

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

ORDINANCE #26/24

**ORDINANCE TO AMEND THE CODE TO ADD SECTION §277-42
TO REGULATE MOTORCYCLE PARKING**

WHEREAS, pursuant to N.J.S.A. 40:48-2, a municipality may make, amend, repeal and enforce ordinances not contrary to the laws of this State or of the United States, as it may deem necessary and proper for order and protection of persons and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants; and

WHEREAS, the Town of West New York (the “Town”), is a municipality as defined by Title 40 of the New Jersey Statutes; and

WHEREAS, pursuant to N.J.S.A. 39:4-8(c)(1), the Town has the authority to prohibit or restrict general parking; and

WHEREAS, members of the community have expressed concern regarding the availability of residential parking for cars within the Town; and

WHEREAS, the Town seeks to designate motorcycle parking spots and restrict motorcycle parking to designated areas to ensure efficiency of parking in spaces available and increased parking availability for cars.

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

SECTION ONE:

Chapter 277, Article IX “On-Street Parking Within Designated Spaces/Stalls” of the Code of the Town of West New York shall be amended to add a new section §277-42 entitled “Motorcycle Parking” which shall read as follows:

- A. Motorcycles are only permitted to be parked in on street parking areas designated as motorcycle parking, which are subject to residential parking requirements, or in metered parking spots during the hours of metered parking. It shall be unlawful for the owner or operator of a motorcycle to park a motorcycle in a residential parking spot not designated as motorcycle parking or in a metered parking spot outside the hours of metered parking, including overnight.
- B. For the purpose of this Chapter, motorcycles are defined as they are in N.J.S.A. 39:1-1 and include motorcycles, autocycles, motor bikes, bicycles with motor attached and all motor-operated vehicles of the bicycle or tricycle type, except motorized bicycles, low-speed electric bicycles, and low-speed electric scooters.
- C. Any person who violates this section shall be subject to a fine of \$65 for each offense.

SECTION TWO:

Severability. If any term or provision of this Ordinance is held to be illegal, invalid, or unenforceable by a court of competent jurisdiction, in whole or in part, such determination shall not affect the validity of the remaining terms and provisions of this Ordinance.

SECTION THREE:

Repealer. To the extent that any provision of the Code of the Town of West New York is found to conflict with this Ordinance, in whole or in part, this Ordinance shall control.

SECTION FOUR:

In order to avoid accidental repeal of existing provisions, the Town Clerk and the Corporation Counsel are hereby authorized to change any chapter numbers, article numbers and/or section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing Code.

SECTION FIVE:

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

Introduced: July 3, 2024

Adopted: August 7, 2024

Statement

The foregoing ordinance having been previously adopted for first reading and published was further considered by the Mayor and Board of Commissioners of the Town of West New York on **August 7, 2024** and at said date was duly and finally adopted after public hearing thereon.

Adelanny Plaza, RMC
Town Clerk

Commissioner Marcos A. Arroyo

Commissioner Victor M. Barrera

Commissioner Marielka A. Diaz

Commissioner Adam W. Parkinson

Mayor Albio Sires
Board of Commissioners

Attest: _____
Adelanny Plaza, RMC
Town Clerk