

ORDINANCE 678-23

AN ORDINANCE TO AMEND AND REPEAL ORDINANCE 603-16 AND ORDINANCE 639-21 TO REGULATE SPLASH PARK FEES, RULES, AND REGULATIONS FOR THE BOROUGH OF OCEAN GATE, COUNTY OF OCEAN, STATE OF NEW JERSEY

BE IT ORDAINED, by the governing body of the Borough of Ocean Gate, County of Ocean, State of New Jersey, as follows:

SECTION I

Purpose. The purpose of the within ordinance is to establish the fees, times, and rules and regulations for the use by the public of the Borough's Splash Pad facility.

SECTION II

Hours of Operation. The Splash Pad is open from 10:00 am to 4:30 pm, Sunday through Saturday, during the scheduled Borough of Ocean Gate beach season.

Fees. All patrons, regardless of age, are required to have Borough of Ocean Gate badges for entrance into the Splash Pad area.

1. Borough Splash Pad badges are available at the following rates:
 - a. Seasonal badge - \$20.00 (On or before June 15th).
 - b. Seasonal badge - \$25.00 (After June 15th).
 - c. Daily badge - \$5.00.
2. Borough Splash Pad badges can be purchased in the following locations:
 - a. Splash Pad – from June 15th to Labor Day during operating hours.
 - b. Borough Hall – all year round during normal business hours.
3. All Borough beach badges will be accepted for admission into the splash pad area.
4. No refunds for lost or stolen badges.

Admissions.

1. The splash pad area is intended for children between the ages of three (3) and twelve (12) years of age. All children must be accompanied by an adult at all times. No more than five (5) children per parent or legal guardian.
2. Any group attending as an organized function, including church groups, day care facilities, sports teams, athletic training classes, junior sailing programs, etc. must contact the Borough of Ocean Gate in advance of the visit. Additionally, the group must have a valid certificate of liability insurance presented to the Borough.
3. The Splash Pad has a maximum capacity of thirty (30) people. The Borough of Ocean Gate reserves the right to limit capacity at its discretion.

SECTION III

Rules and Regulations.

1. Family-oriented swimwear must be worn when in the splash pad area.

2. Surfaces may be hot and slippery. Slip-resistant footwear is highly recommended at all times for safety and enjoyment.
3. Flip-flops shall be prohibited in the splash pad area.
4. Having fun is permissible and highly encouraged.
5. Conduct which endangers the safety and comfort of others shall be prohibited.
6. No running, rough play, illegal, disruptive, destructive, or inappropriate behavior.
7. Climbing, hanging, swinging, pulling, sitting or standing on Splash Park features is strictly prohibited and is grounds for immediate removal from the Splash Park area.
8. No blocking or obstructing the water from Splash Park fixtures or drains with face, hands, or objects.
9. No spitting, spouting of water, nose blowing, or otherwise introducing contaminants into the Splash Park area. Drinking the water is prohibited.
10. Smoking and littering are strictly prohibited.
11. The following items are prohibited from the splash pad area:
 - a. Beach toys, water toys, or athletic equipment, including, but not limited to, water balloons, water guns, beach balls, pool noodles, balls, bats, sticks, etc.
 - b. Skateboards, bicycles, scooters, rollerblades, strollers, or other wheeled devices in the Splash Park area.
 - c. Animals, except for service animals.
 - d. Glass objects, including, but not limited to, cups, bottles, containers, etc.
 - e. Electrical equipment, appliances, radios or amplified devices.
 - f. Food, beverages, or gum, except for plastic bottles or containers.
 - g. Tobacco products, alcohol, or illegal drugs.
 - h. Portable chairs.
 - i. Soap, shampoos, conditioners, body lotions, body washes, suntan or sunscreen lotion, or any other lotion that may cause the splash pad surface to become slippery if directly applied to such surface.
12. Any person show evidence of any communicable skin diseases, sore or inflamed eyes, cold, nasal or ear discharges, or any other communicable disease shall be denied admission.
13. Any person with excessive sunburn, open blisters, cuts, or bandages shall be denied admission.
14. Do not enter the water if you are experiencing or recovering from diarrhea or have had any signs or symptoms of a gastrointestinal (stomach) disease in the past seven days.
15. All children in diapers must wear plastic pants with snug fitting elastic waist and leg bands. Do not wash out soiled diapers in the bathing water.
16. Diapers are to be changed outside the Spray Park area and disposed of properly.
17. Children should be encouraged to use the restroom before entering the water. Immediately report any "accidents" you observe in the bathing waters to an attendant.

18. All persons shall shower before entering the splash pad.
19. Outdoor bathing shall be prohibited during an electrical storm.
20. Use the Splash Park area at your own risk. No lifeguard is on duty.
21. The Borough of Ocean Gate is not responsible for loss or damaged personal property.
22. The Borough of Ocean Gate reserves the right to close the Splash Park and immediate area due to maintenance requirements, health & safety reasons, and inclement weather. Do not enter or remain in the Splash Park area when the park is closed to the public.
23. The Borough of Ocean Gate, through its designated agents, reserves the right to remove or cause to be removed a patron or spectator from the Splash Park for violating any of the above rules. Abuse of personnel in the conduct of their duty or any behavior causing annoyance to personnel is also grounds for removal. Persons suspected of being under the influence of drugs or alcohol shall be prohibited from entering the water.
24. Report violations to the Borough of Ocean Gate at (732) 269-3166, ext. 121.
25. For emergencies, call 911.

SECTION IV

Signage.

1. Appropriate signage shall be posted in a conspicuous area at the Splash Pad with a copy of the Rules and Regulations.
2. All signage required by law shall be posted at the Splash Pad.
- 3.

SECTION V

Penalties. Violations of this section may be subject the offender to ejection from the Splash Pad and/or revocation of his/her privileges to use the Splash Pad.

SECTION VI

All ordinances or parts of ordinances inconsistent with the provision of this Ordinance are hereby repealed.

SECTION VII

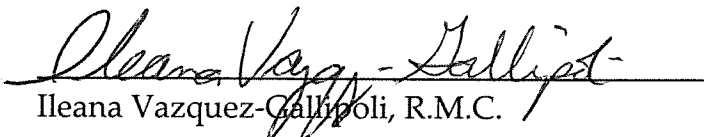
If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed as separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION VIII

This Ordinance shall take effect immediately upon its final adoption, approval and publication as required by law.

NOTICE

PUBLIC NOTICE is hereby given that the foregoing ordinance was introduced and passed on first reading of the Borough Council of Ocean Gate, in the County of Ocean, State of New Jersey, held on May 24, 2023, and will come on for a second reading, public hearing and final passage at a regular meeting of said Borough Council to be held on June 14, 2023, at Borough Council Chambers, 801 Ocean Gate Avenue, Ocean Gate, New Jersey, at 7:00 P.M., or as soon thereafter as the matter can be reached, at which last mentioned date, hour and place any person desiring to be heard either for or against the adoption of the within ordinance will be given an opportunity to be so heard.


Ileana Vazquez-Gallipoli, R.M.C.
Municipal Clerk