

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 25 OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
BANNING “POP-UP” PARTIES**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 25 hereby is and amended and supplemented to add a new section governing “pop-up” parties as defined herein within the Township of West Orange:

§ 1—Scope and Purpose:

- a. The Township of West Orange (the “Township”) has received numerous complaints from residents in various neighborhoods throughout the Township regarding parties, events, and/or gatherings wherein the attendees of the events have purchased tickets or wristbands for entry into residential homes within the Township. The purpose of this Section is to provide recourse for the Township if such “pop-up” parties (defined herein) occur in the future and to put the public on notice that the same are prohibited as a health and safety concern for the general welfare of the public.

§ 2—Definitions:

“**Advertisement**” shall be defined for the purposes of this Ordinance to include the creation of any flyer, social media posting, text message, or other form of electronic or other communication soliciting guests to a residential home for payment of any amount.

“**Pop-Up Party(ies)**” shall be defined as a party for profit including any event and/or gathering occurring in a residential home, apartment or other location (excluding commercial establishments such as licensed restaurants, bars, or other event halls where such activity is permitted) whereby the owner, occupant and/or operator of the residence solicits or advertises the use their residence for an event, party, or gathering and where the guests are subject to payment for tickets, wristbands, or other mode of entry into the residence, or for food, alcoholic or non-alcoholic beverages.

§ 3—Prohibitions:

- a. Any person, owner, occupant, or operator of a residence located in the residential zoning district of the Township of West Orange shall be prohibited from advertising or otherwise soliciting monies for entry into their home, food, or beverages to attend any Pop-Up Party as defined herein.
- b. Any person who rents or otherwise loans their property in the residential district of the Township of West Orange to a person for a Pop-Up Party is in violation of this Ordinance.
- c. Any person who creates, submits, or otherwise posts an Advertisement for a Pop-Up Party shall be considered in violation of this Ordinance and the same shall be considered a separate violation under this Ordinance, subject to the penalties provided for herein.
- d. Exemptions: Activities, gatherings, or other events that may constitute a Pop-Up Party under this Ordinance shall be exempted where the proceeds for the same shall be used for

any bona fide charitable organization licensed in the State of New Jersey and/or for political contributions to any bona fide local, state, or federal campaign which has been properly registered with the appropriate authority.

§ 4—Enforcement

- a. The Township Police Department, the Township Health Department, the Township Zoning Official, the Township Fire Department, their agents, employees, officers, or assigns shall have the power to enforce the provisions of this Ordinance.

§ 5—Penalties:

- a. All penalties for violation of any provision of this section shall be governed by the provisions of Section 1-5 et seq. of the Revised General Ordinances of the Township of West Orange.

§ 6—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.

§ 7—Repealer.

All other ordinances or parts of ordinances inconsistent with this section are hereby repealed.

§ 8—Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as required by law.

Susan McCartney, Mayor

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

Joe Krakoviak, Council President

Introduced : January 28, 2025

Adopted : February 11, 2025

Legislative History

The Township of West Orange (the “Township”) has received numerous complaints from residents in various neighborhoods throughout the Township regarding parties, events, and/or gatherings wherein the attendees of the events have purchased tickets or wristbands for entry into residential homes within the Township. The purpose of this Section is to provide recourse for the Township if such “pop-up” parties occur in the future and to put the public on notice that the same are prohibited as a health and safety concern for the general welfare of the public.