

ORDINANCE NO. 2023- 09

**AN ORDINANCE OF THE BOROUGH OF SOUTH TOMS RIVER, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 7 OF THE BOROUGH CODE ENTITLED "TRAFFIC" SPECIFICALLY SECTION 7-16 ENTITLED "PARKING OF CERTAIN TRUCKS, VEHICLES AND TRAILERS PROHIBITED."**

**THEREFORE, BE IT ORDAINED** by the Mayor and Borough Council of the Borough of South Toms River, County of Ocean, State of New Jersey as follows:

**SECTION 1.** Chapter 7 of the Borough Code, entitled "Traffic" specifically Section 7-16 entitled "Parking of Certain Trucks, Vehicles and Trailers Prohibited." is hereby amended and supplemented to read as follows:

**§7-16. Parking of Certain Trucks, Vehicles, Equipment and Trailers Prohibited.**

No person shall park a truck or vehicle over seven tons gross vehicle weight rating (GVWR), a school bus, or any other type of bus, recreational vehicle, camper, boat, trailer, dumpster or portable on-demand storage structure ("POD") on any municipal street or roadway.

Commercial vehicles and trailers may be excepted from this prohibition if temporarily parked (no longer than 8 consecutive hours) while being utilized for active work at a property, including but not limited to construction and landscaping, or as part of an emergency response. Trailers shall include, but not be limited to, boat trailers, travel trailers, utility trailers, car trailers, low boys, and flat beds.

All vehicles owned or operated by a public entity, or an entity providing fire, emergency or utility services shall also be exempted from this prohibition.

**SECTION 2.** If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect or invalidate the remainder of this Ordinance but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the

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controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

**SECTION 3.** All Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed, but only to the extent of such inconsistencies.

**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be 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.

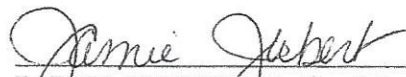
**SECTION 5.** This ordinance shall take effect after second reading and publication as required by law.

**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 South Toms River on the 10th day of July, 2023, and will be considered for second and final passage at a meeting of the Borough Council to be held on the 24th day of July, 2023, at 7:00 AM/PM. at the Municipal Building located at 19 Double Trouble Road, South Toms River, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

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**JAMIE JUBERT**, Acting Municipal Clerk  
Borough of South Toms River