

**AN ORDINANCE AMENDING CHAPTER 5, SECTION 6.4, OF THE REVISED GENERAL
ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(THEATERS ISSUANCE OF LICENSE; FEE)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 5, Section 6.4 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 5, Section 6.4 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 5, SECTION 6.4 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

§5-6.4 BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “Issuance of License; Fee” which specifies fee included with regard to the issuance of a license to produce a theater as defined under the Township of West Orange Municipal Code shall be repealed and replaced by the following language:

If the reports of the Chief of Police and the Code Enforcement Officer are favorable, the Township Clerk shall issue the license immediately upon payment of the required license fee. The fee for a license to operate a motion picture theater shall be prescribed by Resolution. The fee for a play, concert, vaudeville or variety show shall also be prescribed by Resolution. In lieu of the foregoing fee, the producer of a play or show, or the operator of a theater in which such plays or shows are performed, may pay an annual license fee per year for theaters with a seating capacity of 500 and under, the amount of which as prescribed by Resolution, a separate fee as prescribed by Resolution for theaters with a seating capacity of 500 to 1,000 or a separate fee per year prescribed by Resolution for theaters with a seating capacity of 1,000 or more.

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Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.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: May 2, 2023

ADOPTED: June 13, 2023