

ORDINANCE NO. 2020-10

**ORDINANCE OF THE BOROUGH OF RED BANK, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AMENDING THE REVISED GENERAL ORDINANCES
OF THE BOROUGH TO REVISE SECTION 680-3(B) UNDER
CHAPTER 680: "VEHICLES AND TRAFFIC" TO EMPOWER
THE CHIEF OF POLICE TO MODIFY TRAFFIC PATTERNS
AND PARKING DURING STATE OF EMERGENCY**

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that the Borough's Revised General Ordinances are hereby amended to revise subsection B of section 680-3: "Parking" under Chapter 680: "Vehicles and Traffic" as follows (~~stricken~~ text deleted; underlined text added):

§ 680-3 Parking

* * *

Parking prohibited during state of emergency.

1. Upon the declaration of an emergency, ~~there shall be no parking upon streets or sections of streets where temporary "EMERGENCY NO PARKING" signs are displayed. The the~~ Chief of Police or, in his ~~or~~ absence, the ranking police officer, is authorized to declare an emergency and to direct the posting of "EMERGENCY NO PARKING" signs ~~temporarily modify traffic patterns or flow or direction of streets, as well as any and all parking regulations where weather conditions, accidents, fires or public celebration, public demonstration, or other emergent circumstances dictate or require the avoidance of hazards or other conditions which interfere with the free flow of traffic. Notification that the "EMERGENCY NO PARKING" signs modifications to traffic patterns and/or parking regulations are being or will be posted shall be given to the operator or owner of any vehicle which has been parked prior to the posting of the signs.~~
2. Any unoccupied vehicle parked or standing in violation of this section shall be deemed a nuisance and menace to the safe and proper regulation of traffic, and any police officer may provide for the removal of such vehicle. The owner shall pay the reasonable costs of removal and storage which may result from such removal before regaining possession of the vehicle.
3. The effectiveness of this subsection is contingent upon the signs being erected as required by law.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that 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.

BE IT FURTHER ORDAINED by the Governing Body of the Borough of Red Bank that this Ordinance shall take effect upon its passage and adoption according to law.

	Motion	Yes	No	Abstain	Absent
Councilman Yassin	Second	X			
Councilwoman Triggiano	Motion	X			
Councilman Ballard		X			
Councilman Yngstrom		X			
Councilman Zipprich		X			
Councilwoman Horgan		X			

Introduction: June 17, 2020

Public Hearing/Adoption: July 22, 2020

I hereby certify the above to be a true copy.

Pamela Borghi

Pamela Borghi, Municipal Clerk