



5/20/2010

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

ORDINANCE NUMBER: 704-2010  
 DATE OF INTRODUCTION: 5/20/2010  
 DATE OF ADOPTION: 6/10/2010

AMENDING AN ORDINANCE TO AMEND THE LAWS OF UNION COUNTY: ADMINISTRATIVE CODE AND POLICIES AND GENERAL LEGISLATION: BY AMENDING CHAPTER 128-SMOKING POLICY; ARTICLE XVIII-DEPARTMENT OF PARKS AND COMMUNITY RENEWAL AND CHAPTER 2-§107-ARTICLE IV FEES FOR RECREATION FACILITIES

BE IT ORDAINED by the Board of Chosen Freeholders of the County of Union that the "Laws of Union County" are hereby amended as outlined in the attached Schedule A:

CONTINUED...

(See attached)

Note: All text that is underlined is inserted/new language.  
 All text that is ~~struck through~~ is deleted language.

NO SUFFICIENCY OF FUNDS REQUIRED  
*Frank W. Adams*  
 5-19-2010

INTRODUCTION				RECORD OF VOTE				FINAL ADOPTION							
FREEHOLDER	Aye	Nay	Abs	Pass	Ord.	Sec	NP	FREEHOLDER	Aye	Nay	Abs	Pass	Ord.	Sec	NP
ESTRADA	X							ESTRADA	X				X		
JALLOH	X							JALLOH	X						
KOWALSKI	X							KOWALSKI	X						
MIRABELLA	X							MIRABELLA	X					X	
PROCTOR	X							PROCTOR	X						
VAN BLAKE	X							VAN BLAKE	X						
WARD	X							WARD	X						
SCANLON VICE CHAIRMAN	X					X		SCANLON VICE CHAIRMAN	X						
SULLIVAN CHAIRMAN	X							SULLIVAN CHAIRMAN	X						

APPROVED AS TO FORM  
  
 COUNTY ATTORNEY

I hereby certify the above is an original ordinance adopted by the Board of Chosen Freeholders of the County of Union on the aforementioned date.  
  
 CLERK

I hereby certify this is a true copy of a ordinance adopted by the Board of Chosen Freeholders of the County of Union on the aforementioned date.  
 \_\_\_\_\_  
 CLERK

## SCHEDULE A

### **PART I - ADMINISTRATIVE CODE**

#### **ARTICLE XVIII, Department of Parks & Community Renewal**

[Adopted 6-26-1997 by Ord. No. 452; Amended 12-20-2007 by Ord. No. 664]

##### **§ 1-100. Department established; purpose; organization.**

[Amended 6-20-2002 by Ord. No. 553; 9-14-2006 by Ord. No. 636; 12-20-2007 by Ord. No. 664; 6-25-09 by Ord. No. 686]

- A. General Purpose; Departmental Organization. There shall be a Department of Parks and Community Renewal for the purpose of promoting and developing the planning, development and growth of the County of Union, coordinating all aspects of such through the efficient and effective use of financial, operational and administrative resources and to proactively address the needs of County residents. The Director shall be fully responsible for the Department's operation.
- B. There may be a Deputy Director who shall be responsible to the Director of the Department of Parks and Community Renewal and shall be responsible for developing plans and coordinating the implementation of plans for renovating existing park facilities and constructing new facilities.
- C. The Department shall have a Bureau of Recreation and a Bureau of Administrative Support. The Chief of each Bureau shall be the head of the Bureau and shall report to the Deputy Director of Parks and Community Renewal.
- The functions of the Bureau of Recreation ~~and Administrative Support are~~ is to developing and ~~administering~~ administer programs to facilitate the public use and enjoyment of County parks, playgrounds, the Watchung Reservation, open spaces and places of recreation; operating all County recreation facilities; and, coordinating park and recreational facilities, programs and special events of the County with other public and private recreational facilities within the County.
  - The functions of the Bureau of Administrative Support are is to establish and maintain essential records and files relative to the programs offered by the Department, ensure payroll conformity, prepare and reconcile contract bids and bills, and maintain construction progress schedules and reports.
- D. The Department shall have a Bureau of Environmental Conservation. The Chief of the Bureau shall be the head of the Bureau and shall report to the Deputy Director of Parks and Community Renewal. The functions of the Bureau of Environmental Conservation will be as follows:
- Implementing and coordinating Household Special Waste, Computer and Electronics, and Battery/Motor Oil/Filters recycling events funded through the Solid Waste Services Tax
  - Implementing and coordinating the Scrap Tire Management Program to fund cleanup and disposal of scrap tires found on public lands.
  - Providing administrative and coordination assistance to municipalities in implementing the Clean Communities Program.
  - Performing such other duties as may be required by the Director of the Division of Park Planning and Maintenance.

