

ORDINANCE NO. 2315

**AN ORDINANCE AMENDING CHAPTER XL, ARTICLE XVI, OF THE CODE
OF THE BOROUGH OF ROSELLE PARK REGARDING REGISTRATION
IN PUBLIC SCHOOLS**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, and State of New Jersey as follows:

SECTION 1:

Section 40-1603, Regulations of General Applications, of Chapter XL, Land Use, Article XVI, Establishment of Districts and Map; General Regulations, of the Code of the Borough of Roselle Park is hereby amended to add the following Section 40-1604, *Registration in Public Schools*.

Section 40-1604 **REGISTRATION IN PUBLIC SCHOOLS**

A. Registration of Nonresidents Unlawful.

 a. It shall be unlawful for any parent or guardian to assist, aid, abet, allow, permit, suffer or encourage a minor to register or enroll in the Borough of Roselle Park School System where the minor is ineligible to attend as a result of the minor's nonresident status.

 b. It shall be unlawful for any person to knowingly permit his or her name, address or other residence designating documentation to be utilized in the registration or enrollment of any nonresident student in the Borough of Roselle Park School System unless previous approval has been granted by the Superintendent of School System or his or her designee.

B. Violations and Penalties.

 Any person violating or failing to comply with any of the provisions of this Chapter shall, upon conviction thereof, be liable to the penalties stated in Chapter XL, Article XVI, Section 1604-B.

 a. It shall be unlawful for any landlord or entity to permit a child, who he/she is not the legal guardian to use his/her address to enroll in the Roselle Park School System. If the child has already been enrolled using the illegal address, then an additional fine will be assessed as listed.

 b. In addition to the fine outlined in 40-1604, sub-paragraph 1B(a) above, any landlord, person, firm or entity that violates any portion of Ordinance

40-1604 shall be assessed an additional fine equal to the cost incurred by the Board of Education of the Borough of Roselle Park for a period not to exceed three (3) years prior to the determination by the Court of the violation. The fine shall be recovered by the Borough of Roselle Park by summary proceedings pursuant to the Penalty Enforcement Law. The proceedings shall be commenced by the Borough of Roselle Park's Municipal Court for enforcement of the penalty herein.

SECTION 2: 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 3: All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4: This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: August 19, 2010

Adopted:

Mayor

Attest: _____
Borough Clerk