

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

ORDINANCE 2023-7

AN ORDINANCE AMENDING SECTION 123-8: “RULES AND REGULATIONS” OF CHAPTER 123: “BEACHFRONT AREAS AND ADJACENT WATERS” OF THE BOROUGH’S REVISED GENERAL ORDINANCES TO REDUCE THE HOURS THAT BICYCLES ARE PERMITTED ON THE PROMENADE.

Mayor Fox offered the following Ordinance and moved its introduction:

WHEREAS, the Borough of Bradley Beach (the “Borough”) maintains a beachfront promenade for which the Borough has established rules and regulations pertaining to the use of bicycles thereon for reasons of pedestrian safety; and

WHEREAS, for purposes of enforcement and efficiency, the Borough desires to modify such beachfront promenade rules and regulations to coincide with the same hours for use of bicycles as surrounding municipalities;

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Bradley Beach, County of Monmouth, and State of New Jersey as follows:.

SECTION 1. Section 123-8 entitled “Rules and Regulations” of Chapter 123: “Beachfront and Adjacent Areas” of the Revised General Ordinances of the Borough of Bradley Beach is hereby amended as follows (~~stricken~~ text deleted; underlined text added):

- I. *Motor vehicles and motorized/powered bicycles.* No person or persons shall ride bicycles, skates, roller blades, skateboards, scooters, motorcycles, mopeds, and/or motor-assisted or powered bicycles, skates, roller blades, skateboards, scooters, or any other motor vehicles of any type on the promenade, or any of the public land located east of Ocean Avenue unless in an official capacity of the municipality; however, non-motorized and un-powered bicycles may be ridden on the promenade or public land between the hours of 12:00 midnight and ~~10:00 a.m.~~ 9:00 a.m. from May 15 through September 15. From September 16 through May 14, only non-motorized and un-powered bicycles may be ridden on the promenade at any time. This subsection does not apply to any type of motorized carts or powered wheelchairs used to assist persons with disabilities.

SECTION 2. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

SECTION 3. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of The Revised General Ordinances of the Borough of Bradley Beach are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with the laws of the State of New Jersey.

SO ORDAINED as aforesaid.

ERICA KOSTYZ
Borough Clerk

LARRY FOX
Mayor

Introduced: April 12, 2023

Date of Hearing and Adoption: