

ORDINANCE NO. 10-2019

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AMENDING CHAPTER 150 OF THE CODE OF THE BOROUGH OF EATONTOWN ENTITLED "FEES" SECTION 17,
ENTITLED, "COMMUNITY GARDEN"**

BE IT ORDAINED, by the governing body of the Borough of Eatontown, County of Monmouth and State of New Jersey, that Chapter 150 of the Code of the Borough of Eatontown shall be amended to add Section 17, entitled, "Community Garden" as follows:

ARTICLE II

Section 150-17 Community Garden.

A. Use Fee. There shall be a Use Fee for each applicant seeking use of a plot for gardening purposes at the Community Garden located at Husky Brook Park as follows:

1. A Use Fee of \$25.00 per gardening season for a garden plot of 4' x 20' per applicant.
2. A Use Fee of \$15.00 per gardening season for a garden plot of 4' x 10' per applicant.

B. Application. Along with the Use Fee stated in Subparagraph A, the user of the Community Garden must complete an application approved by the Borough of Eatontown; said application of which, along with the appropriate fee, shall be submitted to the Borough Clerk's Office and shall be granted by the Borough Business Administrator. The Borough Business Administrator shall rely on input provided by the Advisory Committee on Sustainable Practices (Green Team) or other Committee designated by the Borough Council. All Use Fees are non-refundable fees and non-assignable. The applicant shall be required to identify the individual who is to be held responsible for the use of the plot and that the Community Garden is left intact and in working order. The Borough shall also require, as part of the approval of the application, execution by the applicant of a Waiver/Hold Harmless Agreement approved by the Borough Attorney as a condition to use of the Community Garden.

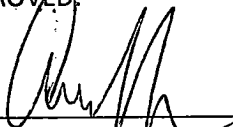
C. Failure to comply with the provisions of Subparagraphs A and B above, shall result in revocation of the applicant's use of any assigned plots by the Borough Business Administrator.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication.

DATE INTRODUCED: March 27, 2019
DATE ADOPTED: April 10, 2019

APPROVED:



ANTHONY TALERICO, JR., MAYOR

Date: 4-11-2019

ATTEST:



JULIE MARTIN, MUNICIPAL CLERK

Date: 4-11-2019