

ORDINANCE NO. 2024-10

**AN ORDINANCE OF THE BOROUGH OF HARVEY CEDARS, OCEAN COUNTY,
NEW JERSEY AMENDING CHAPTER 19 ENTITLED “STREETS & SIDEWALKS”
AS IT PERTAINS TO THE COMMERCIAL USE OF PUBLIC STREET ENDS**

**THE BOARD OF COMMISSIONERS OF THE BOROUGH OF HARVEY
CEDARS DOES ORDAIN AS FOLLOWS:**

Section 1. Section 19-2.2 of the Revised General Ordinances of the Borough of Harvey Cedars entitled “Permitted Use” is hereby repealed and readopted as follows (underscores represent additions; ~~strikethroughs~~ represent deletion):

19-2.2 Permitted Use. From October 15th through May 14th commercial businesses shall be permitted to use ~~any public~~ 79th street end for loading and unloading materials under the following conditions:

1. Loading and unloading shall be between 9:00AM to 5:00PM
2. No loading or unloading on weekends and holidays
3. Idling of vehicles and equipment are prohibited
4. Mooring to public property is prohibited
5. No overnight dockage

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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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

Section 4. This ordinance shall take effect upon its passage and publication as required by law.

MOTION TO ADOPT: Commissioner Rice

SECOND: Commissioner Gieger

ROLL CALL:

AYES: Imperiale, Gieger, Rice

NAYS: none

ADOPTED ON: March 18, 2024

EFFECTIVE DATE: April 11, 2024

John M. Imperiale, Mayor

Joseph F. Gieger, Commissioner

Paul G. Rice, Commissioner