

**BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY**

**ORDINANCE 2019-4**

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER NINE, TRAFFIC, RULES AND REGULATIONS.**

**WHEREAS**, the Borough Council deems it in the best interest of the citizenry of the Borough to amend certain sections of Chapter 9:

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Bradley Beach, Monmouth County, State of New Jersey, that Chapter 9 of the Borough of Bradley Beach code be amended and supplemented as follows:

**CHAPTER 9 TRAFFIC**

Section 9-3.6 shall be amended to read as follow:

Trucks and buses Overnight parking of commercial vehicles on public streets. It shall be unlawful to park on any of streets, roads or highways of the Borough between ~~9:00 p.m. and 7:00 a.m.~~ 12:00 midnight and 5:00 a.m. any of the following vehicles or equipment:

1. Buses.
2. Bulldozers, tractors, cement mixers, dump trucks, tow trucks, rear dual wheeled or ~~commercially registered~~-rack body trucks.
3. Boats, ~~or~~ boat trailers, jet skis, or any non-motor vehicles.
4. Trailers of ~~trailer body~~ any type.
5. Campers and recreational vehicles.
6. ~~Vehicles with lettering or design showing the name and/or contact information of a commercial service.~~
7. Any vehicle longer than 23 feet.
- ~~6. Recreational vehicles weighing in excess 7,000 pounds.~~
- ~~7. Jet skis and jet ski trailers.~~
- ~~8. Commercially registered vehicles weighing in excess of 7,000 pounds.~~  
Commercially registered vehicles weighing in excess of 10,000 pounds.
- ~~9. Trucks weighing in excess of 7,000 pounds.~~
- ~~10.8.~~ All vehicles that contain exposed pipes, ropes, wire and/or more than one exposed ladder, or other type of construction or maintenance equipment located on either the top or the side(s) of the vehicle.

- c. Property owners who have commercial vehicles that are registered as a car or a van under 23 feet that do not have driveway, as confirmed by the ~~Code Enforcement Officer~~ Police Department, may apply for a Borough issued permit that allows for street parking during the restricted hours.
- d. Parking of large commercial vehicles in residential areas. There shall be no parking of large commercial vehicles at any time in residential areas except when engaged in loading or unloading or when work is being done on a residential property.

Larger commercial vehicles are defined as any vehicle used primarily for commercial purposes and weighing over ten thousand (10,000) pounds including but not limited to tractor-trailers, cab-part of trailers or any vehicle with a trailer attached thereto, with or without commercial plates.

- ~~e~~-e. Removal of vehicle. Any vehicle found parked or standing in a parking area in violation of any of the provisions of this chapter may be removed by towing or otherwise by any member of the Police Department or other duly authorized agents of the Borough and may be taken to any lawful place and kept until claimed by the owner or person having possession, custody or control of the vehicle. Any garage keeper or other person engaged in the business of towing and storing automobiles may be employed or engaged for the purpose of removing and keeping any such vehicle. Any person who shall cause, allow or permit any vehicle to park or stand in a parking area in violation of any of the provisions herein shall by so doing be deemed to designate, constitute and appoint the Borough the agent and attorney of such person for the purpose of removing and keeping such vehicle as herein provided and further shall be deemed to release the Borough from and to waive any and all claims for damages of any nature whatsoever arising out of the removal and keeping or storing if such vehicle and shall be liable for the payment of all reasonable fees and other charges and expenses incurred by reason of the removal by towing or otherwise and the keeping or storing of such vehicle.

- ~~d~~-f. Parking areas and reserved areas, The word or words “parking area” shall mean and include all of the lot and area, which is hereby designated as a parking lot, and which area shall include all of that land and area immediately adjacent to and contiguous with the total northerly side of the municipal building (Borough Hall) at the northwest corner of Main Street and LaReine Avenue, in the Borough of Bradley Beach, and including all of that area adjacent to and contiguous with the westerly side of the municipal building including the entrances thereto and exits therefrom, it being the intention to include in the parking area all of the land surrounding the Municipal building as aforesaid which is owned by the Borough of Bradley Beach.

Section 9-3.7 shall be amended to read as follow:

Parking of trucks, buses, commercial vehicles and campers prohibited on Ocean Avenue.

Section 9-3.8 shall be removed completely:

~~Definition of trucks. For the purposes of all sections under this Chapter 9, entitled "Traffic," the definition of the word "truck" is as follows:~~

~~TRUCK — A vehicle duly registered and licensed weighing over 7,000 pounds. [Amended 11- 24-2009 by Ord. No. 2009-16]~~

**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 only apply to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

**BE IT FURTHER ORDAINED**, This ordinance shall take effect twenty (20) days after passage by the Mayor and Council and publication according to law.

**SO ORDAINED** as aforesaid.

KELLY BARRETT  
Municipal Clerk

GARY ENGELSTAD  
Mayor

Introduced:  
Final Hearing & Adoption

**Goldfarb =**  
**Blue Cotler**  
**= Orange**  
**Weber =**  
**Purple**