

**AN ORDINANCE AMENDING CHAPTER 18, SECTION 2.1 OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(ESTABLISHING A FIRE LANE AT BERNARD M. DEGNAN PARK--PENALTY)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 18, Section 2.1 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to modify the set forth in Chapter 18, Section 2.1 of the Revised General Ordinances of the Township of West Orange (the “Township Code”) such that the penalties for parking fees in the fire lane set forth in Chapter 18, Section 2.1 shall be amendable by Resolution in the future by approval of the Township Council, a necessity in an everchanging socioeconomic climate.

II. CHAPTER 18, SECTION 2.1 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

§18-2.1 BE AND HEREBY AMENDED AS FOLLOWS:

- The portion entitled “Penalty” which specifies the fee for penalties for parking in fire lanes under Chapter 18, Section 2.1 of the Revised General Ordinances of the Township of West Orange regarding fire prevention and safety shall be repealed and replaced by the following language:
 - a. Establishment of Fire Lane. There is hereby established a fire lane at Bernard M. Degnan Park the boundaries of which are described in Schedule "A" included as an attachment to this chapter.
 - b. Notice to Public. The Township Engineer and/or Police and Fire Departments shall cause to be posted appropriate notice to the public of the boundaries of the fire lane and the penalties for parking a motor vehicle therein.
 - c. Removing and Impounding of Motor Vehicles. Parking of a motor vehicle within the fire lane is expressly prohibited at any time. Any motor vehicle parked therein may be taken into possession by the Police Department and towed to some proper storage place and there held until all penalties are paid and until all towage and storage charges are paid by the owner of the motor vehicle.
 - d. Penalty. Unless another penalty is expressly provided by New Jersey Statute any person convicted of a violation of this section shall be subject to a fine of

\$75 in an amount to be prescribed by Resolution in addition to any towage and storage charges. Multiple violations will result in increased fines which are established and prescribed by Resolution. These penalty provisions shall apply to the illegal parking in any designated fire lane in the Township.

e. Exceptions. The provisions of this subsection shall not apply to the following:

- 1. Township Police and Fire motor vehicles.
- 2. All other Township-owned motor vehicles parked while Township employees are in the course of their employment.
- 3. Motor vehicles belonging to public utilities which are parked in furtherance of the normal activities of the utility.

f. Enforcement. Enforcement of this section shall be the responsibility of the Police and Fire Departments.

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

IV. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

V. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

SUSAN MCCARTNEY, MAYOR

**BILL RUTHERFORD,
COUNCIL PRESIDENT**

**KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK**

INTRODUCED: May 21, 2024

ADOPTED: June 10, 2024

Legislative History

The purpose of this ordinance is to modify the fines set forth in Chapter 18 of the Revised General Ordinances of the Township of West Orange to be subject to adjustment by Resolution.