

**ORDINANCE NO. 2189-17**

**AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE CODE OF THE BOROUGH OF HAWTHORNE, CHAPTER 357, PEACE AND GOOD ORDER, SECTION 357-2, PROHIBITED ACTS, BY REPEALING CERTAIN SUBSECTIONS THEREUNDER**

BE IT ORDAINED by the Municipal Council of the Borough of Hawthorne, in the County of Passaic and State of New Jersey, that:

Section 1. Chapter 357, Peace and Good Order, Section 357-2, Prohibited Acts, is revised, amended and to the extent indicated repealed in part so as to eliminate certain subsections thereunder, with the following specific subsections to be repealed:

**§ 357-2 Prohibited acts**

A. Except as otherwise permitted by law, no person shall, within the limits of the Borough:

(8) Interfere with, deface or mutilate any police or fire alarm box or the police or fire alarm system or any apparatus connected therewith, or knowingly give or end or cause to be given or sent a false fire alarm or aid or abet any person to give or send any false fire alarm.

(9) Expectorate in or upon any public place, public building or public conveyance.

(11) Operate a carnival or aid, abet or assist in operating a carnival, or give any performance as a street or strolling player or aid, abet or assist in giving any such performance, except where charity is concerned, and then only by consent first obtained from the Borough, in writing, provided that no such consent shall be given in any case where gambling or gaming devised or lewd, indecent or offensive exhibits or exhibitions are in any way used in connection with or form a part of any carnival or performance by any street or strolling player.

(14) Use an air rifle, air pistol, BB gun or similar weapons.

(17) Willfully damage, destroy or cause injury to any cultivated crop, orchard, fence, sign or implement belonging to another without his permission.

(19) Play ball or any other game on a public street.

Section 2. All other parts or provisions of Chapter 357 of the Code of the Borough of Hawthorne or any other ordinance or regulation not specifically amended by this Ordinance shall remain in full force and effect.

Section 3. This Ordinance shall take effect twenty (20) days after final adoption and publication as provided by law.

John N. Bertollo, Council President

Attest:

Lori DiBella, RMC  
Borough Clerk

**NOTICE OF PENDING ORDINANCE**

The Ordinance published herewith was introduced and passed upon first reading at a meeting of the Municipal Council of the Borough of Hawthorne, in the County of Passaic, New Jersey, held on May 17, 2017. It will be further considered for final passage after public hearing thereon, at a meeting of said Municipal Council to be held in the Municipal Building, 445 Lafayette Avenue, in said Borough on June 7, 2017 at 7:00 p.m., at which time and place all interested members of the public who desire will be given an opportunity to be heard in connection with said Ordinance, and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be posted on the Borough website, [www.hawthornenj.org](http://www.hawthornenj.org), and made available at the Clerk's Office in said Municipal Building to the members of the general public who shall request the same.

Lori DiBella, RMC, Borough Clerk

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF AN ORDINANCE ADOPTED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF HAWTHORNE AT A REGULAR MEETING ON JUNE 7, 2017.**

**ATTEST:**

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Lori DiBella, RMC, Borough Clerk

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John N. Bertollo, Council President

**APPROVED:** \_\_\_\_\_  
Richard S. Goldberg, Mayor