- Preparing and Disseminating all mandated statistical programmatic reports to appropriate agencies and officials.
- The Bureau Chief of the Bureau of Planning and Environmental Conservation shall also serve as the District Recycling Coordinator.

E. The Department shall have a Bureau of Governmental Relations and Community Outreach. The Bureau Chief shall report to the Director of Parks and Community Renewal. The function of the Bureau of Governmental Relations and Community Outreach is to develop and administer programs to facilitate the public use and enjoyment of County parks and recreational facilities in consolidation of County grant programs for maximum effectiveness. The Bureau shall include the Office of Cultural and Heritage Affairs.

F. The Office of Cultural and Heritage Affairs functions and responsibilities shall include:

- (1) Create, support and encourage programs promoting public interest and participation in local arts, history and culture.
- (2) Maintain an annual preservation awards program commending noteworthy historic preservation.
- (3) Educate the public on local, state and municipal efforts to preserve historical sites.
- (4) Maintain an historic inventory as a resource for federal and state agencies and local planners.

[Amended 9-14-2006 by Ord. No. 664]

G. The Department of Parks & Community Renewal shall consist of the following Divisions:

- (1) Division of Planning and Community Development.
- (2) Division of Information Technologies. [Added 7-22-1999 by Ord. No. 503]
- (3) ~~Division of Park Maintenance and Administrative Support. [Added 12-20-2007 by Ord. No. 664].~~
- (4) Division of Golf Operations. [Added 12-20-2007 by Ord. No. 664]
- (5) Division of Parks Planning and ~~Environmental Services~~ Horticultural Services [Added 12-20-2007 by Ord. No. 664]

[Amended 9-14-2006 by Ord. No. 636; 12-20-2007 by Ord. No. 664]

**§ 1-113. Division of Parks Planning and ~~Environmental Services~~ Horticultural Services**

~~[Added 12-20-2007 by Ord. No. 664]~~

A. Division head. The Director of the Division of Park Planning and ~~Environmental Services~~ Horticultural Services shall be the head of the Division and shall be responsible to the Deputy Director of the Department of Parks and Community Renewal for its operation.

B. Division organization.

(1) Within the Division, there shall be the following subdivision:

- ~~a) The Bureau of Planning and Environmental Conservation.~~
- b) The Bureau of Horticulture.

(2) The Division of Park Planning ~~Bureau of Planning and Environmental Conservation's~~ and Horticulture Services' functions and responsibilities shall include:

- a) Responsible for developing plans and coordinating the implementation of plans for renovating existing Park facilities, constructing new facilities, and environmental park programs.

- ~~b) Implementing and coordinating Household Special Waste, Computer and Electronics, and Battery/Motor Oil/Filters recycling events funded through the Solid Waste Services Tax~~
- ~~c) Implementing and coordinating the Scrap Tire Management Program to fund cleanup and disposal of scrap tires found on public lands.~~
- ~~d) Providing administrative and coordination assistance to municipalities in implementing the Clean Communities Program.~~
- ~~e) Performing such other duties as may be required by the Director of the Division of Park Planning and Maintenance.~~
- ~~f) Preparing and Disseminating all mandated statistical programmatic reports to appropriate agencies and officials.~~
- ~~g) The Bureau Chief of the Bureau of Planning and Environmental Conservation shall also serve as the District Recycling Coordinator.~~

(3) The Bureau of Horticulture's functions and responsibilities shall include:

- a) Providing for the care, cultivation, planting and replanting of all lawns on County property.
- b) Providing for the care, cultivation, planting and replanting of flowers and shrubs on County property.

