Mayor Andes asked Mr. Bogardus to provide a description of a SUP. Mr. Bogardus explained that a SUP is like a
surfboard but wider and shorter in length, which promotes good balance for the user. He said that an individual
Councilwoman Witte asked if the proposed changes to Chapter 22, Parks and Recreation Areas would allow for
the use of canoes and rowboats at Cook's Pond in addition to the kayaks and SUPs. Mr. Bogardus replied that
the changes proposed would be part of a trial at Cook's Pond and would permit the use of kayaks and SUPs only.
He further commented that the use of smaller watercrafts such as kayaks and SUPs has become increasingly
popular for fitness purposes and that rowboats and canoes are too cumbersome to put in and take out of the
water.

Mr. Bogardus shared that recently he received phone calls from three Cook's Pond members who again asked
about the use of kayaks and SUPs. He stated that he again reached out to the Township's Risk Manager and
found that the JIF's stance on this matter has softened. Mr. Bogardus explained that the Risk Manager stated
that they would agree to allow kayaks and SUPs at Cook's Pond, provided that rules and regulations are
established and enforced and that Council approval is received to revise Chapter 22, Parks and Recreation Areas
of the Township's Revised General Ordinances. Mr. Bogardus had provided the Council with proposed rules and
regulations for kayaks and SUPs at Cook's Pond, which are included at the end of these minutes.

Councilwoman Witte asked if the proposed changes to Chapter 22, Parks and Recreation Areas would allow for
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water.

Mayor Andes asked Mr. Bogardus to provide a description of a SUP. Mr. Bogardus explained that a SUP is like a
surfboard but wider and shorter in length, which promotes good balance for the user. He said that an individual
Mr. Ward stated that the JIF may not allow the use of kayaks and SUPs on a Township owned lake without lifeguards or another monitoring system in place. President Golinski asked what would prohibit the Township from allowing residents to use their kayaks and SUPs at other places like Hollstein Pond. Mr. Bogardus explained that there is significantly more control at Cook’s Pond as employees are present between Memorial Day and Labor Day to monitor the use of the kayaks and SUPs. He stated that this would not be the case at a location like Hollstein Pond, which could create safety and liability issues. Mr. Bogardus also noted the accessibility issues at Hollstein Pond, as the access to the pond would either be through the woods or through the Hollstein’s private driveway.

Mr. Bogardus said that Cook’s Pond members would need to walk past a staff member to enter the water and would not be permitted entry with the kayak or SUP unless they were wearing a life jacket. He further explained that the Cook’s Pond lifeguards work on the State’s standard schedule of 30 minutes on and 30 minutes off and would be obligated to supervise the entire facility. He said that if a member using a kayak or a SUP was on the water without a life jacket, a lifeguard would swim over with a rescue board and retrieve the individual. Mr. Ward added that one of the proposed regulations states that everyone must enter the water with their kayak or SUP at the designated launch site.

Councilwoman Lyden asked who would be responsible for enforcing the life jacket requirement at Cook’s Pond. Mr. Bogardus said that Cook’s Pond members would need to walk past a staff member to enter the water and would not be permitted entry with the kayak or SUP unless they were wearing a life jacket. He further explained that the Cook’s Pond lifeguards work on the State’s standard schedule of 30 minutes on and 30 minutes off and would be obligated to supervise the entire facility. He said that if a member using a kayak or a SUP was on the water without a life jacket, a lifeguard would swim over with a rescue board and retrieve the individual. Mr. Ward added that one of the proposed regulations states that everyone must enter the water with their kayak or SUP at the designated launch site.

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Councilman Murphy referred to the item on the proposed rules and regulations that states sailing from kayaks and SUPs is prohibited. He explained that the technical definition of “sailing” would include any type of boat moving along the water and suggested that language such as “no sails shall be attached” be used instead. Mr. Bogardus agreed and stated that he would also specify that no kites and/or parachutes can be used.

Councilman Fitzpatrick asked if the members are permitted to use their kayaks and SUPs anywhere on the pond. Mr. Bogardus responded that a launch area to the right of the swimming area would be established and markers would be placed along the shoreline to indicate where members may go. Mr. Fitzpatrick then asked if there will be a limitation on the number of members permitted on the water at one time. Mr. Bogardus responded that he consulted with his Lake Manager and they have decided to monitor the number of members who use kayaks and SUPs to determine what the parameters should be and whether the enforcement of a limitation would be necessary.

