

VILLAGE OF LOCH ARBOUR
ORDINANCE #2020-464
AN ORDINANCE ENTITLED “AN ORDINANCE ESTABLISHING AND REGULATING PARKING PERMIT ZONES
ON CERTAIN STREETS OF THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH
AND PROVIDING FOR PENALTIES

Section 1.

- (a) Parking Permit Zones Established. Residential parking permit zones shall be as follows: (1) Euclid Avenue between Ocean Place and Ocean Avenue (Zone A), and (2) Elberon Avenue between Ocean Place and Ocean Avenue (Zone B). Wherever parking has been restricted in any portion of the above zones by another or other ordinances or resolutions presently in effect regulating parking, then said portions of the above zones shall continue to be regulated parking areas as provided in such respective other ordinances or resolutions, notwithstanding the provisions of this section. In addition, nothing in this section shall modify or repeal those restrictions. Any person or persons issued a residential parking permit or a special guest permit shall be issued such permit for a particular zone (i.e., Zone A or B), and such permit shall be used solely and exclusively for parking in such respective zone.
- (b) Application for Parking Permits. Application for parking permits under this section shall be made in writing to the Village Clerk or designee upon such forms as shall be prepared by the Village Clerk upon passage of this section.
- (c) Resident Parking Permits Conditions. Regular resident parking permits shall be granted to the following persons under the terms and conditions as hereinafter set forth:
- i. To persons who are bona fide residents of the Village, and whose residence is located in Zone A or B, each such residence shall be entitled to two (2) free parking permits for parking in the Zone they reside.
 - ii. To persons who are bona fide residents of the Village, and whose residence is located in Zone A or B, each such residence may purchase two (2) additional parking permits for parking in the Zone they reside, for \$50.00 each.
 - iii. All permits issued hereunder shall be valid for the current calendar year in which they are issued, but may be renewed upon expiration, provided that the conditions for issuance thereof still exist.
- (d) Special Guest Permits. Special guest permits shall be granted to the following person or persons under the terms and conditions set forth above: Each bona fide resident household in Zones A and B shall be entitled to two special guest permits in addition to any other permit they may be entitled to under this section.
- (e) Special Guest Permit Restrictions. Special guest permits may be used only by operators of vehicles within Zones A and B with the sole purpose of visiting a person or persons residing in

the resident household to whom the special guest permit being displayed was issued. A special guest permit may be used by such persons for not more than three consecutive days.

(f) Permits; Satisfactory Compliance of Conditions. An applicant for a regular residential parking permit or a special guest permit shall show to the Village Clerk or designee, satisfactory evidence that he/she fulfills all the conditions required by issuance of said permit. Whenever, by reason of a change of circumstances, any person, whether as an individual or member of a household, is no longer qualified to hold any such permit, such permit shall immediately be surrendered to the Village Clerk. It shall be unlawful for any person to:

- i. Represent that he/she is entitled to a permit hereunder when he/she is not entitled to display or cause same to be displayed;
- ii. In any way assist in the display of any special guest permit for the parking of a vehicle by the operator for any purpose other than to visit a person or persons residing in the household to whom the special guest permit was issued by the Village;
- iii. Fail to surrender a permit to which he/she, or the household for whom he/she obtained a permit, is no longer entitled;
- iv. Park a vehicle within Zone A or B at any time when holder of such permit is not entitled to hold it.

(g) Permits. The Chief of Police is hereby directed to prepare and erect proper signs calling attention to the provisions of this section along those streets or portions thereof located within Zones A and B.

(h) Violations and Penalties.

- i. Any person who violates any provision of this section, except as otherwise provided herein, shall, upon conviction, be punished by a fine of up to \$100, plus such costs in the amount of \$25 and other state imposed fees. Said penalties may be payable without Court appearance in accordance with the Local Supplemental Violations Bureau Schedule promulgated pursuant to New Jersey Court Rule 7:12-4. A separate offense shall be deemed committed each day during or on which the violation occurs and/or continues.
- II. It shall be prohibited for any individual to whom parking permits have been issued to duplicate, sell or lease or otherwise transfer any pass in a manner not provided for in this section. Any individual to whom a parking permit has been issued that is found to have duplicated, sold, leased or otherwise unlawfully transferred said parking permit will be subject to a fine of \$100 and/or imprisonment up to 30 days upon conviction. In addition, all future parking privileges provided for in this section shall be revoked for said individual or person.

III. Any vehicles found to have parking permits which have been duplicated, sold or leased or otherwise unlawfully transferred shall be towed at the owner's expense. The owner of said vehicle shall receive a summons for a violation of this section and be subject to a penalty as provided in subsection (h)(i) above.

(i) Exemptions. The following vehicles shall be exempt from this chapter:

- i. Contractors, service and delivery vehicles bearing the name and address of a commercial business and registered and licensed to do business in the State of New Jersey, if required, and exhibiting commercial license tags may park without a permit between the hours of 8:00 a.m. and 6:00 p.m. during the time that the operator and/or occupants of said vehicle are actually rendering service, repairs or improvements to a residence or other property located in Zone A or B. Any commercial vehicle parked overnight shall be deemed in violation of this section.
- ii. Emergency vehicles and public service, telephone and other utility vehicles may park without a permit during the time they are rendering service or repairs to the area. Any public utility vehicle parked overnight and not providing service shall be deemed in violation of this section.

(j) Other Regulations: Compliance by Vehicles Displaying Permits. Every vehicle displaying a regular residential parking permit or a special guest permit shall comply with all other applicable statutes, ordinances, rules and regulations governing, regulating or restricting the parking of motor vehicles on the public streets of the Village. Permits must be displayed and visible within the vehicle.

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing Ordinance 2020-464 was introduced at the Regular Meeting of the Board of Commissioners of the Village of Loch Arbour held on the 6th day of May, 2020 and was then read for the first time. Said Ordinance will be further considered for final passage by the Commissioners at the Regular Meeting to be held on the 3rd day of June, 2020 at the Loch Arbour Municipal Building, 550 Main Street, at such time and place, or at any time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning the said Ordinance.

Marilyn Simons, RMC
Village Clerk