

TOWNSHIP OF MOORESTOWN

ORDINANCE NO. 2-2012

**AMENDING CHAPTER 168 “VEHICLES AND TRAFFIC”
ARTICLE V ENTITLED “EMERGENCY NO PARKING”**

WHEREAS, the Moorestown Township Traffic Safety Officer, in consultation with the Acting Director of Public Works and the Township Manager, has recommended that Article V be amended to provide that during an emergency or disaster event, the Emergency Management Coordinator may proclaim no parking upon public streets; and

WHEREAS, in light of the significant snow and weather-related storms the Township of Moorestown has experienced in recent years, the Township Council wishes to improve the ability of emergency management personnel and crews to perform their duties as they relate to clearing the streets and roadways for safe passage by the motoring public.

NOW, THEREFORE, BE IT ORDAINED BY THE Township Council of Moorestown, in the County of Burlington, State of New Jersey, that:

Section 1: Sections 168-32 through 168-35, i.e., all sections under Article V, Emergency No Parking, shall be deleted in their entirety and replaced with the following language:

168-32. Designation of emergency no parking.

During an actual emergency or disaster, or a forecast emergency or disaster in Moorestown Township, the Moorestown Emergency Management Coordinator or in his absence, a Deputy Emergency Management Coordinator or designee, may issue an Emergency Proclamation as authorized by State law, (NJ Civil Defense Act of 1942, Amended and Supplemented by Chapter 251, PL – 1942) designating that there shall be no parking upon those streets or parts of streets indentified in the Emergency Proclamation. The Emergency Proclamation will establish a date and time of commencement, and a superseding Emergency Proclamation will be issued establishing a date and time for the termination of such emergency.

These regulations shall be in addition to, and supplement all other laws of the State of New Jersey, the County of Burlington, and the Township of Moorestown.

Notification as to the date and time of the commencement of such declared emergency, as well as the date and time of the declaration of the end of such emergency, may be made by any, or all of the following; Township Reverse 911; Township website; Nixel; News Media.

168-33. Removal of Vehicles.

Any unoccupied vehicle parked or standing in violation of this article shall be deemed a nuisance to the safe and proper regulation and movement of traffic, and any police officer may provide for the immediate removal of such vehicle. The owner shall pay the reasonable costs for the removal and storage which may result from such removal, before regaining possession of the vehicle.

168-34. Penalties.

The fine for violation of this article shall be \$75.00 plus court costs, which may be paid through the Municipal Court.

Section 2: Section 168-74. Schedule XXIV: Snow Emergency No-Parking Areas shall be deleted in its entirety.

Section 3: Severability: If any portion of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole, or any other part thereof. Any invalidation shall be confined in its operation to the section, paragraph, sentence, clause, phrase, term, or provision or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 4: Repealer. All ordinances inconsistent with this ordinance are hereby repealed only to the extent of said inconsistency.

Section 5: Effective Date. This ordinance shall take effect 20 days after publication and according to law.

Section 6: Short Title. This ordinance shall be known as Ordinance No. 2-2012.

NOTICE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey, held on January 23, 2012. This ordinance will be further considered for final passage by the Township Council at a meeting to be held at the William Allen Middle School, 801 North Stanwick Road, Moorestown, NJ on February 13, 2012 at 7:30pm or at any time and place to which such meeting may be adjourned. All persons interested will be given the opportunity to be heard concerning such ordinance. During the week prior to and including the date of such further consideration, copies will be made available at the Municipal Clerk's Office to any member of the general public who shall request such copies.

Patricia L. Hunt, RMC
Township Clerk