

**AMENDED**

**TITLE: AN ORDINANCE OF TO AMEND AND SUPPLEMENT THE CODE OF THE CITY OF ORANGE TOWNSHIP TO CREATE CHAPTER 72 ENTITLED "COMMERICAL HOURS OF OPERATION – MAIN STREET".  
(Sponsored by Council Member Tency A. Eason).**

**WHEREAS**, Main Street is a vital commercial corridor within the City of Orange Township and there currently are no regulations in place to regulate the commercial hours of operation for retail establishments; and

**WHEREAS**, the presence of patrons on the sidewalks and parking spaces near commercial establishments on main commercial corridors such as Main Street can contribute to crime, littering and obstruction of execution of vital government services such as street cleaning; and

**WHEREAS**, the City Council of the City of Orange Township seeks to ensure the health, safety and commercial viability of Main Street by regulating the commercial hours of operation for retail establishments.

**NOW THEREFORE, BE IT ORDAINED** by the Municipal Governing Body of the City of Orange Township that the municipal code be amended and supplemented as follows:

**SECTION 1.**

**CHAPTER 72 COMMERCIAL HOURS OF OPERATION – MAIN STREET**

**§ 72-1. Purpose.**

The purposes of this chapter regulating the commercial hours of operation of businesses engaged in retail sales and convenience goods outlets, as defined as below, on Main Street are as follows:

1. To prohibit the noise and disturbance associated with individuals congregating near businesses engaged in retail sales and convenience goods outlets on Main Street;
2. To prohibit overnight accumulation of litter, which said crowds generate;
3. To discourage criminal activities, especially drug-related criminal activities and violent crime, in the said crowds; and
4. To prevent the presence of individuals and their vehicles which obstruct the City of Orange Township from providing government services such as street cleaning.

**§ 72-2. Definitions.**

For the purpose of this chapter, the following terms shall have the respective meanings assigned to them below:

Strikeouts are deletions. Underlines are added material.

**RETAIL SALES** – Establishments engaged in the selling or rental of goods or merchandise and in rendering services incidental to the sale of such goods.

**§ 72-3. Hours of Operation.**

- A. **Retail Sales.** Except as otherwise regulated by the City of Orange Township municipal code or other state or federal laws, businesses engaged in retail sales located on Main Street may operate only from 10:00 a.m. to 9:00 p.m. This prohibition shall not apply to Retail Food Establishments as defined in § 179-2 of the municipal code of the City of Orange Township and regulated by Chapter 98 of the municipal code of the City of Orange Township.

**SECTION 2. Inconsistencies**

All other ordinances and parts of ordinances in conflict or inconsistent with this ordinance are hereby repealed but only to the extent of such conflict or inconsistency.

**SECTION 3. Headings**

All headings within this ordinance are for convenience only and are not deemed to be part of this ordinance.

**SECTION 4. Effective Date**

This ordinance shall take effect after final passage and upon expiration of twenty (20) days following publication unless otherwise provided by resolution of this City Council.

**PURPOSE**

To regulate the commercial hours of operation of businesses engaged in retail sales on Main Street.

**FISCAL IMPACT**

None.

**Adopted:**

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Joyce L Lanier  
City Clerk

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Tency A. Eason  
Council President

