

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 2-10
ORDINANCE AMENDING CHAPTER 67
“POOL, MUNICIPAL: RULES AND REGULATIONS”**

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris they being the governing body thereof as follows:

SECTION ONE: Chapter 67 of the ordinances of the Township of Morris is hereby amended in its entirety to read as follows:

§ 67-1. Definitions.

For the purpose of this ordinance, the terms used herein are defined as follows:

AGE - The individual's age on July 1 of each season.

AREA - The total area belonging to the Township of Morris.

NONRESIDENT - Any person or persons who do not dwell permanently or continually within the confines of the Township of Morris, New Jersey. [Added 2-9-72 by Ord. No. 6-72]

POOL APRON - The prepared concrete deck immediately surrounding the water surface of the various pools.

POOL AREA - The entire fenced area surrounding the pool.

POOL PATIO - The prepared concrete deck adjoining the refreshment area and the pool building.

RESIDENT - A person who dwells permanently or continually within the confines of the Township of Morris, New Jersey.

§ 67-2. Membership.

- A. Membership is open to residents of the Township of Morris. Applications for membership from nonresidents will be accepted on a limited basis to be determined by the Township Committee, Township of Morris. Applications in excess of the maximum membership capacity of 4,000 memberships will be placed on a waiting list. As vacancies occur, the applications from Morris Township residents will be taken from the waiting list in the sequence in which they were received. Membership is valid for one season only and shall have no bearing on eligibility in any successive season. [Amended 2-9-1972 by Ord. No. 6-72; 2-16-2005 by Ord. No. 2-05]
- B. Types of membership: [Amended 2-9-1972 by Ord. No. 6-72; 2-13-1974 by Ord. No. 10-74; 1-23-1980 by Ord. No. 1-80; 2-23-1983 by Ord. No. 2-83; 2-17-1993 by Ord. No. 8-93; 12-6-2006 by Ord. No. 25-06]

- (1) Family membership, resident or nonresident: this

membership includes a couple or widow or widower only and all children, natural or adopted, unmarried and living at home, including state ward children who are not yet twenty-three (23) years of age on July 1 of the membership year.

- (2) Couple membership of two people, one of whom is an adult, resident or nonresident, who reside in the same dwelling. (Child, if any, who is not yet 23 years of age on 7/1 of the membership year).
- (3) Baby-sitter or parent's helper, resident or nonresident, does not reside in the same household, but must be accompanied by the children for which they are responsible and which children must be members of a household membership.
- (4) Individual membership, resident or nonresident, is available to any one individual 12 years of age or over. Children between the ages of 12 and 16 must successfully complete a swim pool proficiency test prior to obtaining an individual membership.
- (5) Senior citizen individual membership, resident or nonresident, is available to any one individual who is of the age of 62 years or older on July 1 of the membership year, and such person must present proof of age at the time of application by either a photo static copy of his or her birth certificate or other proof satisfactory to the Township of Morris.
- (6) Senior citizen couple membership, resident or nonresident, is available to any senior couples who are of the age of 62 years or older on July 1 of the membership year, and such persons must present proof of age at the time of application by either a photo static copy of his or her birth certificate or other proof satisfactory to the Township of Morris.
- (7) The Township of Morris reserves the right to request proof of residency.

C. Servicemen who are residents of Morris Township and who are on leave or discharged during the period of January through Labor Day of the current pool season shall be given a pool membership free of charge, upon proof of leave or discharge at the time of application for this privilege. [Amended 2-16-2005 by Ord. No. 2-05; 4-5-2006 by Ord. No. 5-06]

§ 67-3. Use of pool.

A. All members, upon proper identification card being presented to the pool office, shall be entitled to use either pool facility. [Amended 2-9-1972 by Ord. No. 6-72]

B. Membership will be accomplished by submitting a complete application to the Parks and Recreation Department. Upon approval, an identification card will be issued. This card is nontransferable. [Amended 2-16-2005 by Ord. No. 2-05]

C. Membership will be accomplished by submission, acceptance, and execution of a written application to the Department of Parks and Recreation:

Mail to:
Township of Morris
Parks & Recreation Department
50 Woodland Avenue
P.O. Box 7603
Convent Station, New Jersey 07961-7603

Upon approval, an identification card will be issued. This card is nontransferable.

