

**ORDINANCE NO. 17-2017**

**BOROUGH OF ROSELAND  
COUNTY OF ESSEX, STATE OF NEW JERSEY**

**AN ORDINANCE AMENDING CHAPTER XIV OF THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF ROSELAND  
ENTITLED "PARKS AND RECREATION"**

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Roseland that Chapter XIV of the Revised General Ordinances of the Borough of Roseland entitled "Parks and Recreation" shall be amended as follows:

**SECTION I**

That Chapter XIV entitled "Parks and Recreation" shall amended by the addition of the following new section 14-2 entitled "Sanctioned Groups, Organizations or Activities":

**14-2 SANCTIONED GROUPS, ORGANIZATIONS OR ACTIVITIES**

**14-2.1 Purpose and Scope.**

In an effort to maximize recreational, educational and cultural opportunities for residents of all ages, the borough enters into cooperative relationships with independent groups or organizations. The Governing Body may grant privilege of assistance with respect to the use of parks and recreational faculties and certain limited promotion by providing a link to the organizations website. To maintain sanctioned status the borough must exercise certain controls, but it is not the intention of the borough to interfere with the internal operations of the group or organization. To obtain sanctioned status the organization, group or league must adhere to the following:

**14-2.2 Sanctioned Groups, Organizations or Activities.**

- a. Any group, organization, league or activity applying for sanctioned status shall be an independent 501C corporation.
- b. At the time of application present to the Borough of Roseland Recreation Director, their league or activity structure.
- c. The Governing Body will only sanction league/organizations that are not offered through the Borough or Roseland Recreation Department.
- d. Must provide opportunities for all Roseland residents to participate within the parameters of the organization bylaws.

e. All promotional flyers and postings must include the following language: This league/organization is not promoted, sponsored or funded by the Borough of Roseland and is provided through an independent entity not affiliated in any way with the Borough of Roseland.

f. Sanctioned recreational activities and leagues shall be required to have: (1) Officer/Board of Directors; (2) A constitution or similar articles of formation; (3) By-Laws; and (4) Liability and Casualty Insurance. Proof of the above must be submitted to the Recreation Director for consideration to be sanctioned. The Recreation Director shall submit his/her recommendation to the Governing Body for final approval.

g. Each group, organization or league is required to submit the following information no later than July 1 of each year:

1. A completed IRS Form #990 or request for extensions
2. Current Bylaws, policies or other operating documents
3. Current Certificate of Insurance in accordance with section 14-2.3
4. Yearly sanctioned Status Fee

h. All league /organizations shall supply a schedule of all games/practices to be played no less than 10 days prior to the start of its season. The schedule shall include requested fields, times and dates of games requested. Field use for practice shall be determined by the availability. The decision regarding field assignments shall be made by the Director of Recreation. No league/organization may grant field use to another league or organization. The Recreation Director may only grant field time if all required paperwork in accordance with section 14-2-2 (g) are on file.

i. All leagues/organizations agree to indemnify and hold harmless, the Borough of Roseland, the Roseland, its elected officials, director and employees against all claims, demands and litigation arising from the activities and programs of the leagues.

j. The Director of Recreation shall be notified in writing regarding any complaint and/or litigation involving any league/organization or its personnel.

k. All leagues/organizations shall submit any amendments to their By-Laws and Officers/Board of Directors to the Director of Recreation within 10 days of the change.

l. No league/organization shall conduct or sponsor any formal instructional training/clinic where a fee or registration is required on any borough owned or controlled recreational facility.

m. If any league/organization violates any portion of this ordinance their sectioned status shall be revoked.

n. Sanctioned leagues or activities have the right of said status until such time as may be altered or terminated upon the recommendation of the Recreation Director to the Governing Body.

#### **14-2.3 Sanctioned Groups, Organizations - Use of Recreation Facilities**

Sanctioned Groups and/or Organizations may use any Borough recreation facilities when available, and upon approval of the Recreation Director.

#### **14-2.4 Insurance, Required.**

Sanctioned recreational activities and leagues shall be required to provide proof of insurance in the amounts listed below and in the form of a current certificate of insurance naming the Borough of Roseland as an additional insured:

General Liability Each Occurrence	\$1,000,000
Medical Expense (Any One Person)	\$ 5,000
Personal and Advertising Injury	\$1,000,000
Comprehensive General Aggregate	\$2,000,000
Products-Completed Operations Hazard	\$2,000,000
Abuse and Molestation	\$2,000,000

#### **14-2.5 Enforcement.**

The Director of Recreation, Parks and Playgrounds shall be responsible for enforcement of this section.

#### **14-2.6 Fees**

Any league/organization applying for sanctioned status shall pay a fee of \$400.00. The same fee shall be charged for the annual renewal of sanctioned status.

### **SECTION II**

If any section or provision of this ordinance shall be invalid in any court the same shall not affect the other sections or provisions of this ordinance except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

### **SECTION III**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION IV**

This ordinance shall take effect in accordance with applicable law.

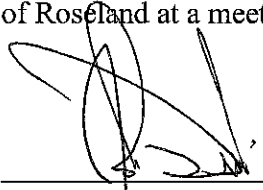
DATE OF INTRODUCTION: November 28, 2017

Motion to Introduce by: Councilman Smith  
 Motion Seconded by: Councilman Jacobs  
 Introduction Approved: 6-0 Voice Vote

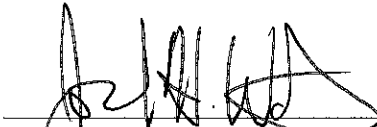
DATE OF ADOPTION: December 11, 2017

COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	RECUSE	ABSENT
Councilman Jacobs	X		X				
Councilman Leonard			X				
Councilman Smith		X	X				
Councilwoman Tolli			X				
Councilman Tsilonis			X				
Council President Vidovich			X				
Mayor Duthie (In case of tie)							
VOTE:			6	0			

I hereby certify that the above Ordinance was duly adopted by the Mayor and Council of the Borough of Roseland at a meeting of Borough Council held on the 11<sup>th</sup> day of December 2017.



John Duthie, Mayor



Jock H. Watkins, Borough Clerk

Date of Publication: December 18, 2017, the Star Ledger