Councilman Gabel asked how many paddle boats are owned by Cook’s Pond, to which Mr. Bogardus responded that there are two. Mr. Gabel asked Mr. Bogardus if he foresees the Township purchasing kayaks and SUPs that members will be able to rent at Cook’s Pond. Mr. Bogardus said he wants to see how many members use kayaks and SUPs before making any expensive equipment purchases.

President Golinski confirmed that the rules and regulations may be changed at the discretion of the Recreation Department in the future and would not require a change to the ordinance. Mr. Bogardus clarified that the JIF is requiring the Council to approve the use of kayaks and SUPs by ordinance. Once that is done, the Recreation Department would begin to allow kayaks and SUPs to be used. President Golinski questioned the proposed rule regarding roof rack launching and trailering, to which Mr. Bogardus explained that the language was included in order to prevent the use of trailers at Cook’s Pond for safety reasons.

President Golinski confirmed that the rules and regulations may be changed at the discretion of the Recreation Department in the future and would not require a change to the ordinance. Mr. Bogardus clarified that the JIF is requiring the Council to approve the use of kayaks and SUPs by ordinance. Once that is done, the Recreation Department would begin to allow kayaks and SUPs to be used. President Golinski questioned the proposed rule regarding roof rack launching and trailering, to which Mr. Bogardus explained that the language was included in order to prevent the use of trailers at Cook’s Pond for safety reasons.

Councilman Gabel asked if the use of kayaks and SUPs is unavailable to those who buy a weekly or daily pass and Mr. Bogardus confirmed that it would be a seasonal membership privilege only.

President Golinski asked what would prohibit the Township from allowing residents to use their kayaks and SUPs at other places like Hollstein Pond. Mr. Bogardus explained that there is significantly more control at Cook’s Pond as employees are present between Memorial Day and Labor Day to monitor the use of the kayaks and SUPs. He stated that this would not be the case at a location like Hollstein Pond, which could create safety and liability issues. Mr. Bogardus also noted the accessibility issues at Hollstein Pond, as the access to the pond would either be through the woods or through the Hollstein’s private driveway.

Mr. Ward stated that the JIF may not allow the use of kayaks and SUPs on a Township owned lake without lifeguards or another monitoring system in place.
Councilman Kuser stated his belief that if there is no staff at Hollstein Pond, then kayaking, swimming, and other water activities would be at the user’s own risk, thus limiting the Township’s liability, as opposed to Cook’s Pond where someone could potentially be injured or drown while under the staff’s watch, which would render the Township liable.

President Golinski expressed his opinion that even though there are reservations against using kayaks at Hollstein Pond, such as liability and access to the pond, he believes it should be allowed. He then asked the Council if anyone else had any reservations about the use of kayaks at Hollstein Pond. Mr. Murphy also felt that use of Hollstein Pond would be at the user’s own risk, similar to the Rockaway River, to which other Members agreed and it was suggested that the JIF be consulted to see if the use of kayaks at Hollstein Pond would be allowed.

Administrator Ward stated that there are a number of regulations currently associated with Hollstein Pond.

Mayor Andes commented that Denville only owns a portion of the lake. Discussion ensued about the ownership of Hollstein Pond.

President Golinski summarized that there was unanimous consent from the Council regarding the proposed use of kayaks and SUPs at Cook’s Pond.

Mayor Andes commented that because Cook’s Pond members cannot use kayaks and SUPs until August he feels it would be unfair to charge members the entire proposed fee amount. He said they would like to establish a prorated fee for 2017 only.

Administrator Ward reviewed the sections of the General Ordinances, Chapter 22, Parks and Recreation, and Chapter 2A, Fees, which would be changed. He confirmed that he would contact the JIF and Township Attorney John Jansen regarding the use of kayaks on Hollstein Pond and would then advise the Council.

Councilwoman Witte expressed her opinion that because Cook’s Pond requires a membership that there is an expectation of rules and regulations as well as staff, which is not the case at Hollstein Pond.

Administrator Ward confirmed that the rules governing Hollstein Pond which are also found in Chapter 22 of the General Ordinances, are separate and distinct from those regulating Cook’s Pond.

