

BOROUGH OF GARWOOD

ORDINANCE NO. 23-06

Adopted: _____

Introduced:	
Motion:	
Seconded:	

Public Hearing:	
Motion:	
Seconded:	

AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 21, ENTITLED "VEHICLES AND TRAFFIC", ARTICLE I, "TRAFFIC AND PARKING", SUBSECTION 21-5, "PROHIBITED PARKING: TRUCKS, TRACTORS, TRAILERS AND BUSES BETWEEN 12:00 MIDNIGHT AND 6:00 AM

WHEREAS, the Borough of Garwood (the "Borough") has previously adopted Chapter 21, Subsection 21-5 which provides for limitations of parking certain vehicles on Borough streets; and

WHEREAS, the Borough seeks to preserve the quality and character of all its neighborhoods; and

WHEREAS, Borough Council seeks to amend the Code to prohibit overnight parking of certain vehicles on the Borough's streets: and

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Garwood that Chapter 21 (Vehicles and Traffic), Article I (Traffic and Parking), subsection 21-5 of the Borough Code of the Borough of Garwood is hereby amended as follows (additions underscored, deletions ~~struck through~~):

§ 21-5 Prohibited parking: trucks, tractors, trailers and buses between 12:00 midnight and 6:00 a.m.

[Amended 7-15-1997 by Ord. No. 97-10]

- A. It shall be unlawful for any ~~No~~ person, firm or corporation ~~to shall~~ park or permit the parking of any truck, tractor, tractor trailer, camper, recreational vehicle, camp car, mobile home, trailer or bus on any municipal street or portion thereof within the Borough of Garwood between the hours of 12:00 midnight and 6:00 a.m.
- B. Any of the above enumerated vehicles parked on a municipal street or a part thereof between the aforesaid hours in violation of the chapter shall be deemed a public nuisance and any such vehicle may be removed by or at the direction of the Garwood Police Department, in which case before regaining possession of the vehicle.
- C. The trucks, tractors, tractor trailers, trailers and buses which are prohibited from parking on the municipal street or any portion thereof within the Borough of Garwood between the hours of 12:00 midnight and 6:00 a.m., pursuant to this chapter are those vehicles which have a registered gross weight in excess of 8,000 pounds; or which shall be equipped with dual wheels, whether front or rear, or trailers ~~which shall be equipped with tandem axles~~, irrespective of the gross registered weight of the vehicle.
- D. No person, firm or corporation shall park or permit the parking of any trailer that is not connected to a towing motor vehicle on any municipal street or portion thereof within the Borough of Garwood at any time of the day. This prohibition shall not apply to commercial trailers or construction type trailers while actively being used in business or construction.

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:

APPROVED:

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

Jennifer Blumenstock, Mayor

RECORDED VOTE

INTRODUCTION:

ADOPTION

**COUNCILWOMAN HERZ
COUNCILMAN KEARNEY
COUNCILMAN LAZAROW
COUNCILWOMAN NOLDE
COUNCILWOMAN SALMON
COUNCIL PRESIDENT GRAHAM**