* For the purpose of this subsection, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this subsection clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

FEED

Shall mean to give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

PERSON

Shall mean any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

WILDLIFE

Shall mean all animals that are neither human nor domesticated.

- c. *Prohibited Conduct.* No person shall feed, in any public park or on any other property owned or operated by the Borough of Allentown, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cats as part of an approved Trap-Neuter-Release program).

- d. *Enforcement.* This subsection shall be enforced by the Allentown Police Department and/or other municipal employees of the Borough of Allentown.
- e. *Violations and Penalties.* Any person violating any of the provisions of this subsection, shall upon conviction thereof, be liable to the penalty stated in Chapter 1, Section 1-5.

§ 23-1.11 Alcohol and Cannabis.

No person shall bring or consume any alcoholic beverages or cannabis items into any park, playground or recreational area of the Borough.


§ 23-1.12 Ice-related activities prohibited.

- a. *Ice-related activities prohibited.* Ice skating, ice fishing, and all ice related activities on Borough-owned lakes and ponds shall be prohibited. This prohibition shall not apply to the Borough-sanctioned ice rink at the multipurpose recreation court at Dr. Farmer's Park.
- b. *Notices.* Notices prohibiting ice skating, ice fishing, and all ice related activities shall be placed at all Borough-owned lakes and ponds.
- c. *Enforcement.* This subsection shall be enforced by the Allentown Police Department and/or other designated employee(s) of the Borough of Allentown.
- d. *Violations/Penalties.* Any person who shall be found to be in violation of this section shall be subject, upon conviction in municipal court, to a fine of not more than \$500.

BE IT FURTHER ORDAINED that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

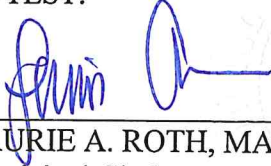
BE IT FURTHER ORDAINED by Mayor and Council that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

BE IT FURTHER ORDAINED by Mayor and Council that this ordinance shall be in full force and take effect after final passage and publication according to law.



THOMAS FRITTS, Mayor

ATTEST:



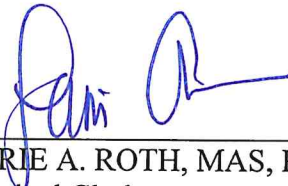
LAURIE A. ROTH, MAS, RMC, CMR
Municipal Clerk

DATED: February 24, 2026

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PUBLIC NOTICE

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the 10th day of February 2026, at a meeting of the Mayor and Council of the Borough of Allentown and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Council of the Borough of Allentown to be held on the 24th day of February 2026 at the Municipal Building, 8 N. Main Street, Allentown, NJ.



LAURIE A. ROTH, MAS, RMC, CMR
Municipal Clerk

