

**RULES AND REGULATIONS GOVERNING THE ISSUANCE AND DENIAL OF  
SPECIAL USE PERMITS FOR GROUPS AND ORGANIZED EVENTS AT THE  
BRICK RESERVOIR.**

**BE IT RESOLVED** by the Brick Township Municipal Utilities Authority (MUA) Board of Commissioners that the following supplemental regulations are adopted for issuance or denial of special use permits for groups and organized events at the Brick Reservoir. These supplemental regulations are in addition to rules and regulations governing the use of the Brick Reservoir as adopted by the Board of Commissioners on March 7, 2005.

**GENERAL APPLICABILITY**

1. The Brick Township MUA will allow the use of the Reservoir for groups and organized events in accordance with regulations adopted by the Board of Commissioners, provided that a Special Use Permit has been approved by the Board of Commissioners.
2. Special Use Permits are required for:
  - a. Any organized event. The term “organized event” includes, but not limited to, weddings, sporting events, student activities, community service, religious ceremonies, exhibitions, etc. which are engaged in by one or more persons, the conduct of which has the effect, intent, or propensity to draw a crowd or onlookers; or
  - b. Groups of 15 or more people.
3. Permits will not be issued from Memorial Day to Labor Day.
4. Use of the Brick Reservoir is limited to not for profit activities only. Attendance fees may not be charged for any event.

**PERMIT APPLICATIONS**

1. Permit applications may be obtained from the Brick MUA Website <http://www.brickmua.com/> or may be picked up at the Brick MUA office at 1551 Highway 88 West, Brick, NJ 08724.
  - a. Applicants shall submit completed permit applications at least sixty (60) calendar days in advance of proposed date of use.
  - b. A permit application shall set forth the name of the applicant; the date, time, duration, nature and place of the proposed event; an estimate of the number of persons expected to attend; a statement of equipment and facilities to be used, and any other information required by the permit application form.
  - c. Permit applications are processed in order of receipt of fully completed applications.
  - d. Permit applications are deemed to be denied unless a permit is issued by the Brick Township MUA. However, where a permit has been granted, or is deemed to have been granted pursuant to this subsection, Brick Township MUA may revoke that permit for

misrepresentations, errors, or omissions to the permit application or pursuant to applicable regulations.

## **PERMIT APPROVAL GUIDELINES**

1. In determining whether to approve a Special Use Permit, the Brick Township MUA shall consider and base the determination upon the following criteria:
  - a. Whether the objectives and purposes of the proposed special use relate to and are within the recreational and community purpose of the Reservoir and the responsibilities of the Brick Township MUA.
  - b. Whether the Reservoir is reasonably suited relative to the accessibility, size, and nature of the proposed special use.
  - c. Whether the proposed special use can be permitted within a reasonable budgetary allocation of the Brick Township MUA's funds.
  - d. Whether the activities contemplated for the proposed special use are in conformity with all applicable laws and regulations.
2. A permit shall be denied if such activities would:
  - a. Cause injury or damage to Reservoir property; or
  - b. Unreasonably interfere with the use of the Reservoir by the general public; or
  - c. Present a clear and present danger to the public health and safety; or
  - d. Result in significant conflict with other existing uses.
3. Permits will not be approved for applicants who have had prior permits revoked or who have previously been issued a permit which resulted in detrimental impacts to the Reservoir, the environment, or the health and public safety of the public or Brick Township MUA's employees.

## **PERMIT CONDITIONS**

1. A \$250 security deposit will be provided to the Brick Township MUA. The deposit will be refunded following the event less any costs incurred due to damage, clean-up of the area used, and other non-anticipated costs resulting from the special event. .
2. Proof of liability insurance must be provided in the amount of \$1,000,000.00 bodily injury and \$1,000,000.00 property damage. An additional endorsement in the liability section must name the Brick MUA as additional Insured. Proof of satisfactory insurance shall be provided to the Authority at least ten (10) days in advance of the event.
3. The permit may contain such conditions as are reasonably consistent with protection and use of the park area for the purposes for which it is established. It may also contain reasonable limitations on the equipment used and the time and area within which the event is allowed.

4. Permit issuance shall be conditioned upon applicant's payment of all expenses in connection with the special use, including, by way of example, but not limited to first aid, sanitation, traffic, security, and utilities.
5. If arrangements for police and/or medical assistance are required for the event it is the obligation of the applicant to make those arrangements and pay the costs for those services.
6. If restroom facilities are required for the event it is the obligation of the applicant to make those arrangements and pay the costs for those services.
7. When children will be present during an event there shall be at least one (1) adult present for every ten (10) children under the age of fifteen (15) in order to provide adequate supervision.
8. The special event can only occur during normal operating hours of the reservoir (refer to the Brick MUA Website <http://www.brickmua.com/> for operating hours).
9. At the discretion of the Brick MUA, special events may be cancelled due to weather conditions and/or change in operating hours. If this occurs the permit will be revoked and a new permit will need to be obtained to reschedule the event.
10. The discharging and picking up of passengers must only occur at the Trinity Bible Church Parking Lot. The Reservoir Parking lots may not be utilized. Additionally, the Church Parking Lot must also be used for parking of buses or any vehicles greater than 20 feet.
11. The permit applicant is responsible for ensuring that all participating individuals are complying with the Reservoir's General Rules and Regulations Governing the Brick Reservoir as adopted by the Board of Commissioners. Specifically, all visitors must abide by the following requirements for their own personnel safety, as well as the environmental safety and security of the Reservoir.
  - a. NO littering.
  - b. NO entrance to restricted areas at the Reservoir as posted.
  - c. NO swimming.
  - d. NO boating of any kind, including tubing, rafting, kayaking, etc.
  - e. NO live bait fishing.
  - f. NO events where attendees are required and/or encouraged to bring pets or other animals are permitted in any area of the Reservoir for any reason (i.e. charity dog walk).
  - g. NO cleaning of fish on Reservoir property.
  - h. NO fires of any kind.
  - i. NO grilling or barbecuing.
  - j. NO fireworks of any kind, including sparklers.
  - k. NO camping.
  - l. NO urination or defecation in any area, other than designated restrooms.
  - m. NO hand sleds, bobs, tubes, carts, skateboards, bicycles, roller blades or other vehicles on wheels or runners, including flying objects (i.e. drones).
  - n. NO motorbikes, go carts, ATVs, motorized scooters or other motor vehicles.

