

TOWNSHIP OF UPPER DEERFIELD

ORDINANCE 709

AN ORDINANCE RESTRICTING THE PARKING OF COMMERCIAL VEHICLES, RECREATIONAL VEHICLES AND TRAILERS ALONG PUBLIC STREETS

WHEREAS, the Township Committee of Upper Deerfield has determined that there has developed a pattern of parking of commercial vehicles, recreational vehicles and other trailers along public streets which have created an unsafe and hazardous condition to pedestrians, residents and other members of the travelling public;

WHEREAS, the Township Committee of Upper Deerfield has determined that it is necessary to prohibit the parking of such vehicles along public roadways in order to protect the general public;

NOW, THEREFORE, BE IT ORDAINED by the Upper Deerfield Township Committee that Chapter 93, Article II, be amended to add the following information:

DEFINITIONS: As used herein, the following terms shall have the following meanings.

Commercial Vehicle. A “Commercial Vehicle” shall mean: 1) any vehicle which is used for the transportation of persons for hire, compensation or profit, or designed or used primarily for the interstate or intrastate transportation of property commodities, merchandise, produce, or freight of any kind; 2) any vehicle registered as a commercial vehicle in any state; 3) any vehicle used primarily in construction, industry, farming or other commercial business uses; equipment such as bulldozers, backhoes, tractors, trucks and similar equipment; 4) non-motorized dumpsters, storage units, tool lockers and other similar structures. The term “Commercial Vehicles” shall not include any private passenger automobile or pickup truck having been registered as a private passenger motor vehicle under the New Jersey State Motor Vehicle Code.

Recreational Vehicles. “Recreational vehicles” shall mean recreational vehicles of every kind or type without exception or limitation, whether registered or not, and if registered, regardless of the type or classification of any registration, including all travel trailers, motor homes, campers, RV’s, tent trailers, boats, all-terrain vehicles, motorcycles, four wheelers, dune buggies, snowmobiles, jet ski and any similar vehicle used for recreational purposes any trailer designed or used to carry any of the foregoing boat trailers, utility trailers, snowmobile trailers, motorcycle trailers and any similar trailer of vehicle.

Trailers. “Trailers” shall mean trailers of every kind and type, without exception or limitation, whether registered or not and, if registered, regardless of the type or classification of any registration, including any vehicle without motive power designed for carrying persons or property on its own structure and to be drawn by a vehicle with motive power, any piece of equipment used to transport any Recreational Vehicles, any utility trailer, dump trailers, semi-trailer, flatbed trailer, or similar item.

RESTRICTIONS AGAINST PARKING

No Commercial vehicle, Recreational vehicle or Trailer as defined herein shall be parked on or along any public street located in Upper Deerfield Township.

EXCEPTIONS.

The restrictions against parking as provided for herein shall not prohibit:

the temporary parking of Commercial Vehicles for the purposes of loading and/or unloading provided that such temporary parking shall not exceed two (2) hours in duration.

the temporary parking of Recreational Vehicles along a public street immediately abutting the lot upon which the owner or operator of the vehicle resides if such parking is solely for the purpose of readying the recreational vehicle for a planned trip, outing or vacation including the loading and/or unloading of personal effects and/or the preparation of the vehicle in connection with such planned trip, outing or vacation provided that such temporary parking shall not exceed two (2) hours in duration and shall occur during daylight hours

the temporary parking to render services to the immediately adjacent properties such as landscape services or other home repair type services but shall be limited to the hours of eight a.m. to five p.m.

PERMITS FOR NON-MOTORIZED DUMPSTERS.

A property owner or his/her contractor engaging in any demolition/construction work on any property may obtain a permit to place a non-motorized dumpster for construction debris on the shoulder of the immediately adjacent roadway for a period not to exceed seven (7) days where by reason of the nature of the demolition/construction work, or the physical characteristics of the property do not reasonably permit the placement of the dumpster on site. Provided that the owner/contractor obtains the permit available by this section, the placement of the dumpster on the shoulder of the adjacent roadway at the location and time permitted shall not be a violation of this ordinance. The placement of dumpster without a permit on any part of any roadway or adjacent shoulder shall be a violation. Three bidirectional emergency reflective triangles that conform to the requirements of Federal Motor Vehicle Safety Standard No. 125, § 571.125 of this title and any and all other warning devices as required by law, shall be utilized for any vehicle or equipment placed on a roadway shoulder as a condition of the permit issued pursuant to this section.

PENALTIES.

Any person violating any provision of this section or of this ordinance, shall, for a First Offense, be fined the sum of \$25.00. For a Second Offense occurring within one (1) year of the date of the First Offense, the penalty shall be \$75.00 and for the Third or Subsequent Offense, occurring within one (1) year of the First Offense, the sum of \$150.00.

James Crilley, Chairman

Finally October 3, 2013

Attested:

Roy J. Spoltore, Township Clerk

First Reading: September 5, 2013

Publication: September 24, 2013

Publication of Final Adoption: October 8, 2013