

**ORDINANCE REPEALING CHAPTER 128 AND  
CHAPTER 138, SECTIONS 5 AND 17 OF THE WOOLWICH  
TOWNSHIP CODE DUE TO PRE-EMPTION BY STATE LAW**

**ORDINANCE 2014-11**

**BE IT ORDAINED BY THE COMMITTEE OF THE TOWNSHIP OF  
WOOLWICH AS FOLLOWS:**

**WHEREAS**, Chapter 128 of the Woolwich Township Code governs loitering;  
and

**WHEREAS**, Chapter 138 of the Woolwich Township Code, Sections 5 and 17  
govern loitering and obstructing streets and sidewalks, respectively; and

**WHEREAS**, the Township Solicitor has advised the Township Committee that  
the referenced sections of the Township Code are pre-empted by State law; and

**WHEREAS**, the Township Solicitor has recommended that the referenced  
sections of the Code be repealed as unenforceable; and

**WHEREAS**, the Township Committee desires to amend the Township Code to  
be consistent with State law.

**NOW THEREFORE BE IT ORDAINED** by the Township Committee of the  
Township of Woolwich that Chapter 128 of the Woolwich Township Code is repealed in  
its entirety.

**IT IS FURTHER ORDAINED** that Chapter 138, Sections 5 and 7 are hereby  
repealed.

**TOWNSHIP OF WOOLWICH**

\_\_\_\_\_  
Sam Maccarone, Jr., Mayor

ATTEST: \_\_\_\_\_

Jane DiBella, Clerk

**CERTIFICATION**

The foregoing Ordinance was introduced upon first reading by the Township Committee of the Township of Woolwich at a meeting held on the 4<sup>th</sup> day of AUGUST, 2014. It will be further considered for final adoption upon a second reading and subsequent to a public hearing to be held on such ordinance at which time any interested person(s) may be heard. Said meeting to be conducted on the 18<sup>th</sup> day of AUGUST, 2014 at the Woolwich Township Municipal Building, 120 Village Green Drive, Woolwich Township, New Jersey, beginning at 7:00 p.m.

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Jane DiBella, Clerk