



TOWNSHIP OF WAYNE

Temporary Non-Commercial Signs & Banners Information Sheet

ALL THE INFORMATION BELOW MUST BE COMPLETED AND SIGNED BY THE RESPONSIBLE PERSON AND RETURNED TO THE TOWNSHIP CLERK'S OFFICE PRIOR TO SIGNS BEING ERECTED

LIST ALL INFORMATION THAT WILL BE PRINTED ON THE SIGNS:

DATE OF EVENT: _____

NAME OF PERSON RESPONSIBLE: _____

HOME ADDRESS: _____

CONTACT NUMBER: _____

EMAIL ADDRESS: _____

I HEREBY ACKNOWLEDGE THAT I HAVE READ AND UNDERSTAND THE PROVISIONS IN CHAPTERS 59 & 134, SECTION 134-68.1(I-2) THEREBY AGREEING TO ALL ITS TERMS AND CONDITIONS. FURTHERMORE, I UNDERSTAND THAT I MAY BE HELD LIABLE FOR ANY PENALTIES ASSOCIATED WITH NON-COMPLIANCE AS PRESCRIBED IN CHAPTER 1-15.

(See Reverse Side)

SIGNATURE

DATE

Chapter 59 (Temporary Non-Commercial Signs)

§ 59-1 Restrictions.

Temporary non-commercial signs shall be permitted for displaying messages including but not limited to political messages, advocacy messages, public questions and public statements subject to the requirements of §134-68.1(I.2).

§ 59-2 Designating person responsible for temporary non-commercial signs.

- A. The candidate, organization, group or citizen or their designee must obtain a “Temporary Non-Commercial Sign Information Sheet” from either the Township Clerk’s Office or from the Township website. The candidate, organization, group or citizen or their designee must complete and return the information sheet prior to any sign being erected by or on behalf of a candidate, organization, group or citizen. The person completing the information sheet must sign same acknowledging that they understand the provisions in Chapter 134, Section 134-68.1(I.2) and agree to strictly adhere to provisions contained therein, otherwise be subject to penalties as defined in Ch. 1-15.
- B. If a designee completes the information sheet on behalf of the candidate, organization, group, or citizen, the Township Clerk shall cause a copy of same to be mailed to the candidate, organization, group or citizen.
- C. The designated person listed on the information sheet shall remove or cause to be removed within 24 hours of receipt of notification the sign(s) that has been placed within or affixed upon any right-of-way, public place or public facility in violation of the Code of the Township.
- D. When a sign(s) is located on private property in violation of this Chapter and Chapter 134, Section 134-68.1(I.2) the designated person on the information sheet shall remove or cause the sign(s) to be removed within 24 hours of receipt of notification. In the event there is no information sheet on file or the designated person fails to remove the sign(s), the owner of the property shall then be notified to remove said sign(s) within 24 hours of receipt of notification to remove the signs. Any noncompliance of this provision will be subject to penalties as defined in Ch. 1-15.
- E. In the case of more than one candidate’s name appearing on the same sign, only one candidate or their designee needs to sign the information sheet.

§ 59-3 Violations and penalties.

(See § 1-15, Violations and penalties)

Chapter 134 (Land Development)

§ 134-68. Signs.

§ 134-68.1. General standards.

I. Temporary signs and banners. [Amended 8-17-2011 by Ord. No. 37-2011; 2-15-2012 by Ord. No. 6-2012; 10-17-2012 by Ord. No. 48-2012; 10-17-2012 by Ord. No. 53-2012; Ord. No. 33-2017]

(2) Signs/banners located on residential properties shall be permitted without any permit for displaying messages related to an event, including but not limited to the sale or lease of property, the construction or repair of any building, political messages, advocacy messages, public questions and public statements, subject to the following limitations: *(Note: On commercial property, only political messages, advocacy messages, public questions and public statements are subject to these same limitations. For all other signs/banners on commercial property please see § 134-68.1 I (1))*

- (a) The sign shall be clearly marked with the name of the person or organization responsible for the sign.
- (b) Sign(s) shall not be illuminated, affixed by tacking, pasting or otherwise mounting upon utility poles, light stands or trees.
- (c) Sign(s)/banners shall be no more than a total of 12 square feet in area per residential property.
- (d) Signs may be placed within the front or side yards of private property, provided that no such sign shall be placed within the public right-of-way. Any sign that is placed within the public right-of-way shall be subject to removal by the Township.
- (e) All signs erected under this section must conform to maintenance standards as outlined under Chapter 99.

