

ORDINANCE 98: 09

AN ORDINANCE AMENDING CHAPTER 115 "PUBLIC HEALTH NUISANCES" OF THE BOROUGH OF STRATFORD

BE IT ORDAINED by the Mayor and Council of the Borough of Stratford, County of Camden, State of New Jersey, as follows:

Section 1. Chapter 115-2 is hereby amended to read as follows:

The said code established and adopted by this chapter is described and commonly known as the "Public Health Nuisance Code of New Jersey (1953)." It also will include the following Public Nuisances which are unlawful acts:

PUBLIC NUISANCES

1. Unlawful Acts. It shall be unlawful, and shall be a public nuisance, for any person:
 - a. To make any indecent exposure or exhibition of any kind in or upon any street, road, highway, place, alley or lane, public or private, in the Borough; or
 - b. To expose to public view, within the aforesaid Borough, his or her genitals, pubic hair, buttocks, perineum, anal region or pubic hair region; or
 - c. To engage, within the aforesaid Borough, in any practice having a tendency to annoy persons passing on the streets or sidewalks, while sitting or standing on porches or lawns or yards facing the streets or sidewalks, by the making of indecent gestures or acts; or
 - d. To engage, within the aforesaid Borough, in any practice, while passing on the streets or sidewalks, having a tendency to annoy persons sitting or standing on porches or lawns or yards facing the streets or sidewalks, by the making of indecent gestures or acts; or
 - e. To make any indecent exposure of his or her private parts or engage in any lewd or indecent act or behavior; or
 - f. To urinate or defecate in public places or streets, or on the lawns or yards of private homes and residences, or in the public view; or
 - g. To possess a radio, phonograph, tape or cassette player, television, musical instrument loudspeaker, or amplifier, or other machine or device for the electronic or stereophonic production or reproduction of sound that is operated on any public street, highway, building, sidewalk, park, recreation area, thoroughfare, or other public place, and any vehicle on a public street, highway or public space that disturbs the quiet enjoyment of the Borough; or

- h. To bring, consume or possess an open container of alcoholic beverage or wine in any public place within the Borough other than those public places covered by an alcoholic beverage consumption license issued pursuant to Title 33 of the New Jersey Statutes or where consumption of malt alcohol or wine is permitted by N.J.S.A. 2A:170-25.21; or

To set off or discharge any revolver, rifle, shotgun, pistol, gun, cannon, weapon or firearm of any description using cartridges or gunpowder for ammunition, provided that nothing contained herein shall be construed to extend to any Police Officer in the line of duty; or
- j. To possess, discharge, set off, fire or light any roman candle, carbide cannon, dynamite cap, rocket, firecracker or other fireworks within the Borough; or
- k. To revel, quarrel, fight, brawl or otherwise engage in any disorderly conduct so as to disturb the public peace and quiet; or
- l. To beg or solicit food or monies within the Borough; or
- m. To disturb a person of ordinary sensibilities so as to cause such person to react immediately in such a way as to threaten by physical violence the peace and order of the public. A disturbance within the scope of this paragraph is the making of unsolicited remarks of an offensive, disgusting or insulting nature or which are calculated to annoy or disturb the person to whom or in whose hearing, they are made; or
- o. To sleep in any parked vehicle in any location in the Borough; or
- p. To interfere or annoy the comfort or general well being of the inhabitants of this Borough; or
- q. To make, cause or suffer or permit to be made or caused upon any premises owned, occupied or controlled by him or it, or upon any public street, alley or thoroughfare in this municipality, any unnecessary noises or sounds by means of the human voice, or by any other means or methods which are physically annoying to persons, or which are so harsh, or so prolonged or unnatural, or unusual in their use, time and place as to occasion physical discomfort, or which are injurious to the lives, health, peace and comfort of the inhabitants of this municipality; or

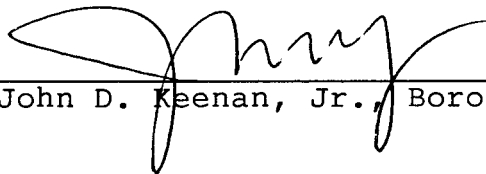
Section 2. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 3. If any article, section, sub-section, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision of invalidity shall not affect the remaining portions of provisions of this Ordinance.

Section 4. This Ordinance shall take effect immediately after final passage and publication in accordance with the Laws of the State of New Jersey.

PUBLIC NOTICE

I, John D. Keenan, Jr., Clerk of the Borough of Stratford, do hereby certify the foregoing ordinance was approved on first reading by Mayor and Council at a regular meeting held on the 14th day of April, 1998 and will be considered for final adoption at a Public Hearing to be held on May 12, 1998 at 8:00 p.m.


John D. Keenan, Jr., Borough Clerk

NOTICE

I, John D. Keenan, Jr., Clerk of the Borough of Stratford, do hereby certify the foregoing ordinance was finally adopted after a Public Hearing held by Mayor and Council at their meeting of May 12, 1998 at 8:00 p.m.

John D. Keenan, Jr., Borough Clerk