

ORDINANCE 2023-18

*Borough of Metuchen
County of Middlesex
State of New Jersey*

ORDINANCE AMENDING CHAPTER 185 OF THE CODE OF THE BOROUGH OF METUCHEN, ENTITLED, “VEHICLES AND TRAFFIC” TO THE PARKING REGULATIONS AND TO UPDATE AND AMEND THE PARKING REGULATIONS IN BOROUGH PARKING LOTS FOR KIOSKS, METERED AND PERMIT PARKING

WHEREAS, pursuant to the provisions of *N.J.S.A.* 40:11A-1 et seq., and § 32-1 of the Code, the Borough of Metuchen created the Parking Authority of the Borough of Metuchen (“Parking Authority”); and

WHEREAS, the Parking Authority has determined to install kiosks and to implement permit procedures which may be enforced by way of license plate readers in lieu of the placement of permit decals on parked vehicles in some or all of the parking lots which the Parking Authority operates in order to maximize the efficiency of the Parking Authority’s operations; and

WHEREAS, Chapter 185 of the Code of the Borough of Metuchen, entitled “Vehicles and Traffic”, specifically § 185-35(A) governs the parking on public and private property; and

WHEREAS, § 185-35 of the Code of the Borough of Metuchen governs, inter alia, the regulations of various municipal parking lots throughout the Borough; and

WHEREAS, § 185-34(C) of the Code of the Borough of Metuchen governs, inter alia, handicapped parking in municipal lots; and

WHEREAS, the Mayor and Council based upon the Parking Authority’s request and intentions have determined that it is in the best interest of the Borough to amend certain sections of Chapter 185 entitled, “Vehicles and Traffic”, specifically § 185-1, § 185-34(C) and § 185-35(A) to effectively provide for the payment for parking privileges and for the enforcement of parking regulations in lieu of the placement of permit decals on vehicles in some or all of the public parking lots and to revise the regulations for the Center Street and Center Street East Parking Lots to provide for metered parking.

NOW, THEREFORE, BE IT ORDAINED by the Borough of Metuchen, County of Middlesex, New Jersey, that Chapter 185 of the Code of the Borough of Metuchen, specifically §185-1, entitled “Definitions; word usage; official time standard”, § 185-34, entitled “Handicapped parking”, specifically subsection (C) and §185-35, entitled, “Control for movement and parking of traffic on public and private property”, specifically §185-35, subsection (A) are hereby amended and supplemented to state follows:

§ 185-1 Definitions; word usage; official time standard

A. Words and phrases. Whenever any words and phrases are used in this chapter, the meaning respectively ascribed to them in Subtitle 1 of Title 39 of the Revised

Statutes of the State of New Jersey shall be deemed to apply to such words and phrases used herein.

B. The following words and phrases, which are not defined in Subtitle 1 of Title 39 of the Revised Statutes of the State of New Jersey, shall have the meanings respectively ascribed to them in this section for the purposes of this chapter.

PARKING AUTHORITY The Parking Authority of the Borough of Metuchen

PARKING METER or KIOSK Any mechanical device or meter not inconsistent with this chapter placed or erected for the regulation of parking by authority of this chapter. Each parking meter or kiosk installed shall record a certain number of minutes or hours by the use of a clock mechanism determining the period of time for which parking privileges may be granted upon the payment of the required fee in or by such device. References herein to "parking meter" and/or "kiosk" shall be used interchangeably throughout Chapter 185. Any and all references to "meter" or "parking meter" shall also include "kiosk."

PARKING METER SPACE Any space within a parking meter zone, which is adjacent to a parking meter or in the vicinity of a kiosk and which is duly designated for the parking of a single vehicle by lines painted or otherwise durably marked on the curb or on the surface of the street or lot adjacent to or adjoining the parking meters or in the vicinity of a kiosk.

PARKING METER ZONE Any restricted on-street parking area or off-street parking lot upon which parking meters or kiosks are installed and in operation.

C. Official time standard. Whenever certain hours are named in this chapter, they shall mean either eastern standard time or eastern daylight savings time as may be in current use.

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§ 185-3 Definitions; word usage; official time standard

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C. Handicapped parking in municipal parking lots and board of education property. In accordance with the provisions of N.J.S.A. 39:4-197 the following off-street parking lots and Board of Education property are designated as handicapped parking areas. Such spaces are for use by persons who have been issued special identification cards, plates or placards issued by the Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these areas.

