

**AN ORDINANCE AMENDING CHAPTER 25, SECTION 24.2(b)(2)(j)(6) OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(CONDITIONAL USES)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 25, Section 24.2(b)(2)(j)(6) of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to modify the fines set forth in Chapter 25, Section 24.2(b)(2)(j)(6) of the Revised General Ordinances of the Township of West Orange to be amendable by Resolution such that it is amendable in the future by approval of the Township Council, a necessity in an everchanging socioeconomic climate.

II. CHAPTER 25 SECTION 24.2(b)(2)(j)(6) SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

§25-24.2(b)(2)(j)(6) BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “Conditional Uses” which specifies the penalty for violating subsection (j) of Chapter 25, Section 24.2(b)(2), governing the rules and regulations of sexually oriented businesses, shall be repealed and replaced by the following language:

(6) Enforcement.

(i) Except as otherwise provided by State statute, any person violating any provision of this Subsection (j), upon conviction, is punishable by a fine ~~not to exceed \$1,000 or a term of imprisonment not to exceed 90 days, or both~~ to be prescribed by Resolution. In no event shall any person violating this Subsection (j), upon conviction, receive a fine below the amount ~~of \$100~~ prescribed by Resolution. In addition, the Township may authorize the Law Department to file an action in any court of competent jurisdiction to remove or abate any violation of this ordinance.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

SUSAN MCCARTNEY, MAYOR

**TAMMY WILLIAMS,
COUNCIL PRESIDENT**

KAREN J. CARNEVALE, R.M.C., MUNICIPAL CLERK

INTRODUCED: March 21, 2023

ADOPTED:

Legislative History

The purpose of this ordinance is to modify the fines set forth in Chapter 25 of the Revised General Ordinances of the Township of West Orange to be subject to adjustment by Resolution.