D. Senior citizens who are 62 years of age or over, who are related to pool members, may receive free guest privileges to the pool area only, excluding swimming, and then only when accompanied by the pool member to whom they are related. [Added 4-14-1971 by Ord. No. 16-71; amended 1-23-1980 by Ord. No. 1-80; 4-5-2006 by Ord. No. 5-06]

§ 67-4. Hours of operation.

The Township Committee of the Township of Morris shall, from time to time and as it sees fit, establish hours of operation of the municipal swimming pool by resolution of said Township Committee.

§ 67-5. Membership fees. (Last amended 12/08 by Ord. No. 42-08)

A. Fees. [Amended 3-1-1995 by Ord. No. 4-95; 2-20-2002 by Ord. No. 1-02; 2-19-2003 by Ord. No. 3-03; 2-18-2004 by Ord. No. 2-04; 2-16-2005 by Ord. No. 2-05; 12-6-2006 by Ord. No. 25-06; 12-17-08 by Ord. No. 42-08]

(1)	Individual membership (12 years and older):	Rate Prior to May 1	Rate Beginning May 1	Rate Beginning August 1
(a)	Resident	\$ 155	\$ 165	\$ 110
(b)	Nonresident:	\$ 295	\$ 310	\$ 220
(2)	Couple membership (2 people, 1 Adult Minimum):			
(a)	Resident:	\$ 235	\$ 255	\$ 175
(b)	Nonresident:	\$ 375	\$ 395	\$ 280

(3)	Baby-sitter/parent's helper:			
(a)	Resident:	\$ 100	\$ 100	\$ 100
(b)	Nonresident:	\$ 100	\$ 100	\$ 100
(4)	Family membership:			
(a)	Resident family:	\$ 320	\$ 340	\$ 240
(b)	Nonresident family:	\$ 475	\$ 495	\$ 355
(5)	Senior citizen individual (62 years and older):			
(a)	Resident:	\$ 55	\$ 60	\$ 40
(b)	Nonresident:	\$ 120	\$ 140	\$ 90
(6)	Senior citizen couple (62 years and older):			
(a)	Resident:	\$ 95	\$ 100	\$ 70
(b)	Nonresident:	\$ 200	\$ 220	\$ 150

B. Membership fees shall be paid in full with the filing of the application for membership.

C. Guests will be permitted to members as follows: Each Family membership will receive four (4) free one(1)-day guest privileges, each Couple membership shall receive three free one (1)-day guest privileges, and each individual membership will receive two (2) free one-day guest privileges, which guest privilege may be used at any time during the pool season. Thereafter, guests will be permitted to members by purchasing a daily guest pass at the pool at a charge of \$8 each per day on weekdays and \$10 each per day on weekends and holidays. However, all members may purchase books of 10 one-day guest privileges at the rate of \$70 for each book of (ten)10 from the Parks and Recreation Department, which guest privileges may be used at any time during the current pool season and the following pool season. All guests, however, must be accompanied by the member at all times. Failure to accompany the member at all times may result in revocation of the membership without refund. Prior year members who renew their membership prior to May 1st of each year shall receive an additional four (4) one (1)-day current season guest privileges for a Family membership or an additional two (2) one(1)-day current season guest privileges for a Couple or an Individual membership. [Amended 2-18-2004 by Ord. No. 2-04; 4-5-2006 by Ord. No. 5-06; 12-6-2006 by Ord. No. 25-06; 12-17-08 by Ord. No.42-08]

D. No fees are returnable for any reason after opening day of each season.

E. Children's swim lessons may be offered at the discretion of the Township of Morris. If offered, said lessons shall be available to the children between the ages of 4 and 12, four (4) days a week for two (2) weeks at a cost of \$30 per child. [Added 6-7-1995 by Ord. No. 17-95; amended 2-16-2005 by Ord. No. 2-05; 12-6-2006 by Ord. No. 25-06]

F. Swim team is offered to all children between ages 6 –17 at a cost of **\$50** per child. [Added 12-6-2006 by Ord. No. 25-06]

G. The Parks and Recreation Department of the Township of Morris is authorized to offer for sale, from time to time, coffee, bagels and other refreshments. All moneys are to be remitted to the Chief Financial Officer of the Township of Morris. [Added 6-7-1995 by Ord. No. 17-95]

H. Camp Fees. The Township Committee of the Township of Morris may set by Resolution fees for pool admissions of participants and staff of private and not-for-profit summer camps located within the Township of Morris.

