

**ORDINANCE NO. 31-2023**

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

**AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER 2, ARTICLE VIII ENTITLED "PUBLIC  
RECORDS AND SERVICES; FEES; CHARGES AND  
ASSESSMENTS", SECTION 2-75.7 ENTITLED "FEE  
CHARGED BY THE DEPARTMENT OF RECREATION –  
RECREATION FEE REFUND POLICY"**

**WHEREAS**, the Mayor and Council of the Borough of Roseland wish to amend Chapter 2, Article VIII of the Revised General Ordinances of the Borough of Roseland entitled "Public Records and Services; Fees; Charges and Assessments", Section 2-75.7 entitled "Fee Charged by the Department of Recreation – Recreation Fee Refund Policy" to clarify the provisions of the policy;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Roseland that Chapter 2, Article VIII of the Revised General Ordinances of the Borough of Roseland entitled "Public Records and Services; Fees; Charges and Assessments", Section 2-75.7 entitled "Fee Charged by the Department of Recreation – Recreation Fee Refund Policy" shall be amended as follows:

**SECTION I**

That Section 2-75.7 entitled "Fee Charged by the Department of Recreation – Recreation Fee Refund Policy" shall be amended by adding the following thus:

**§ 2-75.7 Fees Charged by the Department of Recreation - Recreation Fee Refund Policy.**

**1. Full Refunds.**

A full refund will be given to the participant if the program is cancelled by the Recreation Department or if a request to withdraw from the program is made prior to the registration deadline.

**2. Partial Refunds; Processing Fees.**

a) Program Start Date shall be the date advertised on the program flyer and as posted on the Borough's website.

b) For all registration fees totaling one hundred (\$100.00) dollars or more, a twenty-five (\$25.00) dollar processing fee will be retained by the Recreation Department.

c) For all registration fees under one hundred (\$100.00) dollars, a seventy-five (75%) percent refund will be given to the participant, upon written request, before the season/program starts. (A twenty-five (25%) percent processing fee will be retained by the Recreation Department.)

### 3. Injury Refunds.

No refunds will be given after the season/program begins unless an injury is sustained. This policy includes if the participant is suspended or expelled from a program by the Roseland Recreation Department.

- a) For injuries sustained after the season/program begins (not including pre-existing conditions) that prevents the participant from further participation, a fifty (50%) percent refund will be given to the participant, upon written request, up to the halfway point of the program.

## **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**

This ordinance shall take effect upon publication as provided by law.

DATE OF INTRODUCTION: October 17, 2023

Motion to Introduce by: Councilwoman Fishman

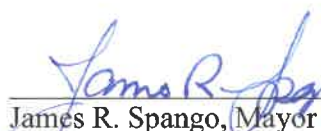
Motion Seconded by: Councilman Trillo

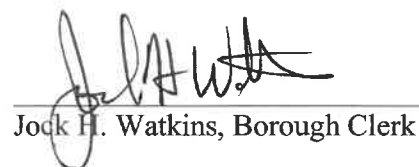
Introduction Approved: 6-0 Voice Vote

DATE OF ADOPTION: November 21, 2023

COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	RECUSE	ABSENT
Councilman Bardi	X		X				
Councilwoman Fishman							X
Councilman Freda							X
Councilwoman Perrotti		X	X				
Councilwoman Tolli			X				
Council President Trillo							X
Mayor Spango (In case of tie)							
VOTE:			3	0			

I hereby certify that the above Ordinance was duly adopted by the Mayor and Council of the Borough of the Borough of Roseland at a meeting of Borough Council held on the 21<sup>st</sup> day of November \_\_\_\_, 2023.

  
James R. Spango, Mayor

  
Jock H. Watkins, Borough Clerk

Date of Publication: November 30, 2023, The Progress