

**AN ORDINANCE AMENDING CHAPTER 23, SECTIONS 2.2, 2.3, and 2.4 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(Rate Schedule for the Rental and Use of Toby Katz Community Center)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 23 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 update and revise the fee schedule for renting the Toby Katz Center for use by the public for various functions and social gatherings.

II. CHAPTER 23, SECTION 2.2 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

23-2.2 Definitions.

As used in this section:

Alcoholic beverages shall mean beer and wine only may be served at the Center. Liquor and distilled spirits are expressly prohibited.

Category I shall mean and includes all branches and departments of Township government.

Category II shall mean any bona fide resident of the Township and any organization, club, association or similar group which is native to the Township.

Category III shall mean any commercial or business entity, or representative thereof, which in the reasonable judgment of the Director provides services or assistance to the residents of the Township.

Director shall mean the Township Director of Recreation and Cultural Affairs.

Facility shall mean the Toby Katz Community Center.

Township shall mean the Township of West Orange.

III. CHAPTER 23, SECTION 2.3 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

23-2.3 Rental Fees.

The following rental rates shall be in effect for those desiring to use the facilities at the Toby Katz Community Center:

- a. *Category I*. No charge for meetings or social affairs.

- b. *Category II.* An hourly rate of one hundred fifteen (\$115.00) dollars with a minimum charge of three (3) hours and a maximum rental of six (6) hours. There shall also be a security deposit of one hundred twenty five (\$125.00) dollars per event payable in advance.
- c. *Category III.* An hourly rate of one hundred fifty (\$150.00) dollars per hour with a minimum charge of three (3) hours. There shall also be a security deposit of one hundred seventy five (\$175.00) dollars per event payable in advance.
- d. *Extra Room Charge.* For Categories II and III there shall be an additional charge of fifty (\$50.00) dollars per hour for use of both the skate room and the lake room.

IV. CHAPTER 23, SECTION 2.4 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

23-2.4 Insurance/Liability.

- a. The renter shall be solely responsible for all liquor liability related to the rental and the Township's liquor liability insurance policy shall not cover the renter or the event.
- b. The renter shall be liable for any damages cause to the facility and the Township shall have the right to collect additional payments from the renter that may exceed the security deposit fee to cover the costs to repair the damages caused to the facility.
- c. The renter shall be responsible for obtaining all required licenses, permits and approvals for the event as required under law.

V. 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.

VI. 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.

VII. EFFECTIVE DATE

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

Robert D. Parisi, Mayor

Joe Krakoviak, Council President

**Karen J. Carnevale, R.M.C.
Municipal Clerk**

Introduced: February 7, 2017

Adopted: February 21, 2017

Legislative History

This Ordinance is intended to update the fee schedule for rental of the space at the Toby Katz Community Center by members of the public who seek to rent the space for various social gatherings and events. This Ordinance also updates the insurance and liability requirements to specifically require renters to obtain insurance for any liquor liability and to allow the Township to seek recover for damages in excess of the deposits.

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