

**TOWN OF WEST NEW YORK  
COUNTY OF HUDSON, STATE OF NEW JERSEY**

**ORDINANCE #21/20  
AN ORDINANCE AMENDING CHAPTER 280 OF THE CODE OF  
THE TOWN OF WEST NEW YORK TITLED “PARKING LOTS, MUNICIPAL”**

**WHEREAS**, the municipal fleet of the Town of West New York (“the Town”) is of essential nature to the efficient and effective operations of municipal operations; and

**WHEREAS**, it is in the best interests of the Town to amend the ordinance of the Town to reflect best practices in our municipal operations.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Board of Commissioners of the Town of West New York, County of Hudson, State of New Jersey that the Code of the Town of West New York is hereby amended as follows:

**SECTION I**

**Article I.** Lot Adjacent to Municipal Building [Adopted 1-19-1977 by Ord. No. 1214; amended in its entirety 9-18-1996 by Ord. No. 35/96]

**§ 280-1. Designation of lot.** The Municipal Parking lot referred to in this ordinance is immediately adjacent to the Municipal Building and contiguous thereto on the north and consists of an area fronting and facing on Tyler Place 49.59 feet wide, front and rear, and 97.50 feet deep throughout. It shall also encompass any other area hereafter acquired contiguous to the Municipal Building on to this parking area hereinabove described.

**§ 280-2. Persons who may use lot.** No person shall park in the above described area except the Commissioners of each department and the other municipal officials as are authorized by the Commissioner of Parks and Public Property.

**§ 280-3. Marking of lot.** The area hereinabove described (49.59 feet by 97.50 feet) shall be marked and designated by the Town Engineer by signs of sufficient size to advise that such areas are reserved for the exclusive use of the designated municipal officials and authorized employees.

**§ 280-4. Use of lot by unauthorized persons.** It shall be unlawful for any unauthorized person to park in any areas reserved by suitable signs for use by authorized municipal officials or authorized employees.

**§ 280-5. Violations and penalties; removal of vehicles.** Any unauthorized person parking in violation of the provisions of this article shall be subject to a fine of \$50 for a first offense, up to \$75 for a second offense and up to \$100 for a third and subsequent offenses. Any unoccupied vehicle parking in violation of this article shall be deemed a nuisance and an interference with the proper conduct of municipal business and detrimental to the best interests of the Town of West New York and shall be subject to removal or tow away, and the owner thereof shall pay the reasonable costs of such removal or tow away and storage charges.

**§ 280-6. Enforcement.** The Police Department through its officers and personnel shall enforce this article as required by law.

**Article II.** Lot Adjacent to Department of Public Works Building.

**§ 280-7. Designation of lot.** The Municipal Parking lot referred to in this section is immediately adjacent to the Department of Public Works in Block 129, Lot 2 as outlined in the official tax map of the Town of West New York and contiguous thereto on the west and consists of an area fronting and facing on 62<sup>nd</sup> Street on the South and 63<sup>rd</sup> Street on the North, directly perpendicular to Dewey Avenue; of approximately 100 feet wide, front and rear, and 200 feet deep throughout. It shall also encompass any other area hereafter acquired contiguous to the Department of Public Works on to this parking area hereinabove described.

**§ 280-8. Persons who may use lot.** Lot may only be used for municipal vehicles and no person shall park in the above described area. Employees may not park their private vehicles in lot unless otherwise authorized to do so by the Commissioner of Parks and Public Property and the Municipal Administrator. This section shall apply to all except the Commissioner of Public Works and the other municipal officials as are authorized by the aforementioned officials.

**§ 280-9. Marking of lot.** The area hereinabove described (100 feet by 200 feet) shall be marked and designated by the Town Engineer by signs of sufficient size to advise that such areas are reserved for the exclusive use of the designated municipal officials and authorized municipal vehicles in a manner consistent with the best and most efficient fleet management practices.

**§ 280-10. Use of lot by unauthorized persons.** It shall be unlawful for any unauthorized person to park in any areas reserved by suitable signs for use by authorized municipal officials, authorized municipal vehicles, or other authorized employees.

**§ 280-11. Violations and penalties; removal of vehicles.** Any unauthorized person parking in violation of the provisions of this article shall be subject to a fine of \$50 for a first offense, up to \$75 for a second offense and up to \$100 for a third and subsequent offenses. Any unoccupied vehicle parking in violation of this article shall be deemed a nuisance and an interference with the proper conduct of municipal business and detrimental to the best interests of the Town of West New York and shall be subject to removal or tow away, and the owner thereof shall pay the reasonable costs of such removal or tow away and storage charges.

**§ 280-12. Enforcement.** The Police Department through its officers and personnel shall enforce this article as required by law.

**SECTION II**

**Severability.** The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**SECTION III**

**Repealer.** All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency.

#### **SECTION IV**

**Codification.** The Town Clerk shall have this Ordinance incorporated in the official copies of the Code of the Town of West New York. The Town Clerk and the Town Attorney be and are hereby authorized and directed to correct any typographical error in this Ordinance and change any heading, chapter numbers, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those headings and numbers and existing provisions of the Code of the Town of West New York, or as they may otherwise deem appropriate, even if the headings, chapter numbers, article numbers and section numbers thus modified are otherwise provided for in this Ordinance.

#### **SECTION V**

This Ordinance shall take effect upon passage and publication as required by law.

#### **SUMMARY OF ORDINANCE**

This Ordinance establishes restrictions on municipal lots owned by the Town of West New York for municipal operations.

**Introduced: September 2, 2020**

#### **Notice**

The foregoing Ordinance was adopted for first reading by the Mayor and Board of Commissioners of the Town of West New York, New Jersey, on **September 2, 2020** and ordered published, and will be further considered before final passage at a public hearing on **September 23, 2020 at 6:30 pm** at the Municipal Building, West New York, NJ. A copy of this Ordinance has been posted on the bulletin board upon which public notices are customarily posted on in the Town Hall of the Town of West New York, and a copy (at no charge) is available up to and including the time of such meeting to the members of the public of the Town who shall request such copies, at the Office of the Town Clerk in said Town Hall in West New York, N.J.