

**ROCKAWAY TOWNSHIP
COUNTY OF MORRIS, NEW JERSEY**

ORDINANCE NO. O-23-20

**ORDINANCE AMENDING CHAPTER 7 - ARTICLE II OF THE REVISED
ORDINANCES OF THE TOWNSHIP OF ROCKAWAY IN ORDER TO ADD
NEW ORDINANCE SECTION 65 ET. SEQ. ESTABLISHING A PARTIAL
TITLE 39 ENFORCEMENT PLAN FOR THE REGULATION OF PARKING,
STANDING INGRESS, EGRESS, AND THE FLOW OF TRAFFIC ON
PRIVATE PROPERTY OWNED BY PONDVIEW, INC. IDENTIFIED ON
THE OFFICIAL TAX MAP OF ROCKAWAY TOWNSHIP AS BLOCK 11501
LOTS 41, 45 & 47 AND BLOCK 11502 LOT 2**

WHEREAS, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

WHEREAS, Rockaway Township (“Township”) has identified the need for general control of parking, standing, and flow of traffic applicable to the completed development part of the private property located at Lots 41, 45 & 47 in Block 11501 and lot 2 in Block 11502 of the Official Tax Map of the Township of Rockaway; and

WHEREAS, pursuant to N.J.S.A. 39:5A-1 the owner of such private property has made application to the Township requesting that the Township authorize the owner's application and accept police enforcement of the New Jersey Motor Vehicle Statutes to such property; and

WHEREAS, a Title 39 Enforcement Plan dated March 31, 2023 certified by Theodore Cassera of Bowman Consulting Group, Ltd. (“Bowman”) has been submitted to and reviewed by the Township Engineer and the Township Police Department; and

WHEREAS, the Township Engineer, along with the Police Department, Department of Public Works, and fire Official have reviewed and approved the said Title 39 Enforcement Plan and further recommend that the Township Council accept the property owner’s application to have Title 39 of the New Jersey Statutes applied to the subject property and to provide for police patrol of and enforcement of the New Jersey Statutes on such property; and

WHEREAS, the Township Council wishes to accept the property owner’s application and the Title 39 Enforcement Plan dated March 31, 2023 as recommended by the Township Engineer and the Township Police Department.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Rockaway, County of Morris and State of New Jersey as follows:

Section 1.

Rockaway Township Municipal Code 7-66 et seq. entitled “TITLE 39 TRAFFIC ENFORCEMENT PLAN FOR PONDVIEW is hereby established to authorize the application and police enforcement of Title 39 of the New Jersey Statutes to the private property located at Lots 41, 45 & 47 in Block 11501 and lot 2 of Blook 11502, and to adopt the Title 39 Enforcement Plan of Bowman Consulting Group, Ltd. dated March 31, 2023 (which is attached hereto and made a part hereof by reference) in its entirety and by placing signs, marking roadways, parking areas, curbs, etc. to regulate parking, standing, ingress, egress and the flow of traffic in accordance with such plan as it pertains to the completed portions of the Pondview development on the subject property located in Rockaway Township with such Ordinance to read as follows:

§7-66 PONDVIEW 7-

66.1 Stop Signs.

Forty-five (45) “Stop” signs and four (4) “Stop” signs with “All-Way” plaque shall be constructed and enforced as set forth and identified at locations identified as #1 and #1P, respectively on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-66.2 Handicapped Signs / Reserve Parking.

Fifty-Two (52) “Handicapped Signs / Reserve Parking” signs shall be constructed and enforced as set forth and identified at locations identified as #2 on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-66.3 No Parking Sign.

Fifty-One (51) “No Parking” signs shall be constructed and enforced as set forth and identified at locations identified as #3 on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-66.4 Do Not Enter Sign.

Two (2) “Do Not Enter” signs shall be constructed and enforced as set forth and identified at locations identified as #4 on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-66.5 Speed Limit.

Twenty-Three (23) Speed Limit 25 MPH signs shall be constructed and enforced as set forth and identified at locations identified as #5 on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-65.6 One Way Sign.

Three (3) “One Way” signs shall be constructed and enforced as set forth and identified at locations identified as #6 on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-66.7 Parking in Designated Areas Only Sign.

Twenty-Nine (29) “Parking in Designated Areas Only” signs shall be constructed and enforced as set forth and identified at Locations identified as #7 on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

7-66.8 No Parking – Fire Zone”

Yellow striping, paralleling the curb denoting “No-Parking-Fire Zone” exists at locations throughout the Pondview Development as set forth and identified at Locations identified on the Title 39 Traffic Enforcement Plan Bowman Consulting Group, Ltd. dated March 31, 2023 which is made part of this chapter.

Section 2.

The appropriate officers and employees of the Township are authorized to direct and require the property owner to place, replace, change, and to maintain all signs, curb and road markings, etc., and to take any and all steps necessary to effectuate the purposes of this Ordinance.

Section 3.

All ordinances, resolutions, and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4.

If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to this action, paragraph, article, subdivision, clause or provisions so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

Sections 5.

This ordinance shall take effect as required by law.

CERTIFICATION

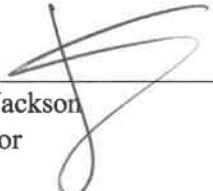
I, **EVERETT FALT**, DO HEREBY CERTIFY, the foregoing to be a true copy of an Ordinance introduced by the Township Council of the Township of Rockaway at a duly convened meeting held on July 11, 2023 and finally adopted on August 8, 2023.



Everett Falt, MPA, RMC, CMC
Township Clerk

Approved by:


Howard Kritz
Council President



Joe Jackson
Mayor

APPROVED
 VETO(SEE ATTACHED STATEMENT)

ORDINANCE 23-20
INTRODUCED JULY 11 TWP COUNCIL REGULAR MEETING
MOTION QUINN
SECOND SALBERG
ROLL CALL AYE FRIEDLANDER, NOON, D. BROOKES, SACKETT, SALBERG,
WOJTOWICZ, QUINN, PRESIDENT KRITZ
NAY NONE
ADVERTISED 7/17/2023

ADOPTED AUGUST 8 TWP COUNCIL REGULAR MEETING
MOTION QUINN
SECOND FRIEDLANDER
ROLL CALL AYE FRIEDLANDER, NOON, SACKETT, R. BROOKES, SALBERG,
WOJTOWICZ, QUINN, PRESIDENT KRITZ
ADVERTISED AUGUST 14, 2023