

BOROUGH OF WATCHUNG  
ORDINANCE NO. ORD:16/15

AN ORDINANCE OF THE BOROUGH OF WATCHUNG AMENDING CHAPTER VI, TITLED "POLICE REGULATIONS", TO ADD A NEW SECTION 6-13, TITLED "SALE OF CRIB BUMPER PADS PROHIBITED" WITHIN THE BOUNDARIES OF THE BOROUGH.

**WHEREAS**, various studies have determined that crib bumper pads present a risk to the health, safety and welfare of infants resulting in incidents of Sudden Infant Death Syndrome ("SIDS"), which is the sudden unexplained death of an infant or accidental suffocation and strangulation which may be associated with unsafe sleep arrangements; and

**WHEREAS**, the Borough of Watchung desires to exercise its police power to enhance the health, safety and welfare of infants.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that Chapter VI, titled "Police Regulations", of the Revised General Ordinances of the Borough is hereby amended to adopt a new Section 6-13, titled "Sale of Crib Bumper Pads Prohibited" as follows:

Section 1.

6-13 Sale of Crib Bumper Pads Prohibited

6-13.1 Definitions

For purposes of this Section:

1. "Crib" means any bed with barred or latticed sides designed for an infant or toddler.

2. "Crib bumper pad" means any padding material, including but not limited to a roll of stuffed fabric, ~~mesh~~ or breathable liners, which is designed for placement within a crib to cushion one or more of the crib's inner sides adjacent to the crib mattress. "Crib bumper pad" does not mean or include mesh liners.

Section 2.

6-13.2 Sale of Crib Bumper Pads Prohibited

No person shall expose for sale, sell, lease, offer for sale or offer for lease any crib bumper pad as a separate item or as an accessory to a crib within the Borough of Watchung.

Section 3.

6-13.3 Enforcement

This Ordinance shall be enforced by the Health Officer of the Borough or the Health Officer's designee.

Section 4.

6-13.4 Penalties for Violation

Any person violating or failing to comply with any of the provisions of this Section shall, upon conviction thereof, be subject to a penalty as stated in Chapter I, Section 1-5, General Penalty.

Section 5. Severability

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 6. Effective Date

This Ordinance shall take effect upon final adoption and publication according to law.

**ATTEST:**

**BOROUGH OF WATCHUNG**

\_\_\_\_\_  
Michelle DeRocco, Clerk

By: \_\_\_\_\_  
Stephen K. Pote, Mayor

Introduced: Gibbs  
Passed: October 20, 2016  
Published: October 27, 2016  
Public Hearing: November 3, 2016  
Carried to: November 28, 2016  
Amended: November 28, 2016  
Published:  
Adopted: