

## **CHAPTER VII**

### **TRAFFIC**

#### **7-1 DEFINITIONS.**

**7-1.1 Words and Phrases.** Whenever any words and phrases are used in this chapter, the meanings respectively ascribed to them in the N.J.S.A. 39:1 shall be deemed to apply to such words and phrases used herein. (Ord. No. 72-6)

**7-1.2 Official Time Standard.** Whenever certain hours are named in this chapter, they shall mean either Eastern Standard Time or Eastern Daylight Saving Time, as may be in current use in the Borough. (Ord. No. 72-6)

#### **7-2 AUTHORIZATION FOR THE CLOSING OF ANY STREET.**

- a. The Mayor or, in his/her absence, disability or inability to act, the Chief of Police and, in the event of his/her absence, disability or inability to act, then the ranking officer of the Police Department, is hereby authorized to provide by regulation for the closing of any street or portion thereof to motor vehicle traffic on any day or days during specified hours or any day or days whenever he/she finds that such closing is necessary for the preservation of the public safety, health or welfare.
- b. Any regulations promulgated by the Mayor and in accordance with subsection a. above, shall provide for the posting of proper warning signs of such closing on any street or portion thereof during the time the same is closed in pursuance thereof.

- c. Any violation of this regulation promulgated thereunder shall be punished by a fine not to exceed fifty (\$50.00) dollars.
- d. Any regulation adopted that mandates the closing of any street for a period greater than forty-eight (48) consecutive hours shall not become effective unless and until it has been submitted to and approved by the Commissioner of the Department of Transportation.  
(New)

### **7-3 TOW-AWAY.**

Any vehicle parked in violation of this chapter shall be deemed a nuisance and a menace to the safe and proper regulation of traffic, and any Police Officer may provide for the removal of that vehicle. The owner shall bear the reasonable costs of removal and storage which may result from such removal before regaining possession of the vehicle. (New)

### **7-4 PENALTIES.**

Unless another penalty is expressly provided by New Jersey Statute, every person convicted of a violation of a provision of this chapter or any supplement thereto shall be liable to a penalty of not more than fifty (\$50.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both. (New)

### **7-5 EFFECT OF CHAPTER.**

If any part or parts of this chapter are, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this chapter. (New)

**7-6 REPEAL.**

As provided in the Adopting Ordinance for the Revision of the Borough of Surf City Ordinances, all former traffic ordinances of the Borough are hereby repealed, and all ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this chapter are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the taking effect of this chapter. (New)

**7-7 REGULATIONS NOT EXCLUSIVE.**

The provisions of this chapter imposing a time limit to parking shall not relieve any person of the duty to observe other more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles as set forth in N.J.S.A. 39:4-138, any other New Jersey statute or as hereinafter provided. (Ord. No. 72-6)

**7-8 PARKING PROHIBITED DURING STATE OF EMERGENCY.**

- a. Upon the declaration of an emergency, there shall be no parking upon streets or sections of streets where temporary EMERGENCY NO PARKING signs are displayed. The Chief of Police or, in his/her absence, the Emergency Management Coordinator or Director of Police or ranking Police Officer is authorized to declare an emergency and to direct the posting of EMERGENCY NO PARKING signs when weather conditions, accidents, road construction, fire or public celebrations dictate or require avoidance of hazards or other conditions which interfere with the free flow of traffic. Notification that EMERGENCY NO PARKING signs are being or will be posted shall be given to the

operator or owner of any vehicle which has been parked prior to the posting of the signs.

- b. The effectiveness of this subsection is contingent upon the signs being erected as required by law.  
(New)

**7-9 TEMPORARY PARKING PROHIBITION FOR SNOW PLOWING AND REMOVAL.**

- a. Whenever snow has fallen and the accumulation is such that it covers the streets or highways, an emergency shall exist and no vehicle shall be parked on the streets or highways or portions thereof indicated.

The parking prohibitions listed below shall remain in effect after the snow has ceased until the streets have been plowed sufficiently and to the extent that parking will not interfere with the normal flow of traffic.

- 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 Police 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. The effectiveness of this section is contingent upon signs being erected as required by law.
- d. Unless another penalty is expressly provided by New Jersey State statute, every person convicted of a violation or provision of this section or any supplement thereto, shall be liable to a penalty of not more than fifty (\$50.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both.  
(Ord. No. 72-6; New)

*Temporary Parking Prohibition for Snow Plowing and Removal—Cont.*

<i>Name of Street</i>	<i>Location</i>
Barnegat Avenue	From 17th Street to South Third Street.
Central Avenue	From 25th Street to South Third Street.
Long Beach Boulevard	From 25th Street to South Third Street.
17th Street	From Boulevard to Barnegat Avenue.
South Third Street	From Boulevard to Central Avenue.
24th Street	From Boulevard to Central Avenue.

