

ORDINANCE NO. 2009-55

ORDINANCE OF THE BOROUGH OF RED BANK,
COUNTY OF MONMOUTH, NEW JERSEY
AMENDING AND SUPPLEMENTING
CHAPTER VII, "TRAFFIC,"
SECTION 7-3.6, "PARKING TIME LIMITED ON CERTAIN STREETS,"
SCHEDULE IV, "TIME LIMITED PARKING"

WHEREAS, in the matter of Truong v. Red Bank, Docket No. Mon L 3240-08, the Superior Court of the State of New Jersey upheld the Borough's power and authority to create residential parking zones; and

WHEREAS, in the Court's decision the Court ordered the Borough to review its parking ordinances for consistency and clarity; and

WHEREAS, pursuant to Ordinance Nos. 2006-4 and 2007-33 the Borough Council prohibited non-residential parking along portions of South Street; and

WHEREAS, comments and input from the residents of South Street has revealed a desire to relax the restrictions previously imposed;

NOW BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter VII of the Revised General Ordinances of the Borough of Red Bank, Monmouth County, "Traffic," Section 7-3.6, "Parking Time Limited on Certain Streets," and Schedule IV thereto, "Time Limited Parking," are hereby amended and supplemented as follows:

SECTION ONE:

a. Section 7-3.6, "Parking Time Limited on Certain Streets" is amended and supplemented as follows: (*strikeouts denote deletions, underlined text denote additions*):

7-3.6 Parking Time Limited on Certain Streets. No person shall park a vehicle for longer than two (2) hours between the hours of 8:00 a.m. and 6:00 p.m. upon any street on any day (except Saturdays, Sundays and public holidays) within the Borough unless a different time limit or effective time period is set forth with respect to any of the streets, or parts of streets, described in Schedule IV attached to and made a part of this Chapter.

b. Schedule IV, "Time Limited Parking," is amended and supplemented as follows: (*strikeouts denote deletions, underlined text denote additions*):

**SCHEDULE IV
TIME LIMITED PARKING**

In accordance with the provisions of Subsection 7-3.6, no person shall park a vehicle for longer than the time limit shown on any of the following streets or parts of streets.

Name of Street	Side	Time Limit	Hours	Location
South Street	Both	15 minutes <u>3 Hours</u>	8:00 a.m. to 6:00 p.m.	Between Branch Avenue and <u>Brown Place East</u> <u>Bergen Place</u>

[All other provisions remain unchanged]

SECTION TWO: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

SECTION THREE: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and adoption according to law.

First Reading: December 8, 2009

Final Reading: December 22, 2009