Property	Location	Number of Spaces
Metuchen Public Library	480 Route NJ 27 (Middlesex Avenue)	4
Senior Housing Center	35 Lincoln Avenue	6
Senior Citizens Recreation Center	15 Center Street	8
Center Street East Parking Lot	15 Pearl Street	6
Halsey Street Parking Lot	25 Halsey Street	6
New Street Parking Lot	New Street	5
Metuchen Borough Hall Parking Lot	500 Main Street	2
Pennsylvania Avenue Parking Lot	5 Pennsylvania Avenue	6
Railroad Plaza Parking Lot		3
South Main Street Parking Lot	South Main Street	4
Station Place Parking Lot	24 Station Place	2

* * * *

§ 185-35 Control for movement and parking of traffic on public and private property

A. Regulation for the movement and the parking of traffic on municipal and Board of Education property. In accordance with the provisions N.J.S.A. 39:4-197, the following municipal and Board of Education Property shall have the movement of traffic controlled by the type of regulation indicated. No person shall operate or park a vehicle in violation of the regulations indicated.

(1) Properties.

I. Center Street East Lot (15 Pearl Street). Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as “Permit Parking”, unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle, for the aforementioned parking lot, for the specific time frame, and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property.

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

II. Center Street Lot Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Permit Parking", unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle, for the aforementioned parking lot, for the specific time frame, and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

III. Halsey Street Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as "Permit Parking" unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle for the aforementioned parking lot, for the specific time frame, and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property.

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

IV. New Street Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as "Permit Parking" unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle for the aforementioned parking lot, for the specified time frame and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property.

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

(e) One-way. The described property is hereby designated as one-way in the direction indicated below and posted on the property.

Location	Direction
Aisle A-B	Counter-clockwise

V. Metuchen Borough Hall Parking Lot, 500 Main Street. Regulations:

(a) Metuchen Borough Hall Parking Lot shall be for Borough Hall employees and Metuchen Borough Hall Business during regular business hours and any after hour activities associated with Borough Hall.

(b) The east side of Main Street beginning from a point 81 feet 7 inches north of State Hwy 27 continuing for a distance of 76 feet north will be for Metuchen Borough Hall Business.

(c) All vehicles must park in designated marked spaces and between the lines provided on the property.

(d) Violators shall be fined \$250 and be subject to having their car towed at the expense of the vehicle owner.

VI. Pennsylvania Avenue Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as "Permit Parking" unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle for the aforementioned parking lot, for the specified time, and to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

VII. Railroad Plaza Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as “Permit Parking” unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle for the aforementioned parking lot, for the specified time, and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

(e) One-way. The described property is hereby designated as one-way in the direction indicated below and on the property.

Location	Direction
Aisle A-B	Counter-clockwise

VIII. South Main Street Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as “Permit Parking” unless an appropriate and current parking permit is issued by the Parking Authority for said vehicle for the aforementioned parking lot, for the specified time, and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as “Metered Parking” without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property

© All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

IX. Station Place Parking Lot. Regulations:

(a) No person shall park a vehicle on the property designated by the Parking Authority as "Permit Parking" unless an appropriate and current parking permit is issued by the Parking Authority of Borough of Metuchen for said vehicle for the aforementioned parking lot, for the specified time, and, to the extent required by the Parking Authority, is properly displayed on said vehicle.

(b) No person shall park a vehicle on the property designated by the Parking Authority as "Metered Parking" without payment of the designated metered amounts, or for longer than the metered time limit for the designated days and times as determined and approved by Resolution of the Parking Authority and posted on the property

(c) All vehicles must park in designated areas and between the lines provided.

(d) Head-on parking only.

(2) Issuance of permits; permit fees. The Parking Authority is hereby authorized to issue permits to owners or drivers of motor vehicles on a periodic basis, as it deems appropriate, including but not limited to, yearly, semiannually, quarterly, monthly, weekly, daily and hourly, for a fee collected in advance of parking privileges, which fee shall be set at a reasonable rate in accordance with the provisions of N.J.S.A. 40:11A-6(4)(f).

(3) Effect of the permit. The permit provided for by Subsection (2) will authorize the legal parking of a vehicle in the aforesaid designated lot in reserved sections designated therefor and the dates thereof.

(4) Metered parking; time intervals; and rates. The Parking Authority is hereby authorized, as it deems appropriate, to determine and designate metered parking on its property, the specific times and rates to be collected in advance of parking privileges, which rates and fees shall be set at a reasonable rate in accordance with the provisions of N.J.S.A. 40:11A-6(4)(f) and approved by Resolution and posted accordingly.