I. Waiver or Reduction of Pool Membership Fees

(1) Fees required under Section A. above shall be reduced by 50% for any Township resident receiving public assistance. For the purposes of this section, public assistance shall include participation in the following: Welfare assistance, subsidized housing, federal school lunch program, food stamps, or other bona fide forms of public assistance.

(2) Pool Membership fees may be reduced or waived by the Director of Parks and Recreation for individuals residing in transitional housing located within the Township of Morris. Such reductions or waivers shall be requested in writing to the Director of the Department of Parks and Recreation and shall include the specific justification for the fee waiver or reduction request.

§ 67-6. Identification cards.

A. All members will be issued identification cards which must be shown for admission to the pool area.

B. Identification cards are not transferable.

C. Lost cards must be reported immediately to the pool management, and the individual may secure temporary admission for one day only. [Amended 4-14-1971 by Ord. No. 16-71]

D. New permanent identification cards may be secured at the Parks and Recreation Department at the hours posted by the Parks and Recreation Department. A fee of \$6 will be payable to the Township of Morris for the replacement card. [Amended 4-14-1971 by Ord. No.

16-71; 2-17-1993 by Ord. No. 8-93: 3-23-1994 by Ord. No. 4-94; 4-5-2006 by Ord. No. 5-06: 12-6-2006 by Ord. No. 25-06]

- E. [Repealed 4-14-1971 by Ord. No. 16-71]
- F. [Repealed 4-14-1971 by Ord. No. 16-71]
- G. Membership cards, permanent or temporary, are nontransferable. Anyone transferring and/or anyone who is the recipient of a transferred card, who is also a pool member, will have pool privileges revoked for the remainder of the season without refund.
- H. Persons defacing a card shall lose swimming privileges for seven days and shall be charged \$6 for a new card. A second offense shall cause revocation of pool privileges for the remainder of the season without refund. [Amended 2-16- 2005 by Ord. No. 2-05: 12-6-2006 by Ord. No. 25-06]
- I. If membership is obtained by a fraudulent statement, the membership of the entire household shall be cancelled without refund. [Added 4-5-2006 by Ord. No. 5-06]

§ 67-7. General rules and general prohibitions. [Added 4-11-1973 by Ord. No. 11-73]

The Township Committee of the Township of Morris may from time to time adopt by resolution general rules and general prohibitions governing the municipal swimming pools in the Township of Morris and may amend the same from time to time by resolution, and said general rules and general prohibitions as may be so adopted by resolution of the Township Committee shall be enforced as set forth in

§ 67-9 hereof, and the penalty as set forth in § 67-10 hereof shall apply.

§ 67-8. (Reserved)

§ 67-9. Enforcement of rules and regulations.

- A. Regulations shall be posted at the pool and strictly enforced.
- B. The Pool Manager, the Assistant Manager, or the Head Lifeguard in his/her absence may close or limit the swimming facilities, or establish such additional rules and regulations, whenever in his/her judgment such action is deemed necessary or desirable for the protection of health or safety of such persons entitled to use such facilities.

- C. Members of the Police Department of the Township of Morris, the Director of Parks and Recreation, the Pool Manager, the Assistant Manager and all lifeguards, when on duty at the swimming facilities, shall have authority to prohibit any action or conduct which they may consider to be dangerous, improper or immoral and any act or actions in violation of rules and regulations hereinbefore provided.

§ 67-10. Violations and penalties.

Any person or persons who shall violate these rules and regulations shall be subject to immediate ejection from the area by the official in charge thereof, and his membership subject to revocation or suspension by the Township; or, if a complaint shall be filed, any person or persons who shall violate any of the provisions of this ordinance shall, upon conviction thereof, be subject to a fine or imprisonment, or both, in the discretion of the Magistrate imposing said fine or penalty, not exceeding \$200 or 30 days in jail.

§ 67-11. When effective.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.