

AN ORDINANCE REPEALING CHAPTER 4, SECTION 12.2(b) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 4 of the Revised General Ordinances of the Township of West Orange be and are hereby repealed as follows:

I. PURPOSE

The purpose of this Ordinance is to repeal Chapter 4, Section 12.2(b) of the Township of West Orange (the "Township") Ordinances on the grounds that it is unconstitutionally vague and is of no use to the Township.

II. CHAPTER 4, SECTION 12.2(b) SHALL BE AND HEREBY IS REPEALED AS FOLLOWS

4-12.2(b) Certain Types of Loitering Prohibited

No person shall loiter in a public place in such manner as to:

- b. Create or cause to be created any disturbance or annoyance to the comfort and repose of any person, provided that the disturbance or annoyance would be a disturbance or annoyance to the comfort and repose of a reasonable person.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Robert D. Parisi, Mayor

Michelle Casalino, Council President

Introduced: June 23, 2020

Adopted: July 14, 2020

Approved as to form on the basis of the facts provided:

Legislative History

The purpose of this Ordinance is to repeal subsection (b) of Chapter 4, Section 12.2 on the grounds that it is unconstitutionally vague and of no use to the Township of West Orange.