

**BOROUGH OF WALLINGTON  
BERGEN COUNTY  
ORDINANCE NO. 2021-017**

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 336 OF THE CODE OF  
THE BOROUGH OF WALLINGTON TO REQUIRE OWNERS AND OPERATORS OF  
LIMOUSINES TO PRODUCE INSURANCE POLICIES AS REQUIRED BY STATE LAW**

**WHEREAS**, N.J.S.A.48:16-14 requires an owner of a limousine to file proof of insurance meeting the standards in that section with the Borough Clerk in order to operate within the Borough; and

**WHEREAS**, the Mayor and Council desire to establish a process for the filing of such proof of insurance.

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH  
OF WALLINGTON AS FOLLOWS:**

1. Chapter 336-1 of the Code of the Borough of Wallington is amended supplemented by adding thereto the following definitions:

Limousine – Any automobile or motor car used in the business of carrying passengers for hire to provide pre-arranged passenger transportation at a fare on a dedicated, non-scheduled, basis that is not conducted on a regular route and with a seating capacity in no event of more than 14 passengers (not including the driver) provided, that such a vehicle shall not have a seating capacity in excess of four passengers (not including the driver) beyond the maximum alpha seating capacity of the vehicle (not including the driver) at the time of the manufacture. Limousine shall not include taxi cabs, hotel buses or buses employed solely in transporting school children or teachers or auto buses which are subject to the jurisdiction of the Department of Transportation or interstate auto buses required by Federal or State law or regulations of the Department of Transportation to carry insurance against loss from liability imposed by law on account of bodily injury or death.

2. Section 336-2 is amended and supplemented to read as follows:

No person shall operate a taxicab or limousine within the Borough unless the limousine, the taxicab and its driver are licensed pursuant to this Chapter and unless policies of insurance demonstrating that the owner or operator has in place the

insurance required under Section 336-7 is filed with the Borough Clerk.

3. Section 336-7 is amended and supplemented by adding thereto new Subsections B and C to read as follows:

B. No limousine shall be operated wholly or partly along any street in the Borough of Wallington until the owner of the limousine shall file with the Borough Clerk an insurance policy from a company duly licensed to transact business under New Jersey law in the amount of \$1,500,000 insuring against loss by reason of liability imposed by law upon the limousine owner or operator for damages on account of bodily injury or death suffered by any person as a result of accident occurring by reason of the ownership, maintenance or use of the limousine upon any public street and otherwise meeting the requirements of N.J.S.A. 48:16-14.

C. Upon filing of the policy of insurance meeting the qualifications in subsection B, the Borough Clerk is authorized to execute and deliver a limousine/livery certificate in substantially the following form evidencing the filing of the requisite insurance policy:

LIMOUSINE/LIVERY CERTIFICATE

The original of this Certificate must be displayed within the vehicle.

This is to certify that NAME OF BUSINESS, STREET ADDRESS, TOWN, NJ, ZIP, has filed with this office Policy # \_\_\_\_\_ of the INSURANCE COMPANY NAME., expiration date \_\_\_\_\_ with liability limits of at least in the amount of \$1,500,000.00.

This is to further certify that the above insurance policy has been filed as proof of coverage of the following limousine:

Name of Owner:  
Make and Year of Vehicle:  
Registration # of Vehicle:

Given under my hand and the seal of the Borough of Wallington this DATE CERTIFICATE IS BEING ISSUED

Signature: \_\_\_\_\_  
Type Name \_\_\_\_\_,  
Borough Clerk

4. Section 336-11 is supplemented by adding a new Subsection C to read as follows:

C. Filing of Insurance Policy and Issuance of Acknowledgement. The fee for the Borough Clerk's acceptance for filing proof of insurance and issuance of an acknowledgement of such filing as provided in Section 336-2 shall be \$100.

5. All ordinances or parts of ordinances which are inconsistent with this ordinance are hereby repealed, but only to the extent of such inconsistency.

6. This ordinance shall take effect upon final passage and publication as prescribed by law.

**Introduction/First Reading**

| Member      | Motion | Second | Aye | Nay | Abstain | Certified as a true copy of a Resolution adopted by the Borough Wallington at a below date meeting.<br><br>_____<br>Greg Zagaja<br>Act. Deputy Borough Clerk |
|-------------|--------|--------|-----|-----|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Rachelski   |        |        | X   |     |         |                                                                                                                                                              |
| Ivanicki    |        |        | X   |     |         |                                                                                                                                                              |
| Preinfalk   | X      |        | X   |     |         |                                                                                                                                                              |
| Androwis    |        |        | X   |     |         |                                                                                                                                                              |
| Orzechowski |        | X      | X   |     |         |                                                                                                                                                              |
| Sadecki     |        |        | X   |     |         |                                                                                                                                                              |

Approved: June 10, 2021  
BOROUGH OF WALLINGTON

**Second Reading/Adoption**

| Member      | Motion | Second | Aye | Nay | Abstain | Certified as a true copy of a Resolution adopted by the Borough Wallington at a below date meeting.<br><br>_____<br>Greg Zagaja<br>Act. Deputy Borough Clerk |
|-------------|--------|--------|-----|-----|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Rachelski   |        |        | X   |     |         |                                                                                                                                                              |
| Ivanicki    |        |        | X   |     |         |                                                                                                                                                              |
| Preinfalk   |        | X      | X   |     |         |                                                                                                                                                              |
| Androwis    | X      |        | X   |     |         |                                                                                                                                                              |
| Orzechowski |        |        | X   |     |         |                                                                                                                                                              |
| Sadecki     |        |        | X   |     |         |                                                                                                                                                              |

Approved: July 22, 2021  
BOROUGH OF WALLINGTON

By: \_\_\_\_\_  
Mayor Melissa Dabal