

ORDINANCE NO. 3201-10

**AN ORDINANCE TO AMEND AND SUPPLEMENT ARTICLE II,
SECTION 126, OF THE CODE OF THE BOROUGH OF RUTHERFORD
TO CREATE A PARKING PERMIT PROGRAM**

WHEREAS, the Borough of Rutherford finds that parking restrictions in designated residential areas is necessary and advisable; therefore, the Borough hereby establishes this residential parking program; and

WHEREAS, the purpose of this program is to:

- (1) reduce hazardous traffic conditions within the residential areas by reducing the commercial, business, and commuter traffic;
- (2) protect the residential area from air pollution, excessive noise, trash, and refuse caused by the entry of such traffic;
- (3) protect the residents from unreasonable burdens in gaining access to their residences;
- (4) promote efficiency in the maintenance of those streets in a clean and safe condition;
- (5) address a critical parking shortage;

and therefore

IT IS HEREBY ORDAINED by the Mayor and Council of the Borough of Rutherford, County of Bergen, and State of New Jersey as follows:

Section I: Article II, Section 126, of the Code of the Borough of Rutherford is hereby amended to include the following additional Subsection:

§ 126-42 Permit Only Parking Zones

A. No vehicle shall be parked on the following streets, or parts of streets, except pursuant to a permit issued under this Ordinance, between the hours of 8:00 a.m. and 5:00 p.m. on Monday through Friday, with the exception of recognized legal holidays.

LOCATION Area Boundaries

The areas for which this ordinance affects shall be all streets between and including Mountain Way to Route 17 South and Barrows Avenue to Summit Cross. (see map)

PERMITS

B. A parking permit of a design specified by the Borough of Rutherford will be issued to the resident owner of a specific vehicle upon submission of the appropriate application and supporting documents. The permit shall display the permit number, the make, model, and color of the vehicle, and the date the permit

expires. No permit shall be issued to a vehicle having more than four wheels. The vehicle must be owned by a person residing in the Borough of Rutherford.

C. The following proof of residency of vehicle's owner must be presented and approved by the Rutherford Police Department before a permit is issued:

- (1) a copy of a valid New Jersey Driver's License for the applicant which, except for leased or company-owned vehicles, reflecting an address with the Borough of Rutherford;
- (2) except for leased vehicles (see (5) below) and company vehicles (see (6) below), a copy of a valid New Jersey Motor Vehicle Registration for the vehicle for which the permit is sought, reflecting an address within the Borough of Rutherford;
- (3) proof of the vehicle being insured in the state of New Jersey;
- (4) a current utility or telephone bill with the resident's name, and with the same address as described on the driver's license and motor vehicle registration;
- (5) if the vehicle for which a permit is sought is leased, then a copy of the Lease Agreement must be exhibited;
- (6) a resident who requests a permit for a company vehicle must provide a letter from a reasonable company official, under oath, confirming that the vehicle is assigned to that person

D. The permit is to be displayed on the front driver's side dash board or rear view mirror when the vehicle is parked. The permit shall be removed when the vehicle is in motion.

E. If a person to whom a permit is issued changes his or her resident address, but remains a resident of the Borough of Rutherford, a new permit must be obtained.

F. All permits will automatically be revoked if the assigned vehicle ceases to qualify for the permit, or if a person ceases to be a resident of the Borough to whom a permit has been issued. If revoked, the permit shall be promptly returned to the Rutherford Police Department.

VISITOR'S PERMITS

G. Two visitor permits per household may be issued for use by visitors to residents on the streets, or parts of streets, listed in _____ only while visitors are actually visiting the household to which they were issued. There shall be a rebuttable presumption that any vehicle parked more than one block from the household for which the visitor permit has been issued is not visiting such household.

H. The visitor permit is to be displayed on the front driver's side dashboard above the steering wheel, and must be fully readable from the exterior of the vehicle.

I. The visitor permit shall be returned to the resident at the conclusion of the visit.

J. The visitor permit shall be valid for one (1) year from the date of issue. The expired visitor permit must be returned to the police department before a new one can be issued.

K. No visitor permit shall be issued to any person residing in any building exclusively used by students and affiliates of a college.

NEW PERMITS REQUIRED FOR CHANGES IN RESIDENCY OR VEHICLES

L. A new permit must be obtained in the event of change of residency or change of any vehicle or license plate on a previously registered automobile.

REVOCAION OF PERMITS

M. Parking permits will automatically be revoked if a vehicle ceases to qualify, if affixed to a car other than the one so designated at the time of application, or if the vehicle registration number on the parking permit is different than the one on the vehicle.

