

BOROUGH OF GARWOOD

ORDINANCE NO. 24-05

Adopted: February 22, 2024

Introduced:	February 8, 2022
Motion:	Councilman Lazarow
Seconded:	Councilwoman Nolde

Public Hearing:	February 22, 2024
Motion:	Councilman Foley
Seconded:	Councilwoman Nolde

AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY CREATING CHAPTER 21, ENTITLED “VEHICLES AND TRAFFIC”, ARTICLE I “TRAFFIC AND PARKING”, NEW SECTION 21-8.8.

WHEREAS, the Borough of Garwood (the “Borough”) has previously adopted Chapter 21 of the Code of the Borough of Garwood which established and governs restrictions and regulations on parking and traffic in the Borough; and

WHEREAS, the Borough is seeking to create new Section 21-8.8 “Paid Parking” with paid parking zones; and

WHEREAS, the Borough Council has determined it appropriate to amend said Ordinances;

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Garwood that Chapter 21 of the Borough Code of the Borough of Garwood entitled, “Vehicles and Traffic”, Article I “Traffic and Parking”, New Section 21-8.8 “Paid Parking” is hereby created as follows (additions underscored, deletions struck-through):

§ 21-8.8 PAID PARKING

A. Hours and Days of Paid Parking

1. Monday through Saturday 8:00 AM to 6:00 PM effective April 1, 2024

B. Paid Parking Zones

1. Central Business District Parking Plaza I- three (3) parking stalls
2. Central Business District Parking Plaza II- fifteen (15) parking stalls
3. Center Street- Both sides between South Avenue and Willow Avenue
4. Center Street- Easterly Side between South Avenue and North Avenue
5. South Avenue- Southerly Side Between Center Street and East Street
6. South Avenue- Northly Side Between Center Street and West Street
7. West Street- Westerly Side between South Avenue and Willow Avenue

C. Legal Time for Parking in Paid Parking Zones

1. Six (6) Hour Maximum Parking Zones

- a. Central Business District Parking Plaza I- three (3) parking stalls
- b. Center Street- Both sides between South Avenue and Willow Avenue
- c. Center Street- Easterly Side between South Avenue and North Avenue
- d. South Avenue- Southerly Side Between Center Street and East Street
- e. South Avenue- Northly Side Between Center Street and West Street
- f. West Street- Westerly Side between South Avenue and Willow Avenue

2. Ten (10) Hour Maximum Parking Zones

- a. Central Business District Parking Plaza II- fifteen (15) parking stalls

D. Parking Fees

1. Parking fees are established at fifty (\$0.50) cents per hour except for as set forth below.

- a. Any parking in a six (6) hour maximum zone listed in 21-8.8, C, 1, the parking fee shall be as follows:

(1). Fifty cents (\$0.50) per hour for the first (1st) two (2) hours; and

(2). One dollar (\$1.00) per hour for hours three (3) and four (4); and

(3). One dollar fifty cents (\$1.50) per hour for hours five (5) and six (6).

2. All transaction fees are separate and the responsibility of the vehicle owner or operator.

3. Electronic application payment services signage shall be installed to afford electronic payment and to provide parking rates. The operator, immediately after parking the operator's vehicle shall deposit or cause to be deposited in the electronic application payment service the posted fee required for the spot occupied by the operator's vehicle.

E. Parking in paid spaces where parking time has expired.

1. It shall be unlawful for any person to place, permit or allow any vehicle owned, driven or controlled by him or her to be placed or parked in any parking zone in which is located any electronic application payment services signage without immediately depositing the electronic payment. It shall be unlawful for any person to place, permit or allow any vehicle owned, driven or controlled by him or her to be

placed or parked or remain in such parking zone beyond the duration of time allowed in such parking zone as designated on the electronic application payment services signage as established by the provisions of this chapter.

2. It shall be unlawful for any person to place, permit or allow any vehicle owned, driven or controlled by him or her to remain in any parking zone beyond the duration of time allowed in such parking zone by repeatedly or periodically depositing additional payments extending the time the vehicle is parked beyond the allowed limit for the parking zone in which the vehicle is located.

F. Enforcement of article; issuance of summons for violations; payment and disposition of fines.


The Police Department, through its officers and parking enforcement officers, shall enforce this article and shall make a record of any violation, including where the violation occurred, the State license or registration number of the vehicle, the date concerning overtime or illegal parking and any other pertinent details. The police officer observing the violation shall attach to the vehicle a summons directing the owner or operator of the vehicle to appear before the Municipal Court of the Borough on a regular court date or report to the Violation Clerk and pay the prescribed fine in accordance with the rules of the State Supreme Court dealing therewith. Any person receiving a summons for violating any of the provisions of this article may, in any event, be liable to any of the penalties imposed by this article upon conviction of such violation in the Municipal Court.

BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect after final passage and publication in accordance with applicable law.

ATTEST:


Catherine D. Cameron, R.M.C.
Borough Clerk

APPROVED:


Jennifer Blumenstock, Mayor

<u>RECORDED VOTE</u>	<u>INTRODUCTION:</u>	<u>ADOPTION</u>
COUNCILWOMAN BOTO	AYE	AYE
COUNCILMAN FOLEY	AYE	AYE
COUNCILMAN LAZAROW	AYE	ABSENT
CUNCILWOMAN NOLDE	AYE	AYE
COUNCILWOMAN SALMON	AYE	AYE
COUNCIL PRESIDENT KEARNEY	AYE	AYE