**CHAPTER 2, §107, ARTICLE IV, FEES FOR RECREATION FACILITIES**

DESCRIPTION	2009		PROPOSED 2010	
	In County	Out of County	In County	Out of County
<b>WATCHUNG STABLES</b>				
1 hr. Trail Ride – Weekday	\$21.00	\$27.00	\$25.00	\$36.00
1 hr. Trail Ride – Weekend	\$23.00	\$28.00	\$28.00	\$39.00
Private Reserved Trail Ride Instructor	\$25.00		\$30.00	
Lead Line – ½ hr – Under 9 years old- Weekday	\$11.00	\$17.00	\$15.00	\$23.00
Lead Line – ½ hr – Under 9 years old- Weekend	\$13.00	\$19.00	\$15.00	\$23.00
<b>Summer Riding Camp</b>				
4 Day 6-hr/day Session – Ages 9-17	\$280.00	\$340.00	\$308.00	\$408.00
Second Child in same family			\$293.00	\$388.00
<b>Mounted Troops</b>				
Senior Troop (ten 1-hr rides/season)	\$250.00	\$310.00	\$275.00	\$372.00
Junior Troop (ten 45-min rides/season)	\$210.00	\$270.00	\$231.00	\$324.00
Adults (eight 1-hr rides/season)	\$210.00	\$250.00	\$231.00	\$324.00
Drill Team (eight 1-hr ride/season)			\$231.00	\$310.00
2 <sup>nd</sup> Junior Troop in same season			\$219.00	\$308.00
Troop – Group Riding Clinics (1-hr)	\$36.00	\$36.00	\$40.00	\$43.00
<b>Troop Horse Shows</b>				
Per Event	\$12.00		\$13.00	
Post Entry	\$15.00		\$17.00	
<b>Private Instructions and Horse Rental</b>				
Horse Rental Fee ½ hr – Weekday, inc. tax	\$13.00	\$19.00	\$15.00	\$23.00
Horse Rental Fee ½ hr – Weekend, inc. tax	\$15.00	\$21.00	\$18.00	\$25.00
Horse Rental Fee 1 hr – Weekday, inc. tax	\$21.00	\$27.00	\$24.00	\$32.00
Horse Rental Fee 1 hr – Weekend, inc. tax	\$23.00	\$29.00	\$27.00	\$35.00
1 hr non-County instructor/trainer ring	\$40.00		\$50.00	
½ hr non-County instructor/trainer ring	\$30.00		\$40.00	
Weekly Horse Rental, 3 hrs/day Weekday	\$200.00	\$272.00	\$220.00	\$325.00
<b>Horse Board</b>				
Box Stall – Daily	\$14.17	\$17.50	\$15.00	\$20.00
Box Stall – Monthly	\$425.00	\$525.00	\$446.00	\$578.00
Tie Stall – Daily	\$11.50	\$13.17	\$12.00	\$15.00
Tie Stall- Monthly	\$345.00	\$395.00	\$362.00	\$435.00
Box Stall Late Fee	\$40.00		\$42.00	
Tie Stall Late Fee	\$30.00		\$32.00	

**Other Programs**

Riding Clinics and Special Rides – 1 hr	\$36.00	\$45.00	\$38.00	\$50.00
Riding Clinics and Special Rides – 1 ½ hr			\$45.00	\$56.00
Riding Clinics and Special Rides – 2 + hrs			\$60.00	\$70.00
Birthday Parties – up to 30 children (2 hr room rental plus 2 lead line horses)	\$126.00	\$158.00	\$150.00	\$200
Room Rental Fee (per hour)	\$50.00	\$60.00	\$60.00	\$75.00
Scout Badge (per person – min. \$50.00)	\$50.00	\$50.00	\$10.00pp, min	\$50.00
Brownie Try-It Badge (per person – min. \$50.00)	\$50.00	\$50.00	\$5.00 pp, min.	\$50.00
Learn About Horses 1 hr (group)	\$40.00	\$40.00	\$45.00	\$50.00
Locker Rentals – 3 seasons (Spring/Summer/Fall)			\$15.00	\$30.00

**GOLF**

9 – Hole Twilight on 18 Hole Golf Course – Galloping Hill after 5:00 pm			\$18.00	\$22.00
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**Chapter 128 SMOKING POLICY**

[HISTORY: Adopted by the Board of Chosen Freeholders of the County of Union 9-23-1993 as Ord. No. 385. Amendments noted where applicable.]