N. Any vehicle bearing a revoked parking permit and parked on a street posted "permit only" will be subject to the same penalty as a vehicle parked in that location without a valid permit.

EXPIRATION OF PERMITS

O. Permits will be valid for two (2) years from the date of issue. Visitor permits shall be valid for one (1) year from the date of issue.

P. Any vehicle bearing an expired visitor permit and parked on a street posted "permit only" will be subject to the same penalty as a vehicle parked in that location without a valid permit.

VIOLATIONS AND PENALTIES

Q. Any vehicle parked in violation of the parking permit regulations will be subject to a fine of \$50.

R. Residents in possession of parking permits who misuse them are subject to revocation of the permits for one (1) year and a fine of \$100.

S. Any person(s) found to possess a valid, expired, or counterfeit resident, temporary, visitor, or business permit shall be subject to a fine of \$100.

T. Vehicles shall be granted a three hour grace period, after which time they will be ticketed.

ZONE DESIGNATED; GRACE PERIOD

U. The phrase “parking permit zone” shall mean such street or area upon which parking is permitted only for vehicles displaying a valid permit.

Section II: To the extent the streets covered by this ordinance are covered by other ordinances establishing restrictions, those ordinances are hereby amended to exclude these streets from those restrictions between the hours of 8:00 a.m. and 5:00 p.m. on Monday through Friday, with the exception of alternate side of the street parking, snow emergency parking, and designated legal holidays.

Section III: If any part of this ordinance is held to be invalid or unenforceable by any court of competent jurisdiction, it is the intent that the balance and remainder of this ordinance shall remain in full force and effect.

Section IV: This Ordinance shall become effective immediately upon passage and publication in accordance with law.

APPROVED: _____
John F. Hipp
Mayor

ATTEST: _____
Mary P. Kriston
Borough Clerk

Introduced: **March 23, 2010**

Adopted: **April 27, 2010**



Borough of Rutherford

RUTHERFORD, NJ 07070
Resident Parking Program



RESIDENT _____ TEMPORARY _____ VISITOR _____ BUSINESS _____

NAME _____

ADDRESS (No PO Boxes) _____

TOWN _____ ZIP _____

TELEPHONE NUMBER _____ CELL _____

DRIVER'S LICENSE NUMBER _____ STATE _____

PROPERTY / BUSINESS OWNER'S NAME _____

ADDRESS _____

TOWN _____ STATE _____ ZIP _____

TELEPHONE NUMBER _____ CELL _____

VEHICLE NEEDING PERMIT

MAKE OF VEHICLE _____ MODEL _____ COLOR _____

PLATE NUMBER _____ VIN# _____

TYPE OF RESIDENCE

ONE FAMILY _____ TWO FAMILY _____ MULTI FAMILY _____

APT BUILDING _____ BUSINESS _____

OFF STREET PARKING _____ NUMBER OF VEHICLES _____

SIGNATURE _____ DATE _____

FOR POLICE USE ONLY

VALID D/L _____ REG _____ INS _____ PROOF OF RESIDENCY _____

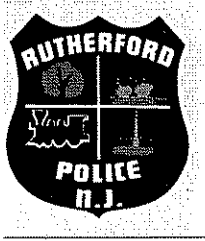
RESIDENT PERMIT # _____ VISITOR PERMIT# _____

BUSINESS PERMIT # _____

EXPIRATION OF PERMIT _____

ISSUING OFFICER'S SIGNATURE _____ DATE _____





Rutherford Police Department

184 Park Avenue, Rutherford, NJ 07070

Telephone: (201) 939-6000

Traffic Bureau
PO William Gumbman

Thank you for participating in the Rutherford Resident Parking Program. In order to obtain the appropriate Resident Parking Permit you must complete the following steps:

1. Complete the attached application
2. A copy of a valid New Jersey Driver's License for the applicant which reflects an address within the Borough of Rutherford.
3. A copy of a Valid New Jersey Motor Vehicle Registration for the vehicle for which the permit is sought.
4. Proof of vehicle insurance. (copy of valid insurance card)
5. A current utility or telephone bill with the resident's name and address as described on the Driver's License and Motor Vehicle Registration.
6. If the vehicle for which the permit is sought is a company vehicle, a letter from a reasonable company official, under oath, confirming that the vehicle is assigned to that person. (NO COMMERCIAL VEHICLES)
7. Drop off the COMPLETED APPLICATION at Police Headquarters with copies of all the necessary documents.

You will be contacted when the Permit is completed!!

Additional permits can be picked up at any time at Police Headquarters or online at rutherford-nj.com

If you have any questions concerning the Resident Parking Program, you can contact the Rutherford Police Department Traffic Bureau by e-mail: traffic@rutherfordpd.com.