

**AN ORDINANCE OF THE TOWNSHIP OF WOOLWICH ESTABLISHING
CHAPTER 172, TEMPORARY USE PERMIT
2023-30**

WHEREAS, the Township Committee of the Township of Woolwich recognizes that it may be in the interests of the Township and in accordance with the goals of this Ordinance to permit temporary uses for a limited period of time, which activities may not be permitted by other provisions of this Ordinance. Such uses shall be permitted if they are of such a temporary nature that could materially contribute to the welfare and well-being of the Township; and

WHEREAS, the Township Committee desires to establish Chapter 172, Temporary Use Permit; and

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Woolwich as follows:

SECTION 1 Chapter 172 – Temporary Use Permit

§172-1. Authorization: standards for issuance.

A temporary use permit, which is not in conjunction with the construction of the facility, such as sporadic, seasonal or infrequent activities, may be authorized by the Township Committee of the Township of Woolwich. Such uses are to be deemed beneficial to public health, general welfare or which it deems necessary to promote the proper development of the community. Temporary use permits shall be authorized, provided that such nonconforming structures or uses be completely removed or terminated upon expiration of the permit without cost to the Township. Where it is deemed appropriate, the Township Council may require guarantees as it deems sufficient to remove the temporary structure or use.

§172-2. Duration of permit.

A. A temporary use permit shall be limited for a specified period of time, not exceeding one (1) year, and may be renewed annually for an aggregate period of not more than three (3) years, including the original authorization.

B. The receipt of a temporary use permit shall create no permanent right in the applicant nor any right of the applicant to conduct such activity at any time in the future beyond the time limited by the terms of such permit, whether by way of estoppel, acquiescence, sufferance or otherwise.

§172-3. Application requirements.

A. Prior to issuance of a temporary use permit, an application, on forms approved by the Township Administrator, shall be submitted to the Township Administrator by the owner or authorized agent of the owner(s) of the premises which shall be the site of the temporary use.

B. The application shall contain the following information and shall be accompanied by the following:

- (1) A nonrefundable fee of \$100 to be submitted with the application filed with the Township Administrator.
- (2) A complete description of the temporary use sought with the application filed with the Township Administrator.
- (3) Identification of the premises by reference of the Official Tax Map of the Township of Woolwich.
- (4) Where the nature of the application anticipates solicitation of a number of patrons and/or guests, requiring traffic controls and crowd management, applicant shall guarantee the provision of a sufficient number of security guards and traffic management personnel to ensure proper ingress and egress to the premises in question and management of crowds on said premises.
- (5) Demonstration of adequate provisions for public safety, including, but not limited to, fire prevention, crowd control, emergency medical services.
- (6) The adequacy of provisions for vehicular and pedestrian traffic control, including, but not limited to, ingress and egress, parking, attendants, and temporary traffic signage.
- (7) The adequacy of provisions for food handling, solid waste, and sanitary sewerage.
- (8) The sufficiency for insurance for the event.
- (9) At a minimum, the guarantee that a certificate of insurance shall be filed with the Township Clerk on or before 10 days of commencement of the temporary use. The certificate of insurance shall insure against all claims, with coverage limits in the amount of \$300,000 per person and \$1,000,000 per accident.
- (10) Any other measures necessary to protect the public health, safety and welfare.
- (11) The Township may impose reasonable conditions on issuance of any temporary use permit, including, but not limited to, the posting of adequate surety and the reimbursement of expenses incurred by the municipality.
- (12) All required information, as described herein above, shall be submitted to the Office of the Township Administrator no later than seven days prior to a regularly scheduled Township Committee meeting for the application to be placed on the agenda for said meeting. The members of the Township Committee will review the application and may require the Applicant to make a presentation. A decision will be made as to whether or not a temporary use permit will be approved and for what length of time the permit will be in force.

§172-4. Enforcement.

The provisions of this chapter shall be enforced by the Woolwich Township Code Enforcement Officer or other duly appointed official. In the event that any activity in which a temporary use permit is granted departs from the terms of the permit under which it is purportedly conducted, the Township Code Enforcement Officer shall forthwith revoke the same and the applicant shall cease all such activities as for which a temporary use permit was given.

SECTION II EFFECTIVE DATE

This Ordinance shall take effect after final adoption and publication according to law.

TOWNSHIP OF WOOLWICH

ATTEST: _____
Jane DiBella, Clerk

Craig Frederick, Mayor

CERTIFICATION

The foregoing ordinance was introduced upon first reading by the Township Committee of the Township of Woolwich at a regular meeting held on the 18th day of September, 2023. 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 a meeting of the Township Committee at which time any interested person(s) may be heard. Said meeting to be conducted on the 2nd day of October, 2023 at the Woolwich Township Municipal Building, 120 Village Green Drive, Woolwich Township, New Jersey, beginning at 6:30 p.m.

Jane DiBella, Township Clerk

NOTICE OF ADOPTION

Notice is hereby given that the foregoing ordinance was approved for final adoption by the Woolwich Township Committee at a meeting held on the 2nd day of October, 2023.

Jane DiBella, Township Clerk