

"AN ORDINANCE TO REGULATE AND CONTROL THE HOLDING,  
CONDUCTING OR SPONSORING OF CARNIVALS, BAZAARS,  
TRAVELING SHOWS AND PUBLIC EXHIBITIONS."

BE IT ORDAINED by the Township Committee of the Township of Winfield:

SECTION 1. No person, firm or corporation shall participate in, hold, conduct or sponsor any carnival, bazaar, traveling show or public exhibition without first obtaining a permit for such purpose and which permit shall be secured as hereinafter provided.

SECTION 2. Any person, firm or corporation desiring to conduct, hold or sponsor a carnival, bazaar, traveling show or public exhibition within the corporate limits of the Township of Winfield shall make application therefore, prior to holding, conducting or sponsoring the same, to the Township Committee of the Township of Winfield in writing. Said application shall be made not less than one month prior to the date on which it is proposed to hold or conduct the same. Such application shall state the date and location, when and where the same is to be conducted or held, the names and addresses of all persons connected therewith, either as owner, sponsor or occupying any position of responsibility or authority and state the purpose thereof and give particulars as to the type and kind of show, performance or device to be used and the Township Committee of the Township of Winfield may request in writing from the applicant any other information which it may believe to be necessary for the protection of the health, safety and welfare of the residents of the Township of Winfield.

SECTION 3. At the time of the filing of the application it shall be accompanied by a license fee of Fifty (\$50.00) Dollars for each performance of such carnival, bazaar, traveling show or other public exhibition and upon the permit being issued with the approval of the Township Committee said fee shall become the property of the Township and it shall be turned over to the Treasurer for deposit with the funds of the Township.

SECTION 4. Upon receipt of such application it shall be properly investigated by the Chief of the Police and the Fire Departments of the Township and their recommendations made to the Township Committee within ten days of the receipt thereof relating to all reasonable rules and regulations from a fire and police standpoint that may be necessary for the protection of the health, safety and welfare of the residents of the Township of Winfield and any recommendations, regulations or conditions



-2-

made by the Township Committee in the issuance of such permit shall first be complied with by the person, firm or corporation receiving the permit before any such carnival, bazaar, traveling show or public exhibition shall be conducted, held or sponsored.

SECTION 5. Upon the issuance of such permit the person, firm or corporation owning, holding, sponsoring or conducting such carnival, bazaar, traveling show or public exhibition shall deliver to the Township Committee of the Township of Winfield a surety bond of a surety company duly organized under the laws of the State of New Jersey, or authorized to issue a surety bond in the State of New Jersey, in not less than the sum of \$5,000 and \$10,000 dollars to indemnify any person who may attend such carnival, bazaar, traveling show or public exhibition for personal injury or property damage occurring to him or her of any nature or kind and said person, firm or corporation shall also execute a power of attorney designating the Mayor and the Township Clerk or either one of them or their successors in office, as his, her or their agent for the acceptance of service of process in any civil suit or other proceedings brought by any resident of the Township of Winfield or such person as may have been injured at or upon the premises where such carnival, bazaar, traveling show or public exhibition was conducted and service upon the Mayor or <sup>Township</sup> City Clerk thereof as required by the laws of the State of New Jersey shall be deemed to be service upon the applicant concerned and any person holding, conducting or sponsoring the same.

SECTION 6. The Township Committee of the Township of Winfield shall have the right of fixing all reasonable rules and regulations concerning the conducting of such carnival, bazaar, traveling show or public exhibition so that the health, safety and welfare of the residents of the Township of Winfield and the public in general shall at all times be properly protected and maintained, and shall have the right of refusing to issue such permit if in its judgment such carnival, bazaar, traveling show or other public exhibition is dangerous to the health, safety or welfare of the residents of the Township of Winfield.

SECTION 7. The person, firm or corporation owning, holding or sponsoring such carnival, bazaar, traveling show or other public exhibition shall have full responsibility for compliance with all laws of the State of New Jersey prohibiting gambling and shall not permit any obscene or immoral act or thing to be done during any performance thereof. Upon

-3-

the violation of any law of the State of New Jersey or of the reasonable rules or regulations fixed by the Township Committee or of any section of this ordinance said permit may be terminated and rescinded. However, this shall not relieve the person, firm or corporation concerned from prosecution for a violation or violations of this ordinance.

SECTION 8. The Township Committee may in its discretion waive the payment of the fee only in cases where any such public gathering is being held for religious, charitable or educational purposes.

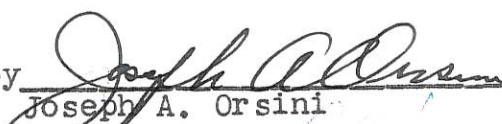
SECTION 9. Only one permit for the conducting of one carnival shall be issued in any calendar year.


SECTION 10. Any person, firm or corporation violating this ordinance or any provision thereof shall upon conviction pay a fine of not more than Two Hundred (\$200.00) Dollars, or be imprisoned in the County Jail for not more than ninety days or both such fine and imprisonment, within the discretion of the magistrate having jurisdiction of the complaint.

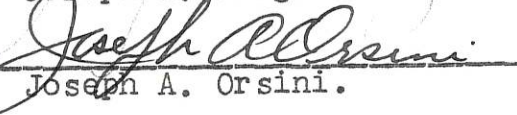
SECTION 11. This ordinance shall take effect immediately upon publication and final adoption according to law.

SECTION 12. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

  
Russell A. Young  
Chairman, Township Committee.

Introduced by   
Joseph A. Orsini

Motioned by   
Joseph L. Wright

Seconded by   
Joseph A. Orsini.

DATED: September 11, 1952

#### NOTICE

The foregoing ordinance was introduced and approved on first reading at a regular meeting of the Township Committee, Township of Winfield, Union County, New Jersey, on Thursday, September 11, 1952,

at Municipal Offices, 12 Gulfstream Avenue, and was adopted on final reading at a regular meeting held Tuesday, October 14, 1952.

David Rees  
David Rees - Township Clerk.