

**AN ORDINANCE AMENDING CERTAIN TERMS IN CHAPTER 5 SECTION 35 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE**

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY** that Chapter 5 hereby is and amended and supplemented to incorporate changes of the term “sexual preference” to “sexual orientation, gender identity, and gender expression” as follows:

**I. CHAPTER 5, SECTION 35.4 BE AND HEREBY IS AMENDED AS FOLLOWS:**

**§ 5-35.4—Permit Required, Nondiscrimination:**

- a. No event as defined in this section shall be advertised or held unless a permit for such event has been issued.
- b. In granting or denying permits, the Township will not discriminate on the basis of age, sex, gender identity, gender expression, sexual orientation, race, creed, religion, or national origin the content of the speech or the identity of the speaker(s).

**II. CHAPTER 5, SECTION 35.18 BE AND HEREBY IS AMENDED AS FOLLOWS:**

**§ 5-35.18— Special Event Miscellaneous Provisions.**

- a. The Business Administrator shall not process more than one special event permit for any one twenty-four-hour period (12:01 a.m. to 12:00 midnight) unless approved by the Mayor or his/her designee. Where more than one special event application is received for the same date, the application received first will be considered first and the subsequent applicant will be notified to reschedule due to the conflicted date.
- b. No permit shall be issued to any applicant who unlawfully discriminates based on age, sex, gender identity, gender expression, sexual orientation, race, creed, religion, or national origin for an event sponsored by an organization which so discriminates. All applicants shall submit to the Business Administrator's office a sample of any and all advertisements for said event, at least 14 days prior to said event and as they occur in the days leading up to the event.

**III. SEVERABILITY, REPEALER, AND EFFECTIVE DATE:**

- a. Severability—Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause

and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

- b. Repealer—All other ordinances or parts of ordinances inconsistent with this section are hereby repealed.
- c. Effective Date—This Ordinance shall be in full force and effect from and after its adoption and any publication as required by law.

### **Legislative History**

The Township of West Orange has amended certain outdated terms such as “sexual preference” and has replaced the same with sexual orientation, gender identity, and gender expression.