There was a discussion about other Township owned bodies of water, during which Administrator Ward confirmed that the property on Lake Lenore was not purchased for recreational purchases. He then stated that the Township has been advised against purchasing property for Open Space purposes that would allow public access to private lake communities.

President Golinski reminded everyone of the Rockaway River Clean-Up scheduled for Saturday, May 13th. Discussion ensued about the river clean up and the continuous hard work of George Strother and Bob Plumb.

MOTION TO ADJOURN
MOVED BY MEMBER WITTE, SECONDED BY MEMBER KUSER

AYES: UNANIMOUS
ABSENT: NONE

The Meeting adjourned at 8:06 P.M.

Danielle M. Lewis
Deputy Clerk
Cook’s Pond

Kayak’s and SUPs (Stand-Up Paddleboard)

Rules and Regulations:

1) Kayak and SUP use option is only open to Cook’s Pond Seasonal Members.
2) Each Kayak and SUP must be registered and inspected by the Cook’s Pond Staff. All Kayak’s and SUP’s must be clean and free of any algae or seaweed and free of any mechanical or structural defects.
3) Kayak and SUP use will only be permitted during the season when lifeguards are on duty. Permitted hours of use are as follows: 12 noon to 1 hour before closing.
4) Kayaks, 17’ maximum length, no motors of any kind permitted.
5) A two (2)-Kayak limit per each membership.
6) A three (3)-SUP limit per each membership.
7) Every Kayak and SUP must display a Cook’s Pond use permit tag.
8) Guests may only use approved Members Kayak’s and SUP’s.
9) Only roof rack launching is permitted. Trailering is prohibited.
10) Overnight storage of Kayaks and SUP’s is not permitted on Township property.
11) The Township will not be responsible for any missing Kayak’s, SUP’s or other gear.
12) Each person on a Kayak or on a SUP must wear a Coast Guard approved type II or III type life jacket. No exceptions.
13) No one under the age of 18 shall be permitted in a kayak or on a SUP without an adult.
14) Sailing from Kayak’s and SUP’s is prohibited.
15) Fishing from Kayak’s and SUP’s is prohibited.
16) Launching of all Kayak’s and SUP’s will be only be permitted at designated launch site.
17) Kayak’s and SUP’s will only be permitted in the approved buoyed areas.
18) Kayaks and SUP’s must stay at least 20 feet from the shore line at all times, after initial launch.
19) Kayaks and SUP’s must stay at least 10 feet from all other water craft at all times.
20) No Kayak’s or SUP’s will be permitted in swimming areas.
21) No horseplay will be permitted.
22) No swimming from Kayak’s or SUP’s will be permitted.
23) No Kayak or SUP use will be permitted during swim meets.
24) If any of these rules and regulations are broken the Recreation Director and/or the Cook’s Pond Manager reserve the right to suspend a member’s Kayak and/or SUP privileges for the remainder of the season with out a refund. This may also preclude you from future Kayak and/or SUP privileges.
25) No alcoholic beverages of any kind are permitted at Cook’s Pond.

User Fees:

1) A seasonal registration fee of $15.00 per (Denville resident member) Kayak and SUP.
2) A seasonal registration fee of $25.00 per (non-resident member) Kayak and SUP.

Full Season Members ONLY.
Allow for Kayak's and SUPs will require the following ordinance amendments:

§22-6.6(b)(f) –

“No personal boats or watercraft of any type shall be operated on or under the water of the lake except in emergency watercraft and water quality management equipment”

Proposed Change:

“No personal boats or watercraft of any type shall be operated on or under the water of the lake except in emergency watercraft and water quality management equipment with the exception of kayaks and stand-up paddleboards in accordance with the rules and regulations established by the Township's Recreation Department associated therewith.”

§2A-15(c)1:

Delete:
(a) Year 2013
(b) Year 2014

§2A-15(c)2:

Delete:
(c) Year 2013
(d) Year 2014

§2A-15(c)4 (Misc. Fees):
Add:
Kayak and Stand-up Paddleboard
(Full Season Members Only)

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*** (Please note the above ordinance language has not been reviewed or approved by the Township Attorney. It is our intention to obtain feedback from the Township Council prior to forwarding this to the Township Attorney, who may propose other modifications to the language proposed above).