

Ordinance #:	08-2785
Introduction Date:	1/15/08
Hearing Date:	2/12/08
Passage Date:	2/12/08

AN ORDINANCE AMENDING THE CODE, CHAPTER XII, PARKS, PUBLIC AREAS, RECREATIONAL FACILITIES, SECTION 12-3, SUMMIT COMMUNITY POOL.
(Definition, fees, pool use and rules)

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SUMMIT, NEW JERSEY as follows:

Section 1. That **SECTION 12-3, SUMMIT COMMUNITY POOL** of the Code be amended and supplemented as follows:

SECTION 12-3, SUMMIT ~~COMMUNITY POOL~~ FAMILY AQUATIC CENTER

12-3.1 Statutory Authority.

The following rules and regulations are hereby established pursuant to N.J.S.A. 40:61-22.24 for the supervision, regulation and control of activities and for the protection of property at the Summit ~~Community Pool~~ Family Aquatic Center.

12-3.2 Definitions.

As used in this section:

Adult shall mean a person who is eighteen (18) years of age or older.

~~*Family* includes one or two (2) adults living at the Summit address and their unmarried children, also living at the same address, who have not reached their 23rd birthday by opening day of the pool season. An adult son/daughter between the ages of twenty three (23) to twenty five (25) living at the same household as a family membership can purchase an Associate membership in conjunction with a family membership.~~

Pool area shall mean the entire tract of land belonging to the City of Summit on which the ~~Community Pool~~ Family Aquatic Center is located.

Pool deck shall mean the concrete deck immediately surrounding the main pool and the leisure pool.

Resident shall mean a person who dwells permanently or continually within the confines of the City of Summit, New Jersey.

Taxpayer shall mean a person (but not a corporation) who pays taxes to the City of Summit on real property located within the City of Summit.

12-3.3 Membership Categories.

Membership is limited to residents and taxpayers of Summit and to a maximum of six thousand (6,000) persons not including temporary members as described later in this section. Membership is not transferable. Applicants in excess of membership capacity will be placed on a waiting list and their applications numbered in sequence of receipt. As vacancies occur, applicants will be accepted for membership in the sequence in which their applications were received.

~~*Family* – A family membership is available to a family as defined in subsection 12-3.2.~~

Family - A family membership is available to one or two (2) adults and their unmarried children, also living at the same address, who are 22 years of age and under.

Subsidized Family – A subsidized family membership is available to any family who has qualified for the free/reduced lunch program of the Summit public schools and meets the pool's family membership requirements.

Family Half Season – A half season membership is available to Families those interested in becoming members after August 1. They may join for the balance of the season at one-half of the family applicable membership rate.

Individual – An individual membership is available to ~~any resident or taxpayer, as defined in subsection 12-3.2~~ those who is are twelve (12) years of age or older by opening day of the pool season.

Single Parent/Child – A single parent/child membership is available to any divorced, widowed or single parent/guardian with one (1) child ages two (2) to twenty-two (22). Additional related children also living at the same address may be added at the Associate fee.

Couple – A couple membership is available to two people living together at the same address with no child over the age of two (2).

Senior Citizen – A senior citizen membership is available to a resident those who are sixty-two (62) years of age or older.

Associate – An associate membership is available to a person who is at least twelve (12) years of age or older by opening day of the pool season and who lives in the same household as a family, individual or senior citizen member i.e., caregiver and summer houseguests. This membership must be purchased in conjunction with a family, individual, couple, parent/child or senior membership. live-in caregiver as an add on to any valid membership category.

12-3.4 Membership Fees

a. *Fees.*

Family – ~~\$327.10 plus \$22.90 sales tax totaling \$350.00~~ per season.

Family Half Season – ~~\$163.55 plus \$11.45 sales tax totaling \$175.00~~ per season. Fifty percent (50%) off each membership per category beginning August 1.

Subsidized Family – ~~\$227.10 plus \$15.90 sales tax totaling \$243.00~~ \$250.00 per season.

Individual – ~~\$140.19 plus \$9.81 sales tax totaling \$150.00~~ \$100.00 per season.

Senior Citizen – ~~\$50.00 \$46.73 plus \$3.27 sales tax totaling \$50.00~~ per season.

Single Parent/Child – ~~\$186.92 plus \$13.08 sales tax totaling \$200.00~~ per season.

Couple – ~~\$186.92 plus \$13.08 sales tax totaling \$200.00~~ per season.

Associate – ~~\$79.44 plus \$5.56 sales tax totaling \$85.00~~ \$100.00 per season.

b. ~~A family or an individual who has paid his membership fee for the season and then notifies the Board of Recreation on or before June 30 of that season, of a pending move from the City of Summit may have one half (1/2) of the fee refunded and the membership terminated as of June 30. No fees are refundable for any reason after June 30. Refunds will be honored in full prior to the opening of the pool season. Pro-rated refund will be issued after opening day.~~

12-3.5 Use of Pool Family Aquatic Center.

