

**BOROUGH OF SUSSEX  
COUNTY OF SUSSEX  
ORDINANCE NO. 2026-02**

**AN ORDINANCE TO AMEND SECTION 17-6, ENTITLED  
“REGULATIONS GOVERNING THE USE OF LAKE RUTHERFORD” OF  
THE CODE OF THE BOROUGH OF SUSSEX, SUSSEX COUNTY, NEW  
JERSEY.**

**BE IT ORDAINED** by the Borough Council of the Borough of Sussex in the County of Sussex, as follows:

**SECTION 1.** Subsection 17-6.2, entitled “Use Restrictions” of Section 17-6, entitled “Regulations Governing the Use of Lake Rutherford”, is amended to read as follows:

Section 17-6.2. No Trespassing.

It shall be unlawful for any person to enter or be on the property unless authorized by the Borough Administrator or his/her designee.

**SECTION 2.** Subsection 17-6.3, entitled “Penalties” of Section 17-6, entitled “Regulations Governing the Use of Lake Rutherford”, is amended to read as follows:

Section 17-6.3. Penalties.

A person who violates section 17-6.2 shall be subject to a fine of not less than \$500 nor more than \$2,000 and/or imprisonment for a period not to exceed 90 days; provided, however, that if the offense is committed within one year after an incident leading to a conviction of that person for a violation of Section 17-6.2, that person shall be subject to a fine of not less than \$750 nor more than \$2,000 and/or imprisonment for a period not to exceed 90 days.

**SECTION 3.** If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**SECTION 4.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION 5.** This Ordinance shall take effect immediately upon final passage and publication according to law.

Attest:

\_\_\_\_\_  
Antoinette Smith, Borough Clerk

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Robert Holowach, Mayor

**NOTICE**

NOTICE IS HEREBY GIVEN that the attached Ordinance 2026-02 was introduced at a regular meeting of the Mayor and Council of the Borough of Sussex, Sussex County, New Jersey, held on May 5, 2026 and passed on first reading, and that such Ordinance was further considered for final passage and adoption at the regular meeting of the Mayor and Council held on May 19, 2026 at Borough Hall, 2 Main Street, in the Borough of Sussex at 7:00 p.m. and via the internet and that at such time and place all persons interested were given an opportunity to be heard concerning said Ordinance.

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Antoinette Smith, RMC