**7-10 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS.**

No person shall park a vehicle at any time upon any streets or parts thereof described. (Ord. No. 72-6; New)

<i>Name of Street</i>	<i>Side</i>	<i>Location</i>
Any street running in an easterly and westerly direction in the Borough of Surf City		Most westerly 50 feet.
Any street running in an easterly and westerly direction in the Borough of Surf City		Most easterly 150 feet.
Bay Terrace	Both	Between South First and South Second Streets.
Long Beach Boulevard	West	Between Sixth and Ninth Streets.
Ocean Drive	Both	From Thirteenth Street northerly to Nineteenth Street.
Ocean Terrace	Both	Between South First and South Second Streets.
Ocean Terrace	Both	Between 21st and 22nd Streets.
Public right-of-way 85 feet east of Long Beach Boulevard		From 14th Street northerly to 19th Street.

*Parking Prohibited at all Times on Certain Streets—Cont.*

<i>Name of Street</i>	<i>Side</i>	<i>Location</i>
Public right-of-way 85 feet west of Long Beach Boulevard		From 14th Street northerly to 19th Street.
Schneider Lane	Both	Between 24th and 25th Streets.
Twenty-fifth Street	South	From Long Beach Boule- vard, easterly.

**7-11 CONSTRUCTION ZONE: TRAFFIC CONTROLS FOR  
STREETS AND HIGHWAY CONSTRUCTION AND  
MAINTENANCE OPERATION AND ADOPTION OF  
MANUAL ON UNIFORM TRAFFIC CONTROL  
DEVICES FOR STREETS AND HIGHWAYS.**

**7-11.1 Controls Established for Construction Zone.** The Governing Body hereby finds and declares that problems of traffic control occur when traffic must be moved through or around street construction, maintenance operations, and utility work, above and below ground which requires blocking the roadway and obstructing the normal flow of traffic; and that such obstructions are or can become dangerous when not properly controlled. In order to better promote the public health, safety, peace and welfare, it is necessary to establish controls and regulations directed to the safety and expeditious movement of traffic through construction and maintenance zones and to provide safety for the work force performing these operations.

The Borough of Surf City, in the County of Ocean, State of New Jersey, does hereby adopt the current Manual on Uniform Traffic Control Devices hereafter known as M.U.T.C.D., except as hereby supplemented and amended, as

it controls and regulates whenever construction maintenance operations of utility work obstructs the normal flow of traffic. Any person, contractor, or utility, who fails to comply with the provisions of M.U.T.C.D. while performing such work is in violation of this section. (New)

**7-11.2 Pre-construction Meetings.** It shall be the responsibility of the person, contractor, or in the case of a public utility agreement the public utility wishing to conduct work on, under or above the roadway, to contact the Police Department in order to arrange a pre-construction meeting in order to submit plans for the safe movement of traffic during such period of construction or work. Any person, contractor or utility who fails to comply with this section prior to the start of such work or whose plans are not approved by the Police Department is in violation of this section. (New)

**7-11.3 Hazardous Conditions.** The person, contractor, or utility shall provide the Police Department with at least two (2) emergency contact phone numbers to be called in case of emergency problems at the construction or maintenance site prior to the start of any work. If for any reason emergency contact cannot be reached, or if the emergency contact person does not respond to the call from the Police Department to correct a hazardous condition, the Borough may respond to correct such hazardous condition. The reasonable fees for such emergency service by the Borough shall be charged to the person, contractor, or utility of such condition. (New)

**7-11.4 Hours.** There shall be no construction, maintenance operations, or utility work on any roadway in the Borough before the hour of 9:00 a.m. or after 4:00 p.m. This time limit may be adjusted to permit work prior to 9:00 a.m. or after 4:00 p.m. by the officer in charge of the Police Department. If it is determined by the officer in charge that the construction or maintenance operations prior to 9:00 a.m. or after 4:00 p.m. would substantially delay traffic or cause a

safety or health hazard, the work shall then be permitted only between 9:00 a.m. and 4:00 p.m. (New)

**7-11.5 Road Closing and Detours.** Road closing and/or traffic detours shall not be permitted unless approved by the Police Department. (New)

**7-11.6 Traffic Directors.** Traffic directors shall be posted at all construction or maintenance sites when determined by the Police Department that same is necessary to provide for the safety and expeditious movement of traffic. (New)

