ORDINANCE 2015-32

**AN ORDINANCE MAKING THE PROVISIONS OF SUBTITLE I OF
TITLE 39 PURSUANT TO N.J.S.A. 39:5A-1 OF THE REVISED
STATUTES OF NEW JERSEY APPLICABLE
TO THE RIVERVIEW MEDICAL CENTER**

Councilman DuPont offered the following ordinance and moved its adoption on final reading:

WHEREAS, Meridian Health Realty Corporation ("Meridian") is the record owner of certain real property commonly known as the "Riverview Medical Center," located at 1 Riverview Plaza, and designated as Block 9, Lot 33.01 (f/k/a Block 9, Lots 32.03, 33 and 35 and Block 10, Lots 13.01 and 14.01) and Block 11, Lot 1.02 (f/k/a Block 11, Lots 1, 1.01, 2 and 2.01) on the Borough of Red Bank Tax Map, in the Borough of Red Bank, County of Monmouth and the State of New Jersey (herein referred to as the ("Riverview Property"); and

WHEREAS, in connection with a request by Meridian to vacate a portion of Washington Street located within the Riverview Property, it was agreed by the Borough of Red Bank and Meridian that it would be in the best interests of the Borough and Meridian that the Red Bank Police Department be given Title 39 jurisdiction over the Riverview Medical Center; and

WHEREAS, Meridian has consented, pursuant to N.J.S.A. 39:5A-1, to the application of the provisions of Subtitle I of Title 39 of the Revised Statues of New Jersey to the semi public roads, streets, driveways and parking areas which are opened to or used by the public, tenants and/or employees at the Riverview Property; and

WHEREAS, the Mayor and Borough Council, having considered same, now wish to make the provisions of Subtitle I of Title 39 of the Revised Statutes of New Jersey applicable to the Riverview Property.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Council of the Borough of Red Bank, that the provisions of Subtitle I of Title 39 of the Revised Statutes of New Jersey be made applicable to the semi-public roads, streets, driveways and parking areas which are opened to and used by the public, tenants and/or employees at the Riverview Property, located in the Borough of Red Bank, County of Monmouth.

BE IT FURTHER ORDAINED that the grant of Title 39 jurisdiction over the Riverview Property is not intended to have any effect or limitation on the operation of the valet parking services at Riverview Hospital, including the manner in which they manage/park the vehicles that that receive the valet services, provided that the service is operated in accordance with all applicable laws and fire safety regulations.

BE IT FURTHER ORDAINED that Chapter 680, "Vehicles and Traffic", of the "Code of the Borough of Red Bank" is herby amended and supplemented in order to incorporate the provisions referenced herein under Article IV ("Private and Semipublic Parking Areas") with a new subsection entitled "Riverview Medical Center Campus".

BE IT FURTHER ORDAINED 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 Chapter 680 "Traffic and Vehicles" of the Revised General Ordinances of the Borough of Red Bank are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED 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 that this Ordinance shall take effect upon final passage and publication in accordance with the law, but not before approval has been received from the New Jersey Department of Transportation.

Seconded by Councilman Zipprich and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilwoman Lee	(x)	( )	( )	( )
Councilwoman Burnham	(x)	( )	( )	( )
Councilwoman Horgan	(x)	( )	( )	( )
Councilwoman Schwabenbauer	(x)	( )	( )	( )
Councilman Zipprich	(x)	( )	( )	( )
Councilman DuPont	(x)	( )	( )	( )

Dated: December 16, 2015