

ORDINANCE #2023-02

BOROUGH OF AUDUBON PARK

ORDINANCE OF THE BOROUGH OF AUDUBON PARK, COUNTY OF CAMDEN AND STATE OF NEW JERSEY REPEALING AND REPLACING ORDINANCE #2019-11, REGULATING THE MOVEMENT AND PARKING OF VEHICLES ON AND/OR AROUND THE AUDUBON PARK MUNICIPAL BUILDING PROPERTY

WHEREAS, the Borough of Audubon Park (“Borough”) is a municipal entity organized and existing under the laws of the State of New Jersey and located in Camden County; and

WHEREAS, the Borough has undertaken certain improvements to the Audubon Park Municipal Building, formerly also known as the Audubon Park School building (the "Building"); and

WHEREAS, the Borough has entered into a Lease with the Borough of Audubon School District to operate and/or conduct school functions and/or activities, including elementary classroom instruction, in a portion of the Building; and

WHEREAS, the Governing Body previously adopted Ordinance #2017-05, which established certain regulations and restrictions regarding vehicular movement and parking on the internal thruway servicing the Building and the parking lots associated with same; and

WHEREAS, the Governing Body previously adopted Ordinance #2019-11, which repealed and replaced Ordinance #2017-05, for the purpose of addressing safety risks concerning usage of the Building’s ingress/egress; and

WHEREAS, the Governing Body wishes to repeal and replace Ordinance #2019-11 to allow the public to utilize parking spaces associated with the Building; and

WHEREAS, the Governing Body has deemed it in the best interests for the health, safety and welfare of the residents, school children and employees utilizing and/or accessing the Building to undertake additional improvements to the public property upon which the Building is located and impose additional restrictions regarding vehicular movement and parking on the internal thruway servicing the Building and the parking lots associated with same; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Borough by law.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Audubon Park, County of Camden, and State of New Jersey, as follows:

SECTION 1: Any and all prior Ordinances regulating the movement and parking of vehicles in, on around and/or upon the Building and/or the public property upon which same is located, including Ordinance #2019-11, are hereby repealed in their entirety and replaced with the following:

REGULATION OF MOVEMENT AND PARKING ON PUBLIC PROPERTY

A. General regulations.

All movement of traffic and parking on the public property described herein shall be subject to the regulations and/or controls set forth in this Ordinance. Except as otherwise provided hereinbelow, and in addition thereto, movement and parking of traffic on such property shall be subject to the following uniform controls and/or regulations in accordance with the provisions of N.J.S.A. 39:4-197, as same may be amended from time to time:

- (1) All vehicles must park in the designated area(s) between the painted lines.
- (2) The speed limit in any parking lot shall be 15 miles per hour.
- (3) With the exception of vehicles owned, operated, and/or contracted by the Borough, commercial vehicles and/or recreational vehicles, including but not limited to boats, trailers and campers, are not permitted to park in the school and/or municipal building parking lots.
- (4) Any vehicle parked in a space reserved for parking of certain vehicles shall be properly identified as authorized to park in such reserved parking space.
- (5) Any vehicle left unoccupied, parked and/or standing in violation of this Ordinance shall be deemed a nuisance and menace to the safe and proper regulation of public property and shall be towed or removed from the property by any police officer. The owner or owners of any vehicle towed in accordance with this Ordinance shall be immediately notified of the violation resulting in removal of the vehicle and the location to which the vehicle was towed. The costs of towing and storage incurred upon removal of a vehicle pursuant to this Ordinance shall be paid by the owner or owners of the towed vehicle in accordance with the provisions of applicable ordinances and/or laws.
- (6) In addition to removal of vehicles as set forth above, the owner and/or operator of any vehicle parked or operated in violation of any provision of this Ordinance shall be subject to a fine of up to \$200.00 for each offense and a mandatory court appearance, it being the purpose and intent of this section that such violations shall not be eligible for payment of fines without a municipal court appearance. Each day a violation continues shall constitute a separate offense.

B. Regulation of parking of traffic on certain public property.

- (1) Vehicular access to the Audubon Park School/Municipal Building property parking lot is permitted only by way of the entrance at Kennedy Drive.
- (2) Public parking will be permitted at the Audubon Park School/Municipal Building, except for parking within four (4) parking spots directly adjacent to the Audubon Park School/Municipal Building which will be marked as reserved parking for Borough business only.
- (2) School buses shall be permitted to access the Audubon Park School/Municipal Building by way of connection to Road 'B' ("Access Drive"), but Said Access Drive will be limited to the school bus pickup and delivery of school children and shall not allow for any vehicular access to the Audubon Park School/Municipal Building parking lot from Road 'B'.
- (3) Pursuant to the provisions of N.J.S.A. 39:4-140, as same may be amended from time to time, the following intersections are hereby designated as stop intersections, and stop signs shall be installed thereon:

Street	Stop Sign On
The Access Drive and Road 'B'	The Access Drive

- (4) No person shall stop or stand a vehicle at any time on the Audubon Park School/Municipal Building parking lot except in areas designed for parking.

C. Traffic signs.

The Borough of Audubon Park may erect, install and/or maintain such directional and other traffic regulation signs as may be necessary to effectuate and enforce the regulations set forth herein. All such signs shall comply with the requirements and/or recommendations of the current edition of the Uniform Manual on Traffic Control Devices as may be in effect at the time of installation thereof.

SECTION 2: All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

SECTION 3: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 4: This Ordinance shall take effect upon passage and publication according to law.

Attest:

BOROUGH OF AUDUBON PARK

LAWRENCE E. PENNOCK, MAYOR

Introduced: February 6, 2023

Adopted: March 6, 2023

Certified to be a true copy of an Ordinance adopted by the Mayor and Borough Council of the Borough of Audubon Park at a regular meeting held on March 6, 2023.

DAWN M. PENNOCK, MUNICIPAL CLERK