

First Reading:	06-25-2020
Publication:	07-02-2020
Second Reading:	07-16-2020
Publication:	07-23-2020

ORDINANCE NO. 2619

**AN ORDINANCE AMENDING CHAPTER 19 OF THE CODE OF THE BOROUGH OF
ROSELLE PARK THEREBY ESTABLISHING SECTION 8 OF THE CHAPTER TO BE
ENTITLED, "REGULATION OF HANDBILLS AND CIRCULARS"**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter 19 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. Establishing Title of New Section

19-8 REGULATION OF HANDBILLS AND CIRCULARS.

SECTION 2. Establishing Definitions of Terms within Section

19-8.1 Definitions.

For the purposes of this Section of the Code, the following terms shall have the meanings as indicted:

PRINTED MATTER/MATERIALS: Shall mean, all newspaper, shoppers, circulars, leaflets, flyers, and handbills, commercial and noncommercial, and all similar materials.

UNSOLICITED: Shall mean, the printed matter referred to herein which has not been ordered, subscribed to or requested by the recipient.

SECTION 3. Prohibitions of Distribution of Printed Materials in Public Places

19-8.2 Distribution of Printed Materials in Public Places.

No person shall throw or distribute any printed material in or upon any sidewalk, street, or other public place within the Borough of Roselle Park or in or upon any unoccupied motor vehicle.

SECTION 4. Regulation on Distribution of Printed Materials to Private Places

19-8.3 Distribution of Printed Materials to Private Premises.

It shall be unlawful for any person to deliver or deposit, or for any person, firm or corporation to cause the delivery or deposit of, any unsolicited printed material to or upon any private premises within the Borough of Roselle Park, except in accordance with the following:

A. Printed matter shall be placed only within a permanently installed appurtenance to the premises designed and designated for the receipt of such printed matter, or, if there is none, it shall be placed on the ground or floor at a point beneath the place where such premises receives its mail or within a three-foot radius of that point.

B. Printed matter, which plainly bears upon it an address to which a written notice

indicating the recipient's desire to cease future delivery of the particular item of printed matter may be sent, may at all times be delivered to private premises unless delivery is prohibited pursuant to the terms of Subsection 19-8.4.

SECTION 5. Prohibited Delivery to Certain Places

19-8.4 Premises to Which Delivery of Printed Materials Are Prohibited.

It shall be a violation of this chapter when unsolicited printed matter is intentionally delivered to a private premises after the owner or tenant of said premises has notified the publisher or the delivery person, or in the case of printed matter referred to in Subsection 18-8.3B of this Section, after the owner or tenant of the premises has provided notice, at the address so indicated, that delivery shall cease or be suspended for a stated period of time.

SECTION 6. Violations

19-8.5 Violations and Penalties.

Any person, firm or corporation convicted of a violation of any provision of this Section shall be subject to a fine of not more than five-hundred dollars (\$500.00) dollars. Each delivery shall constitute a violation of the terms of this Section and shall be deemed a separate offense.

SECTION 7. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 8. Inconsistent Ordinances Repealed.

All Ordinances or parts of Ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 9. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section. Likewise, all strike through text ~~thus~~ should be considered a deletion from Borough Code, and all bolded text **thus** should be considered an addition to Borough Code.

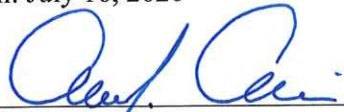
SECTION 10. Effective Date.

This Ordinance shall become effective upon publication and in accordance with the laws of the State of New Jersey.

Introduction: June 25, 2020

Adoption: July 16, 2020

Attest:



Andrew J. Casais, RMC
Borough Clerk



Joseph Signorello III
Mayor

Record of Vote – Introduction				
	Aye	Nay	Abstain	Absent
Petrosky	X			
Fahoury	X			
Connelly	X			
Negron	X			
DeIorio	X			
Mathieu	X			

Record of Vote – Adoption				
	Aye	Nay	Abstain	Absent
Petrosky	X			
Fahoury	X			
Connelly	X			
Negron	X			
DeIorio	X			
Mathieu	X			

Copy To: F. Genova (Construction Official), P. Picarelli (Deputy Code Enforcement Officer).