

BOROUGH OF BAY HEAD

ORDINANCE NO. 2024-12

**AN ORDINANCE OF THE BOROUGH OF BAY HEAD,
COUNTY OF OCEAN, STATE OF NEW JERSEY TO
AMEND AND SUPPLEMENT CHAPTER 222 OF THE
CODE BOOK ENTITLED “VEHICLES AND TRAFFIC”**

WHEREAS, N.J.S.A. 39:4 – 197 confers upon the Borough of Bay Head a right to establish resident handicapped on-street parking in order to preserve and safeguard the public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 39:4 -197.6, any municipality may, by ordinance establish a restricted parking zone in front of a residence occupied by a handicapped person if a windshield placard or wheelchair license plates have been issued for a vehicle owned by that person, or by another occupant of the residence who is an immediate member of the family of the handicapped person, by the New Jersey Department of Motor Vehicles pursuant to the provisions of P.L. 1949, c.280 (C.39:4-204 et seq.), provided the permitting does not interfere with the normal flow of traffic; and

NOW THEREFORE, BE IT ORDAINED, by the governing body of the Borough of Bay Head, County of Ocean and State of New Jersey as follows:

SECTION 1. The Borough Code of the Borough of Bay Head is hereby amended and supplemented as follows and that those portions not set forth shall remain unchanged:

Chapter 222 “Vehicles and Traffic”

Article III “Traffic Regulations” are hereby amended and supplemented as follows:

§ 222-27 “Schedule IX: Parking, Resident Handicapped On-Street”.

Restricted parking spaces (measuring approximately 22 feet in length) in front of residential buildings for use by persons who have been issued special vehicle identification cards by the Motor Vehicle Commission and handicapped parking permits issued by the Borough of Bay Head.

Name

Address

Applegate

135 Park Avenue, Bay Head, NJ

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. Since this ordinance is legislative in nature, there shall be the codification of same in the General Ordinance Book of the Borough of Bay Head.

SECTION 5. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Borough Council on first reading at a meeting of the Borough Council of the Borough of Bay Head held on the 3RD day of June 2024 and will be considered for second reading and final passage at a regular meeting of the Borough Council to be held on the 8th day of **July 2024** at 7:00 PM, at the Municipal Building, 83 Bridge Avenue, Bay Head, NJ 08742, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.

Members of the general public may obtain a copy of the ordinance without cost during normal business hours from the Municipal Clerk's Office, 83 Bridge Avenue, Bay Head, New Jersey.

NOTICE OF ADOPTION

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing ordinance published herewith has been finally adopted by the Borough Council of the Borough of Bay Head, in the County of Ocean, New Jersey on July 8, 2024.

ATTEST:

APPROVED:

Antoinette Jones, Municipal Clerk

William W. Curtis, Mayor