(5) Authority of Parking Authority. The Parking Authority is hereby authorized to make reasonable regulations for the issuance of the permits provided for by this section, and to erect signs giving notice in each designated parking area of the section reserved for either permit parking or metered parking. The Parking Authority is hereby authorized to determine from time to time the number of spaces in each of such area to be reserved for metered parking and/or for permit parking. The Parking Authority is hereby authorized in its discretion, in consultation with the Borough to determine and designate such spaces in the aforesaid areas as "Permit Parking" and/or "Metered Parking" and shall post appropriate signs giving notice thereof.

(6) Parking by permit parkers in unreserved areas or spaces. It shall be unlawful for permit parkers to park in any area or parking space other than those designated for permit parking pursuant to the provisions of Subsection A without depositing, or otherwise making payment in the meter or kiosk the payments or electronically making the payment of the required fee as determined by the Parking Authority..

(7) For a vehicle to be parked lawfully in a permit parking area the following provisions must be met:

(a) Each vehicle parked must have a permit issued by the Parking Authority of the Borough of Metuchen in accordance with the provisions of this section.

(b) Such permit shall set forth the designated off-street parking lot, the dates for legal parking thereof and shall be displayed in the lower right-hand portion of the rear window or right rear side window of each vehicle in such a manner as to be clearly visible from the rear window when parked or as otherwise directed and if required by the Parking Authority.

(c) Vehicle shall be parked head in.

(d) Each permit shall be valid only when used for a vehicle designated on the application form.

(e) It shall be unlawful and a violation of the provisions of this section to allow for any person to cause, allow, permit or suffer any vehicle registered in the name of or operated by such person to be parked in a permit parking reserved area in any designated off-street parking lot without displaying the proper permit as provided herein or as otherwise directed and if required by the Parking Authority or otherwise complying with this section.

(7) Enforcement. It shall be the duty of the Police Department, Parking Enforcement Officer and/or Parking Authority of the Borough of Metuchen to enforce the permit and meter time limit parking provisions of this section.

(8) Parking or standing a vehicle in a parking meter space in the off-street parking meter zones designated and approved by Resolution of the Parking Authority and posted on the property shall be lawful only when the designated required fee is deposited in a parking meter or kiosk or otherwise payment is made and is not in excess of the maximum parking time for the amount deposited or paid or is not in excess of the maximum parking time designated for such space.

BE IT FURTHER ORDAINED by the Mayor and Council that all remaining sections of Chapter 185 not specifically amended herein, including but not limited to §185-34(A), (B) (D) (E) (F) (G) (H), and §185-35(B), (C), (D), (E) and (F), shall not be affected by the within amendments and shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable; and

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only; and

BE IT FURTHER ORDAINED that this ordinance shall be in full force and take effect after final passage and publication, as required by law.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Metuchen that all Borough officials shall take all necessary actions to in order to effectuate the within Ordinance, including but not limited to the installation of sign/s in the above designated area.

Introduction: June 12, 2023

Date of Publication: June 16, 2023

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				HYMAN	X			
DELIA	X				KANDEL	X			
HIRSCH				X	RASMUSSEN	X			
MOTION	DELIA			SECOND		RASMUSSEN			
X – INDICATES VOTE			AB- ABSENT			NV- NOT VOTING			

I hereby certify the foregoing to be a true copy of an ordinance introduced by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on June 12, 2023.

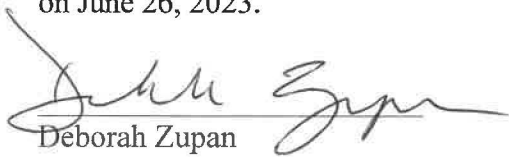

 Deborah Zupan
 Borough Clerk



Adopted: June 26, 2023
 Date of Publication: June 30, 2023

COUNCILMEMBER	YES	NO	NV	AB	COUNCILMEMBER	YES	NO	NV	AB
BRANCH	X				HYMAN	X			
DELIA	X				KANDEL				X
HIRSCH	X				RASMUSSEN	X			
MOTION	DELIA				SECOND	RASMUSSEN			

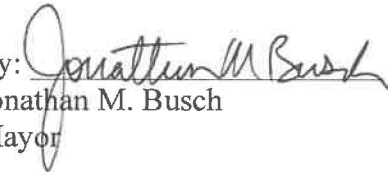
I hereby certify the foregoing to be a true copy of an ordinance adopted by the Borough Council of the Borough of Metuchen, Middlesex County, New Jersey at a regular meeting held on June 26, 2023.


 Deborah Zupan
 Borough Clerk

ATTEST:


 Deborah Zupan
 Borough Clerk

BOROUGH OF METUCHEN

By: 
 Jonathan M. Busch
 Mayor

