

DATE _____

NUMBER 43-2023

TITLE: AN ORDINANCE TO AMEND AND SUPPLEMENT THE CODE OF THE CITY OF ORANGE TOWNSHIP, TO CREATE CHAPTER 201, ENTITLED "VOLLEYBALL COURTS". (Sponsored by Council Member Tency A. Eason).

WHEREAS, the City of Orange Township is consistently assessing safety and quality of life matters for citizens and residents and looking for ways to improve same; and

WHEREAS, it has been observed that volleyball courts have been established in yards of residents for commercial purposes; and

WHEREAS, a determination has been made that there is a need to update the municipal code to regulate volleyball courts.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Orange Township that the municipal code be amended and supplemented to create Chapter 201 as follows:

SECTION 1.

CHAPTER 201 VOLLEYBALL COURTS

§ 201-1. Definitions.

- A. VOLLEYBALL COURT – a volleyball court on the property of a private residence.
- B. RECREATION CENTER – An establishment, place or location whose primary use is to provide recreational activities and facilities for individuals or groups by providing courts, diamonds, fields or enclosed facilities for the public's enjoyment.

§ 201-2. Prohibition Against Volleyball Courts.

No volleyball courts shall be used for commercial purposes including solicitation of fees from members of the public to watch games. This prohibition shall not apply to properly zoned and inspected recreation centers.

§ 201-3. Violations and penalties.

Any person that violates §201-2 shall, upon conviction thereof, be subject to a fine of \$2,500.00 for a first offense. If a second violation occurs, the person shall be subject to a fine of \$5,000.00. If a third violation occurs, the person shall be subject to a fine of \$10,000.00.

Strikeouts are deletions. Underlines are added material.

 A. M. Blah



ORDINANCE NO. 43-2023

REGULAR MEETING – August 2, 2023

MOTION TO ADOPT: Coley

SECOND: Ross

YEAS: Coley, Hilbert, Montague, III, Ross & Council President Eason

NAYS: Summers-Johnson & Wooten

ABSTENTIONS: None

ABSENCES: None

PUBLIC HEARING– SECOND READING: September 5, 2023

SECTION 2. Severability of Ordinance Provisions

Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity of constitutionality of any other sections or parts thereof.

SECTION 3. Conflict of Other Ordinance Provisions

That all ordinances and parts of ordinances and conflicts that are inconsistent with this ordinance are hereby repealed but only to the extent of such conflict or inconsistency.

SECTION 4. Effective Date of Ordinance Provisions

That this ordinance shall take effect upon final passage upon expiration of twenty (20) days following publication unless otherwise provided

PURPOSE

To regulate residential volleyball courts.

FISCAL IMPACT

Minimal.

Adopted:

Joyce L. Lanier
City Clerk

Tency A. Eason
Council President