Chapter 1 (General Provisions)

§ 1-15 VIOLATIONS AND PENALTIES.

- A. UNLESS ANOTHER PENALTY IS SPECIFICALLY PROVIDED ELSEWHERE IN THE CODE OR IN A LAW OF THE STATE OR FEDERAL GOVERNMENT, ANY PERSON WHO VIOLATES ANY PROVISION OF THIS CHAPTER, ANY OTHER CHAPTER OF THIS CODE OR ANY OTHER ORDINANCE OF THE TOWNSHIP SHALL, UPON CONVICTION, BE PUNISHABLE BY A FINE OF NOT MORE THAN \$2,000 OR IMPRISONMENT FOR A TERM NOT TO EXCEED 90 DAYS OR BY A PERIOD OF COMMUNITY SERVICE NOT TO EXCEED 90 DAYS. EACH DAY THAT SUCH VIOLATION CONTINUES SHALL BE DEEMED A SEPARATE OFFENSE.
- B. NOTWITHSTANDING THE FOREGOING PROVISIONS TO THE CONTRARY, A FINE IN AN AMOUNT GREATER THAN \$1,250 FOR VIOLATIONS OF HOUSING OR ZONING CODES MAY NOT BE IMPOSED UNLESS THE OWNER HAS BEEN PROVIDED A THIRTY-DAY PERIOD IN WHICH THE OWNER SHALL BE AFFORDED AN OPPORTUNITY FOR A HEARING BEFORE A COURT OF COMPETENT JURISDICTION FOR AN INDEPENDENT DETERMINATION CONCERNING THE VIOLATION. SUBSEQUENT TO THE EXPIRATION OF THE THIRTY-DAY PERIOD, A FINE GREATER THAN \$1,250, BUT NOT EXCEEDING \$2,000, MAY BE IMPOSED IF A COURT HAS NOT DETERMINED OTHERWISE, OR UPON RE-INSPECTION OF THE PROPERTY, IT IS DETERMINED THAT THE ABATEMENT HAS NOT BEEN SUBSTANTIALLY COMPLETED.

New Jersey Statutes, Title: 18A, EDUCATION

Section: 18A:42-4: Distribution of literature as to candidacy, bond issues, or other public question to be submitted at election; prohibited

No literature which in any manner and in any part thereof promotes, favors or opposes the candidacy of any candidate for election at any annual school election, or the adoption of any bond issue, proposal, or any public question submitted at any general, municipal or school election shall be given to any public school pupil in any public school building or on the grounds thereof for the purpose of having such pupil take the same to his home or distribute it to any person outside of said building or grounds, nor shall any pupil be requested or directed by any official or employee of the public schools to engage in any activity which tends to promote, favor or oppose any such candidacy, bond issue, proposal, or public question. The board of education of each school district shall prescribe necessary rules to carry out the purposes of this section.

L.1967, c.271.

Labeling of Political Communications (“Paid For By”)

All candidates and committees subject to the Act are required to label all political communications with a political identification statement (“paid for by” language).

The term “political communication” includes a press release, pamphlet, flyer, form letter, sign, billboard, paid advertisement printed in any newspaper or other publication or broadcast on radio or television, or telephone call featuring a recorded message, or delivered or accessed by electronic means, including, but not limited to, the Internet, or any other form of advertising directed to the electorate.

The following items are exempt from the labeling requirement:

1. A bona fide news item or editorial contained in any publication of bona fide general circulation;
2. Small, tangible items of de minimis value commonly used in election campaigns to convey a political message, including, but not limited to, buttons, combs, and nail files; and,
3. Advertising space costing no more than \$50 in a political program book purchased by a candidate or committee and distributed at a fundraising event, provided that the payment for the advertising space is subject to reporting under the Act.

The “paid for by” language must contain the name and business or residence address of the committee, person, or group, and clearly state that the committee, person or group financed or “paid for” the communication. Note that the name and address information of a committee must be the same information that appears on the certificate of organization and designation of depository filed by the committee. The name and address information of a person or group must be the same as that information appears in public records or a current telephone directory.

The requirement to label all communications applies to school board and write-in candidates, regardless of whether or not these candidates are required to file reports with the Commission. It also applies to communications that are in-kind contributions (see section on “In-kind Contributions” in this Manual). The following are examples of political identification statements:

Example 1: “PAID FOR BY SMITH FOR ASSEMBLY, 1234 MAIN STREET, ANYTOWN, NJ”

Example 2: “PAID FOR BY THE ANYTOWN REPUBLICANS, 123 MAIN STREET, ANYTOWN, NJ”