All members, upon presenting their bar coded photo ID card shall be entitled to use the pool and its facilities.

When the membership of the pool is not at a capacity, guests of members shall be entitled to guest privileges under the following conditions:

a. ~~All a~~ Adult guests ~~must~~ pay a one (1) day fee of ~~seven (\$7.00)~~ eight (\$8.00) dollars weekdays and ~~nine (\$9.00)~~ nine (\$9.00) dollars weekends and holidays. Children ~~two (2) to seventeen (17)~~ two (2) to seventeen (17) and ~~seniors sixty-two plus (62+)~~ seniors sixty-two plus (62+) ~~must~~ pay ~~five (\$5.00)~~ six (\$6.00) dollars weekdays and ~~six (\$6.00)~~ seven (\$7.00) dollars weekends and holidays. Children two (2) years of age and under are free. † These fees include re-entry into the pool Family Aquatic Center.

b. All guests must be accompanied by a member, and sign in at the pool gate. ~~against whose membership each guest's visit is charged,~~ a A member is allowed four (4) guests per day, ~~per season~~. The member must remain with guests at all times.

When the ~~membership of the pool Center~~ has reached capacity (as defined in subsection 12-3.3), the ~~Board of Recreation Commission~~ Department of Community Programs is authorized to limit guest privileges as ~~may be~~ necessary for the safe and proper operation of the ~~pool~~ Family Aquatic Center.

Active-duty servicemen, Reservists and Guardsmen on leave, pass or furlough and their immediate family, who are permanent residents or taxpayers in the City of Summit, shall be entitled to use the ~~pool~~ Family Aquatic Center and its facilities for free. ~~Spouse and children of such servicemen also shall be entitled to the same use for free.~~

12-3.6 General Hours of Operation.

Mondays – Fridays: 12:00 noon to 8:00 p.m. ~~—general swimming—~~ After August 15 – 12:00 noon to 7:30 p.m.

~~Mondays – Fridays: As scheduled starting at the end of June – Lap swimmers.~~

~~Tuesdays & Thursday: As scheduled – Parent/child early swim at leisure pool.~~

~~Tuesdays – Fridays: As scheduled – swim lessons.~~

Saturdays, ~~and~~ Sundays and Holidays: 11:00 a.m. to 8:00 p.m. ~~—general swimming—~~
Holidays: 11:00 a.m. to 8:00 p.m. – general swimming. After August 15 – 11:00 a.m. to 7:30 p.m.

12-3.7 Identification.

All members will be issued photo identification cards which must be shown for admission to and be exhibited at all times within the fenced-in portion of the ~~pool area~~ center.

Photo ~~identification~~ ID cards are non-transferable. Anyone transferring a card or receiving a transferred card may have pool privileges revoked for the remainder of the season without refund.

Lost cards must be reported immediately to the pool management and will be replaced upon payment of a ten (\$10.00) dollar fee at the ~~Recreation~~ Department of Community Programs Office.

12-3.8 General Rules.

No persons will be allowed in the water when a lifeguard is not present.

No swimming will be permitted in the diving area of the main pool except as permitted by the pool manager. Diving will be permitted only in the designated diving areas.

~~During general swimming hours (subsection 12-3.6) children ten (10) years of age and under will not be permitted within the fenced in portion of the pool area unless accompanied by a responsible adult, who must remain with the children.~~

A ~~seventeen (17)~~ sixteen (16) year old member may bring a guest who is under 18.

A member must be twelve (12) years of age or older to enter the ~~pool~~ Family Aquatic Center without an adult.

Children ~~five (5) years of age and under~~ using the leisure pool must be attended by an adult.

All persons, including babies, must wear approved swim suits in both the main and leisure pools. Babies also must wear rubber pants or swim diapers in the leisure pool.

All persons having a communicable disease; open blisters or cuts; sore or inflamed eyes; ear, nose or mouth infections; excessive sunburn, or any type of skin disease, will be excluded from the pool area. No bandages will be allowed in the water.

Dressing and undressing shall be done only in the locker rooms.

Dress in the ~~pool area~~ Family Aquatic Center shall be consistent with standards of good taste and any pertinent ordinances.

Section 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed. This Ordinance shall be effective upon final passage and publication according to law.

(Last additions in text indicated by underline; deletions by ~~strikeouts~~)

Dated: February 12, 2008

I, David L. Hughes, City Clerk of the City of Summit, do hereby certify that the foregoing ordinance was duly passed by the Common Council of said City at a regular meeting held on Tuesday evening, February 12, 2008.

Approved:

Mayor

City Clerk