**§ 128-1. Smoking defined.**

For purposes of this policy, "smoking" means the burning of, inhaling from, exhaling the smoke from, or the possession of a lighted cigar, cigarette, pipe or any other matter of substance which contains tobacco or any other matter that can be smoked.

**§ 128-1.2. Smoking prohibited.**

A. (1) Smoking is prohibited in all areas of County buildings or structures. This includes but is not limited to all work areas, offices, conference rooms, hallways/vestibules, stairwells, rest rooms, elevators, cafeterias, lounges and County-operated vehicles. [Amended 4-10-2003 by Ord. No. 569]

(2) Smoking shall not be permitted within 25 feet of ingress or egress to any County-owned or leased buildings.

(3) Appropriate signage shall be created and displayed to effectuate this requisite.

B. (1) Smoking is prohibited in all County owned recreational areas/facilities including boating facilities (docks and structures), ice-skating facilities, playgrounds, running tracks, all snack bars, swimming pools, ball fields, tennis courts, Watchung Stables and restrooms which support County-owned recreational areas/facilities.

(2) Smoking shall not be permitted within 50 feet of all recreational areas/facilities including boating facilities (docks and structures), ice-skating facilities, playgrounds, running tracks, snack bars, swimming pools, ball fields, tennis courts, Watchung Stables and restrooms which support County-owned recreational areas/facilities.

(3) Appropriate signage will be created and displayed at all affected recreational areas/facilities.

C. (1) The County may prohibit smoking at County sponsored events, including concerts, fairs, festivals, movies and other such events, at the discretion of the County Manager and with the advise and consent of the Board of Chosen Freeholders.

(2) Appropriate signage will be created and displayed at all such events.

**~~§ 128-2. Smoking defined.~~**

~~For purposes of this policy, smoking is defined as the burning of any tobacco, whether used in a pipe, cigar or cigarette.~~

**§ 128-3. Smoking outside of County buildings.**

The time away from work for the purpose of smoking outside of County buildings and structures shall be limited to the scheduled and/or permitted break periods and meal breaks.

**§ 128-4. Disposal of smoking products.**

Employees and visitors/patrons shall make use of ~~outside~~ receptacles for the disposal of cigar or cigarette butts, or tobacco by-products and waste.

**§ 128-5. Implementation of policy.**

Department, Division Heads and Supervisors shall be directly responsible for the implementation of the policy and its enforcement within their areas of supervision and control.

**§ 128-6. Policy questions.**

Questions of interpretation or application of the policy shall be referred to the Office of the County Manager for response.

**§ 128-7. Violations and penalties.**

A. Members of the public who violate this policy shall first be ordered to comply with the policy. If the person continues to smoke in violation of the policy, then a fine shall be imposed upon the person in accordance with *N.J.S.A. 26:3D-56 et seq.*

B. A person, after being so ordered, who smokes in violation of this Ordinance is subject to a fine of not less than \$250.00 for the first offense, \$500 for the second offense and \$1,000 for each subsequent offense. A penalty shall be recovered in accordance with the provisions of subsections c. and d. of N.J.S.A. 26:3D-62.

~~B.C. The above mentioned fine shall not exceed \$25, and process shall be in the nature of a summons or warrant returnable in the Municipal Court within whose jurisdiction the violation occurred. The following personnel are authorized to enforce compliance with the policy: Union County public safety officers; Union County police officers; Union County Sheriff's officers; individuals providing security services under contract to the County; Union County corrections officers; and any police officer authorized by the State of New Jersey.~~