

[Brackets] mean deletions; Underlines mean additions

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

ORDINANCE NO. 23-04

AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT CHAPTER 7 OF THE BOROUGH CODE, ENTITLED "TRAFFIC", MOST NOTABLY BY ADDING A NEW § 7-21, ENTITLED "PERMIT PARKING" AND MORE SPECIFICALLY BY AMENDING, REVISING AND SUPPLEMENTING § 7A, ENTITLED "TRAFFIC SCHEDULES," BY ADDING A NEW § 7A-29, ENTITLED "PERMIT PARKING."

WHEREAS, pursuant to *N.J.S.A. 39:4-197*, a municipality may pass, without the approval of the Commissioner of the New Jersey State Motor Vehicle Commission, and consistent with the current standards prescribed by the Manual on Uniform Traffic Control Devices for Streets and Highways, ordinances regulating special conditions existent in the municipality on the subjects and within the limitations set forth in Title 39 of the Revised Statutes of New Jersey; and,

WHEREAS, the Borough of North Plainfield has a busy downtown commercial district, designated the B Business Zone, where businesses require deliveries by commercial trucks at properties which have limited or dated curb cuts and access to driveways which are used for access to parking by patrons and also used for deliveries. Such multiple uses of access create traffic delay and confusion in the commercial areas of the Borough because vehicles are parked in such locations making it difficult for trucks to make deliveries; and,

WHEREAS, such delay and confusion also contribute to reduced pedestrian, student and cycling safety; and,

WHEREAS, the downtown commercial district (B Business Zone) would benefit from a permit parking program, which would allow commercial property owners or operators to obtain an on-street parking permit to control and limit parking at their site during business hours; and,

WHEREAS, after proper investigation, the North Plainfield Police Department has determined that a permit parking program which would allow downtown commercial property owners or operators in the B Business Zone to obtain on-street parking permits to control patron parking and commercial deliveries at their site during business hours to reduce traffic congestion, ease ingress and egress and provide safer pedestrian and cycling traffic; and,

WHEREAS, the Borough Council of the Borough of North Plainfield now intends to institute a permit parking program in the B Business Zone for the benefit of its residents and commercial enterprises.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Code of the Borough

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of North Plainfield be amended, revised and supplemented as to Chapter 7 of the Borough Code, entitled "Traffic", most notably by adding a new § 7-21, entitled "Permit Parking," and, more specifically, by amending, revising and supplementing § 7A, entitled "Traffic Schedules," to add § 7A-29, entitled "Schedule XXIX, Permit Parking," as follows:

§ 7, Traffic, is hereby amended as follows:

§ 7-21 PERMIT PARKING

§ 7-21.1 On-Street Permit Parking for Commercial Areas.

The Borough Council shall, upon the recommendation of the North Plainfield Police Department, from time to time designate by Ordinance such locations for on-street permit parking for commercial establishments. On-street permit parking may be authorized only for the following purposes:

- A. To alleviate traffic congestion due to limited ingress and egress by patron and commercial traffic to a site;
- B. To provide safe access to sites with limited or no off street parking for commercial deliveries;
- C. To provide safer pedestrian access along the frontage of or into commercial locations;
- D. To provide for reduction in traffic delay or obstruction; and,
- E. Any other reason which is determined by the North Plainfield Police Department to contribute to reduction in traffic delays, obstruction or to contribute to increased pedestrian or cycling use in commercial areas.

§ 7-21.2 Issuance of On-Street Parking Permit

- A. An owner or operator of a commercial establishment which is a permitted use in the Zone wherein the commercial establishment is located shall apply to the North Plainfield Police Department for an on-street permit parking space adjacent to the commercial establishment upon payment of a Fifty Dollar (\$50.00) application fee and submission of a drawing showing the proposed location of the permit parking space.
- B. Only one (1) on-street permit parking space will be permitted at any single premises, regardless of how many commercial establishments may be located therein or thereon.
- C. The North Plainfield Police Department shall investigate the on-street permit parking request and recommend whether to grant or deny the permit parking space to the Chief of Police for his final decision, subject to § D below.
- D. The Chief of Police or their designee shall notify the mayor and Borough Administrator, who shall then provide for the approval of the on-street permit parking space to be set forth in Borough Code § 7A-29, Schedule XXIX, Permit Parking, or deny the application.

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- E. Upon approval of the application for the on-street permit parking space, the owner or operator requesting the permit parking space shall pay a fee of Forty Dollars (\$40.00) per month or any part thereof, or Thirty-Five Dollars (\$35.00) per month or any part thereof if purchased for a period of six (6) months or more in any calendar year.
- F. If the on-street permit parking is not renewed before January 31st of each year or at the end of any period of six (6) or more months as set forth in section E, above, the on-street permit parking permit shall be automatically terminated without further action by the Borough or the North Plainfield Police Department.
- G. The owner or operator of the premises making an application for permit parking under § 7-21.2(B) shall, if such application is approved, provide and install signs and pavement markings for the permit parking space which signing and markings shall be in accordance with the Manual on Uniform Traffic Control Devices. The cost of procurement and installation of the signs and pavement markings shall be the responsibility of the owner or operator of said property. The owner shall, subsequent to initial procurement and installation, maintain such signs and pavement markings in good condition at no cost or expense to the Borough. The owner shall be responsible for the repair and restoration or replacement of same.

§ 7A, Traffic Schedules, is hereby amended as follows:

§ 7A-29, SCHEDULE XXIX, PERMIT PARKING

§ 7A-29.1

<u>Name of Street</u>	<u>Location</u>
<u>B Business Zone</u>	<u>B Business Zone</u>

NOW, THEREFORE, BE IT FURTHER ORDAINED that this Ordinance shall take effect, after final passage, twenty (20) days following action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable and publication in accordance with law, unless a resolution is adopted, pursuant to N.J.S.A. 40:69A-181(b), declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

INTRODUCED: February 14, 2023
PASSED: February 27, 2023
PUBLISHED: March 3, 2023
ADOPTED: March 19, 2023
ROLL CALL: AYES: Corzo, Given, McIntyre, Merrill, Schaefer
 NAYS: None
 ABSTAIN: None
 ABSENT: Miller

ATTEST:

BOROUGH OF NORTH PLAINFIELD

Michele Irby-Garry
Michele Irby-Garry
Acting Borough Clerk
Borough of North Plainfield

Frank A. "Skip" Stabile, Jr.
Frank A. "Skip" Stabile, Jr., Council President

Date signed: Feb 27, 2023

Date signed: Feb. 27, 2023

Lawrence LaRonde
Lawrence LaRonde, Mayor

Date signed: MARCH 2, 2023



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