10-15 PERMIT FOR VEHICLE TO OPERATE ON BEACH.

10-15.1 Vehicles and Horses Prohibited on Beaches; Exceptions.

Except as otherwise provided in this chapter, it shall be unlawful to drive a motorcycle, bicycle, motor **vehicle** or any motor-operated or horse-driven **vehicle** of any kind or to ride or have a horse, upon the **beach** or under the boardwalk or approaches thereof. (2000 Code § 10:15; Ord. No. 602-2008)

10-15.2 Application for Permit.

Any person desiring to operate a permitted **vehicle** on the **beach** shall make application to the Licensing Department to do so. The applicant shall furnish to the Licensing Department his/her name, address, driver's license number, make, model and year of the **vehicle**, license plate number, state **vehicle** is registered in and the reason for the operation of the **vehicle** on the **beach** for which the **permit** is being sought. (2000 Code § 10:15-1; Ord. No. 602-2008)

10-15.3 Permitted Vehicles; Equipment Required; Inspection of Vehicles.

a. Permits shall only be issued for four (4) wheel or all wheel drive vehicles which have passed inspection by the Motor **Vehicle** Commission of the State of New Jersey for the current year or by the equivalent department or agency of the state in which the **vehicle** is licensed.

b. Each **vehicle** to which a **permit** is to be issued shall be in good working order and carry equipment consisting of a tow rope, jack with a board upon which it may be placed while in use, inflated spare tire, shovel, fire extinguisher with the necessary material and supplies, supplied first aid kit and a flashlight.

c. The applicant shall sign a completed application and by sighing the application agrees to have the aforementioned required equipment maintained in their **vehicle** while it is being operated on the Avalon **Beach**. The applicant also agrees to allow spot inspections of their **vehicle** for his equipment by the Avalon Police Department while it is being operated on the **beach** in Avalon. Failure to maintain the equipment while in operation on the **beach** in Avalon may result in a fine.
(2000 Code § 10:15-2; Ord. No. 602-2009)

10-15.4 Fee for Beach Vehicle Permit.

The fee for a **Beach Vehicle Permit** shall be forty ($40.00) dollars. (2000 Code § 10:15-3; Ord. No. 602-2009)

10-15.5 Expiration Date; Renewal.

Permits shall be issued for the period from September 15 until March 31 of the following year or any portion thereof. All such permits shall expire at midnight, prevailing time, on March 31st following the date of issuance. Application for renewal shall be made in the same manner as an original application. (2000 Code § 10:15-4; Ord. No. 602-2009)

10-15.6   Exceptions.

The provisions of this section shall not apply to Borough employees who may be required to enter upon the beaches in the performance of their municipal duties or functions or to any governmental agency, its employees, agents, contractors and subcontractors who may be engaged in**beach** restorations or protection work. (2000 Code § 10:15-5)

10-15.7   Display of Decal.

Upon issuance of a **permit**, the permittee shall receive a descriptive decal which shall be affixed to any corner of the rear window of the**vehicle**. The **permit** shall be carried on the **vehicle** at all times and made available for inspection to any member of the Police Department when the **vehicle** is on the **beach** or about to enter thereon. (2000 Code § 10:15-5.1; Ord. No. 602-2009)

10-15.8   Revocation of Permit.

The Borough reserves the right to revoke any **beach** privileges granted under this section for any violations of its provisions, or of other rules and regulations and to retake and impound any **permit** which has been improperly used or obtained. Such revocation shall not preclude the imposition of any other penalties provided for such violation or entitle the holder of the **permit** to a refund of all or any part of the **permit** fee. (Ord. No. 602-2009 § 10:15-5.2)

10-15.9   Rules and Regulations.

Permittees shall comply with all the rules, regulations and requirements herein set forth and as shall subsequently be amended or adopted.

a.   No vehicles with sleeping or eating accommodations shall be issued a **permit** or operated on the **beach** at any time.

b.   No vehicles shall be operated on the **beach** in Avalon at a speed in excess of fifteen (15) miles per hour.

c.   Vehicles for which permits have been issued shall be permitted on the **beach** during the period from September 15 to March 31 and be operated thereon only by the person to whom the **permit** was issued.

d.   In all cases where the **permit** is issued, the location or locations for entry to and exit from the beaches shall be designated by the Borough Council. The permitted locations for entry to and exit from the **beach** by **beach** vehicles are 9th Street (if this path is available), 20th Street, 32nd Street, 38th Street, 60th Street, and 79th Street.

e.   Private vehicles are not allowed on the **beach** between midnight and 6:00 a.m.

f.   No **permit** issued hereunder shall be construed to authorize the right to operate a **vehicle** over private property without the permission of the owner of the property.
(Ord. No. 602-2009 § 10:15-5.3)

10-15.10   Adoption of Additional Rules and Regulations.

The Borough Council is authorized and empowered to adopt such other rules, regulations and requirements as it may deem necessary for the proper control, operation and removal of vehicles on the **beach**, including a requirement that such vehicles shall contain equipment for the purpose as shall be specified in the regulations, also, the power and authority to change the fee or charge for the **permit**, the hours when authorized vehicles shall be permitted on the **beach**, the issuance of special permits and the place or places of entry to and exit from the **beach**. (Ord. No. 602-2009 § 10:15-5.4)

10-15.11   Penalties.

Any person violating any provisions of this section shall be subject to the penalties established in Chapter 1, Section 1-5. (Ord. No. 602-2009 § 10:15-5.5; New)