

**TOWNSHIP OF PEQUANNOCK**

**ORDINANCE NO. 2012-25**

**AN ORDINANCE AMENDING CHAPTER 177 (VEHICLES AND TRAFFIC)  
OF THE TOWNSHIP CODE REGARDING VEHICLE PARKING**

**BE IT ORDAINED** by the Township Council of the Township of Pequannock, in the County of Morris and State of New Jersey, as follows:

**Section 1.** Chapter 177, Section 177.11 entitled "All night parking" is hereby repealed.

**Section 2.** Chapter 177, Section 177.25.02 shall be re-titled "Overnight parking of certain vehicles prohibited," and shall be amended to read in its entirety as follows:

**177.25.02 Overnight parking of certain vehicles prohibited.**

It shall be unlawful for any person to park the following described vehicles upon any township or county street, located within the Township of Pequannock between the hours of 11:00 p.m. and 6:00 a.m. on any day.

- a. Any commercial vehicle having a gross weight of 7,200 pounds or more and/or a maximum length of 19 feet, including vans registered with commercial plates, vans for commercial purposes, contracting equipment, vehicles registered as livery vehicles, taxis or any other business intended vehicle for transportation of passengers for a fee, Township of Pequannock emergency vehicles are excluded.
- b. All recreation vehicles having a gross weight of 5,200 pounds and/or a maximum length of 15 feet, including, but not limited to, motor homes, all terrain vehicles, campers, boat trailers, utility trailers, landscaping trailers or any other type of trailer requiring a New Jersey Motor Vehicle Commission registration plate, whether such registration plates are considered under Motor Vehicle Commission regulations to be commercial or private plates.
- c. Any vehicles having more than four wheels exclusive of a spare wheel intended to be used as a spare tire.
- d. Any attached trailer or unattached trailer regardless of the status of the registration of the vehicle said trailer is attached to.
- e. The provisions of this subsection are not intended to prohibit vehicles parking on any township or county street, located within the Township of Pequannock between the hours of 11:00 p.m. and 6:00 a.m. that are registered as a private passenger vehicle but not limited and used for personal transportation only, including vehicles commonly referred to as sport utility vehicles, family vans, rear open bed pick up trucks and utility vans.
- f. There shall be no prohibition in this subsection on the parking of any vehicle for the purpose of installing, maintaining or performing public utility services.
- g. Whenever certain hours are named in this subsection, they shall mean either eastern standard time or eastern daylight savings time, as may be in current use by the township.
- h. The owner of any vehicle described herein who shall violate or fail to comply with any provisions of this subsection, upon conviction thereof, shall be assessed a fine of \$55.00 for the first offense and \$200.00 for each subsequent offense.

**Section 3.** Chapter 177, Section 177.10 entitled "Temporary parking prohibition for snow plowing and removal," shall be amended to read in its entirety as follows:

**§ 177.10 Temporary parking for snow plowing and removal.**

- A. Prohibition on parking when roads are snow covered. No vehicle shall be parked on any street, highway, or portion thereof within the Township whenever snow or ice has fallen and the accumulation is such that the Township determines that roads must be treated. This prohibition shall remain in effect until the streets have been plowed to the extent that parking will not interfere with the normal flow of traffic. It shall be a violation of this chapter to park a vehicle in violation of this section.

- B. Any unoccupied vehicle parked or standing in violation shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and any peace officer may provide for the removal of such vehicle. the owner shall pay the reasonable costs of the removal and storage which may result from such removal, before regaining possession of the vehicle.
- C. Signs shall be placed at appropriate locations indicating that parking is prohibited throughout the Township when roads are snow or ice covered.

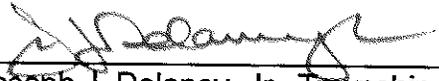
**Section 4.** If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

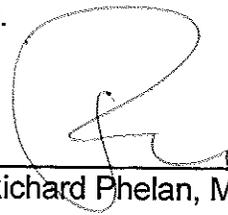
**Section 5.** All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 6.** This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

**Introduced: October 23, 2012**

**Adopted: November 27, 2012**

  
\_\_\_\_\_  
Joseph J. Delaney, Jr., Township Clerk

  
\_\_\_\_\_  
Richard Phelan, Mayor