- o. NO radio controlled devices such as boats, airplanes, drones and cars.
- p. NO alcoholic beverages, drugs or narcotics shall be consumed or distributed on Reservoir property. Any person suspected to be under the influence of alcoholic beverages, drugs, or narcotics will be reported to the Brick Township Police Department.
- q. NO glass bottles or glass containers of any kind.
- r. NO loudspeakers, public address systems, or amplifiers of any kind. Personal audio equipment, musical instruments, or any other sound producing mechanism should be kept at a level that cannot be heard more than 100 feet from the source.
- s. NO ball playing.
- t. NO firearms or deadly weapons, including bows and arrows, air rifles and paintball guns, in any area.
- u. NO dumping of commercial or household refuse, landscape materials, organic or yard waste, or any other substances.
- v. NO encroachment over the Reservoir's guard rail.
- w. NO entry onto the stone berm surrounding the Reservoir.
- x. NO temporary or permanent structures and/or barriers that could potentially inhibit access to walking path and/or the Reservoir.
- y. NO temporary or permanent structures, barriers, boundaries, enclosures, obstacles, obstructions or attachments can be added or installed in any area of the Reservoir for any reason.
- z. NO vehicles, including bicycles, are to be driven past the designated parking lots.
- aa. Individuals are permitted to bring pets to the Reservoir only on an individual basis. All pets must be on a leash not longer than 10 feet in length and are prohibited from entering the water. Owners are responsible for cleaning up after their pets, including immediately removing animal excrement.
- bb. Fishing is permitted in the designated fishing areas only.
- cc. Parking permitted in designated parking lots only.

12. Violation of the terms and conditions of these rules and regulations may result in the revocation of a permit if issued and/or the immediate removal from the premises.

### **CANCELLATION AND RESCHEDULING**

1. Applicants wishing to cancel a permit must notify the Brick MUA at least 7 days prior to the scheduled date.
2. If the applicant wishes to reschedule, a new permit application must be submitted and approved by the Board of Commissioners.



**RESERVOIR SPECIAL USE PERMIT APPLICATION**

*(completed applications must be submitted at least sixty (60) calendar days in advance of proposed date of use)*

Date of Event: \_\_\_\_\_ Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Number of Participants: \_\_\_\_\_ Special Needs: \_\_\_\_\_

Name of Event: \_\_\_\_\_

Description of Event: \_\_\_\_\_

Name of Individual or Organization Holding Event: \_\_\_\_\_

Type of Event: Corporate \_\_\_\_\_ Non-Profit \_\_\_\_\_ Private \_\_\_\_\_ Public \_\_\_\_\_

Contact Name: \_\_\_\_\_ Phone No.: \_\_\_\_\_

Address: \_\_\_\_\_ Fax No.: \_\_\_\_\_

\_\_\_\_\_ E-Mail: \_\_\_\_\_

The undersigned accepts full responsibility for all liability,

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ as the binding act in deed of

Individual or Organization (*print name*): \_\_\_\_\_

Individual or Organization (*signature*): \_\_\_\_\_

Driver's License No.: \_\_\_\_\_

**Hold Harmless Agreement**

*In consideration of the use of the Brick Reservoir for the event described above, the undersigned agrees to indemnify and hold the Brick Township Municipal Utilities Authority (the Authority) and its officers, agents and employees harmless from any and all liability, claims, costs and Attorney's fees arising out of the use of the property referred to above. This hold harmless agreement shall also pertain to any claims of negligence against the Authority. The undersigned further agrees to release any claim that they may now have or have in the future against the Authority arising out of the use of the property referred to above, including claims of negligence against the Authority. The undersigned agrees that the Authority has the right to deny access to the Reservoir for this event should an emergency necessitate closure of the property. In the event of such closure, the undersigned agrees to indemnify the Authority and its officers, agents, and employees from any losses or damages resulting from said closure. The undersigned agrees to abide by the Rules and Regulations of the Authority for Public Access to the Brick Reservoir, attached hereto. The undersigned further agrees to indemnify the Authority and its officers, agents, and employees from any losses or damages resulting from the acts or omissions of any guest, participant, visitor, or other person attending the event herein referred to. The Authority requires the undersigned to furnish a separate Certificate of Insurance naming the Authority as an additional insured. The Certificate of Insurance must evidence the provision of general liability, bodily injury and property coverage with minimum limits of liability not less than \$1,000,000. Proof of satisfactory insurance shall be provided to the Authority at least ten (10) days in advance of the event.*

**For BTMUA Use Only:**

Approval: \_\_\_\_\_ Date: \_\_\_\_\_

Comments: \_\_\_\_\_