

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

ORDINANCE #02-2021

ORDINANCE OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING ARTICLE XVII, RESIDENT PERMIT PARKING, OF THE BOROUGH CODE TO CONSOLIDATE RESIDENT PARKING PERMIT REQUIREMENTS

WHEREAS, the Borough Police Chief and Administration have recommended amending the Borough Code to consolidate requirements for resident parking permits.

THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Mendham, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Chapter 206, Vehicles and Traffic, Article XVII, Resident Permit Parking Only, is hereby amended to read as follows in its entirety:

Article XVII. Resident Permit Parking Only

§ 206-79. Area designated; decal required.

- A. The following areas are designated as permit parking areas in which only resident vehicles or authorized visitor vehicles displaying valid permit parking decals may stand or be parked during the hours indicated below.
 - (1) The entire eastern length of Orchard Street from Main Street to the cul-de-sac.
 - (a) Parking is permitted only as set forth in § 206-46, from 8:00 a.m. to 5:00 p.m., Monday through Friday, and from 8:00 a.m. to 12:00 noon, Saturday.
 - (2) Borough Parking Lot #3 behind St. Mark's Church, 6 Hilltop Road.
 - (a) Overnight parking is permitted in designated parking permit spaces for specified residential dwellings located above the Pastime Club, 3 Hilltop Road.
 - (3) Borough Parking Lot #7 (Ward Sands Parking Lot at 6 East Main Street).
 - (a) Overnight parking is permitted from 6 p.m. to 8 a.m. in designated parking permit spaces for specified residential dwellings located at 6 E. Main Street.
- B. The permit parking decal shall be displayed in the driver's side rear door window facing outward so that it can be clearly read from the outside of the vehicle.
- C. Permit parking may be subject to authorized agreements between the Borough and owners/developers. Such agreements are kept on file with the Borough Clerk and are available for public inspection.

§ 206-80. Application for permit parking decal.

- A. The Borough shall issue permit parking decals upon application and proof of residency by the applicant. Each residence will be issued a decal for each vehicle registered to that address. Application for parking permits shall be made in writing to the Borough Police Chief or designee, upon forms provided by the Borough. An applicant shall be required to show satisfactory evidence of fulfilling all the conditions required for a permit, such as a driver's license showing residency, as well as identification of said vehicle(s).
- B. It shall be unlawful for any person to represent entitlement to a permit under this article when not so entitled, to fail to surrender a permit to which the person is no longer entitled, or to park a vehicle displaying such permit at any time when the holder of such permit is not entitled to possess such a permit.
- C. Each parking permit decal shall remain valid for the calendar year during which the decal is issued.

§ 206-81. Visitor parking.

One visitor's permit shall be issued per household decal issued pursuant to § 206-80. There shall be no additional fee for a visitor's permit. Each residence shall be entitled to no more than two visitor permits per calendar year unless exceptional circumstances prevail.

§ 206-82. Violations and penalties.

- A. Invalid parking. Any vehicle parking without a valid parking decal shall receive a summons with a fine as set forth in § 1-15 of the Code. If an unauthorized vehicle is left for a continuous twenty-four-hour period, it may be deemed abandoned and impounded by the Police Department in accordance with § 206-63 of the Code. The vehicle owner/operator shall be responsible for any costs associated with impoundment in accordance with §§ 206-64D and 206-64E of the Code.
- B. Counterfeit. It shall be unlawful for a person to copy, produce or otherwise bring into existence a facsimile or counterfeit parking decal. It shall be unlawful for a person to knowingly use or display an altered, facsimile or counterfeit parking decal in order to invalidly park. Such a violation shall result in a penalty as set forth in § 1-15 of the Borough Code.

SECTION 2. This Ordinance may be renumbered for purposes of codification.

SECTION 3. All ordinances of the Borough of Mendham that are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

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Introduced: January 25, 2021
 Public Hearing: February 22, 2021 [Tabled]
 Rescheduled Public Hearing: March 10, 2021