

ORDINANCE NO. 2014 – 1

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH ENTITLED CHAPTER 9-3.9 SPECIAL PERMIT PARKING

Be it ordained by the Mayor and Council of the Borough of Bradley Beach that Chapter 9-3.9 Special Permit Parking, is amended as follows:

9-3.9 Special Permit Parking

Except when necessary to avoid conflict with other traffic or in compliance with the directions of a traffic or police officer or traffic sign or signal, no operator of a vehicle shall stand or park a vehicle in any space on public or private property appropriately marked for vehicles for the physically handicapped pursuant to N.J.S.A. 39:4-197 et. seq. or any other applicable law unless the vehicle is authorized by law to be parked therein and a handicapped person is either the driver or passenger in that vehicle. State, county or municipal law enforcement officers or parking enforcement authority officers shall enforce the parking restrictions on spaces appropriately marked for vehicles for the physically handicapped or special permit parking spaces on both public and private property. Any person violating this subsection by parking or standing a motor vehicle in an appropriately marked restricted parking space without a special vehicle identification card shall be subject to a mandatory court appearance and a minimum fine of \$250.00, with a maximum fine of \$1,250.00, and up to ninety (90) days of community service on such terms and in such form as the court shall deem appropriate.

a. Special parking permits. By resolution adopted annually, the Mayor and Council shall designate **fifty-five (55)** special parking permits yearly within the Borough. On all request above the allotted number a waiting list will be composed. All special parking permits are subject to the following requirements:

1. In January of each year, special parking permit applications will be made available by the Borough of Bradley Beach. Renewal applications and payment for renewal fees must be received by the Borough by the close of business on March 1st. There will be a thirty (30) day grace period for renewals. **All permits expire the last day of February.**

2. Annual renewals will be viewed during the month of April by Borough staff, with final approval by the Mayor and Council.

3. **Each individual must display the Bradley Beach special parking permit decal on the street side and on the rear window of the vehicle when it is parked in the designated space.**

4. The special parking permit issued by the Borough of Bradley Beach is non-transferable.

5. The permit seeker must have a current handicapped placard, a disabled-person ID registration issued by the State of their permanent residence and a physician's note issued within the ninety (90) days prior to the application in order to continue the use of a designated special parking space.

6. Only one designated special parking space per household will be approved by the Borough of Bradley Beach.

7. Unrestricted use of a driveway and/or garage at the residential site shall be cause for denial of continued use of special parking space.

8. Parking spaces shall be a minimum of twenty (20) feet in length and a maximum of twenty-three (23) feet.

9. In order for a caregiver of the individual to obtain a permit, this caregiver must live in the residence with the handicapped individual ~~and must be the owner and operator of the motor vehicle.~~

10. Only one (1) car can be designated to park in the designated parking space.

11. Holders of special parking permits may park only within the designated space while parked on the block on which they reside.

b. Fee.

There shall be an annual fee of \$50.00. Applications for renewals must be received by March 1st. Renewal applications received from March 2nd to March 31st will be subject to a late fee of \$25.00. The Borough shall have the option to waive the fee in cases of extreme hardship. For renewal applications, if payment is not received by the close of business on March 31st, the designated permit parking space will be considered abandoned.

This ordinance shall take effect on its final passage and publication according as provided by law.

MARYANN SOLINSKI
Borough Clerk

GARY ENGELSTAD
Mayor

Introduced: January 28, 2014

Date of Hearing and Adoption: February 11, 2014

Date and Place of Publication: _____