**7-11.7 Stop Work.** The Police Department shall have the authority to stop work, including the removal of equipment and vehicles, stored material within the street right-of-way, back filling of open excavations and/or other related work, in order to abate any nuisance and/or safety hazard or for any violation of this section. (New)

**7-11.8 Site Preparation.** It is to be expressly understood that no materials, vehicle or equipment are to be placed in the roadway or sidewalk or until all construction, signs, light devices and pavement markings are installed. (New)

**7-11.9 Violations and Penalties.** Any person, contractor or utility who commits a violation of this section shall, upon conviction thereof for a first offense pay a fine of not less than one hundred (\$100.00) dollars nor more than five hundred (\$500.00) dollars and/or be imprisoned in the County jail for a term not exceeding ninety (90) days. For a second offense, upon conviction thereof, pay a fine of not less than two hundred fifty (\$250.00) dollars and/or be imprisoned in the County jail for a term not exceeding ninety (90) days.

A separate offense shall be deemed committed on each day during or on which a violation occurs or continues. (New)

**7-11.10 Inconsistent Regulations.** All ordinances or parts of ordinances which are inconsistent with the provisions of

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this section are hereby repealed to the extent of any such inconsistency. (New)

**7-11.11 Approval by the Commissioner of Transportation.** This section shall take effect after approval by the Commissioner of Transportation twenty (20) days after passage and publication as prescribed by law. (New)

**7-12 STOPPING OR STANDING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS.**

No person shall stop or stand a vehicle between the hours specified on any day (except Sundays and public holidays) upon any of the streets or parts of streets described. (New)

<i>Name of Street</i>	<i>Sides</i>	<i>Hours</i>	<i>Location</i>
(Reserved)			

**7-13 PARKING TIME LIMITED ON CERTAIN STREETS.**

**7-13.1 Time Limit Parking.** No person shall park a vehicle for longer than the time limit between the hours listed on any day (except Sundays and public holidays) upon any of the streets or parts of streets described. (New)

<i>Street</i>	<i>Side</i>	<i>Time Limit</i>	<i>Hours</i>	<i>Location</i>
(Reserved)				

**7-14 PARKING PROHIBITED FOR STREET CLEANING.**

No person shall cause or permit to be parked any motor vehicle between the specified hours and days upon any street or parts thereof described. (New)

<i>Name of Street</i>	<i>Side</i>	<i>Hours and Days</i>	<i>Location</i>
(Reserved)			

**7-15 PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS.**

No person shall park a vehicle between the hours specified any day (except Sundays and public holidays) upon any of the streets or parts of streets described. (New)

<i>Name of Street</i>	<i>Side</i>	<i>Hours</i>	<i>Location</i>
(Reserved)			

**7-16 ANGLE PARKING.**

Angle parking only at a forty-five (45°) degree angle within the lines provided therefor shall be permitted on any of the following described streets or parts of streets. (Ord. No. 72-6)

<i>Name of Street</i>	<i>Side</i>	<i>Location</i>
Long Beach Boulevard Service Road	Both	Between Fifth Street and Ninth Street

**7-17 VEHICLES OVER DESIGNATED WEIGHT.****7-17.1 Parking of Certain Vehicles Prohibited.**

- a. *Prohibition.* No vehicle in excess of four (4) tons registered gross weight shall be parked on any street in the Borough, except Long Beach Boulevard.
- b. *Exceptions.* When any such vehicle is actually making delivery of goods or utilized for the providing of services to any property located on any other such street in the Borough, such vehicle delivering goods or providing such service shall not be subject to the prohibitions herein provided during the actual period of delivering such goods or providing such services.  
(Ord. No. 81-7; Ord. No. 85-6)

**7-17.2 Trucks over Designated Weight Excluded from Certain Streets.** Trucks over the registered gross weight are hereby excluded from the streets or parts of streets described except for the pick up and delivery of materials on such streets. (Ord. No. 95-1 § 1)

<i>Name of Street</i>	<i>Weight</i>	<i>Location</i>
Barnegat Avenue	4 tons	Between South 3rd Street and 17th Street.
17th Street	4 tons	Between Central Avenue and Barnegat Avenue.

**7-17.3 Trucks Excluded from Certain Streets.** Trucks or tractor trailers as defined in N.J.S.A. 39:1-1 et seq. are hereby excluded from the streets or parts of streets described except for the pick up and delivery of materials on such streets. (Ord. No. 85-12; Ord. No. 87-13 § 1)

<i>Name of Street</i>	<i>Location</i>
Bay Terrace	Between South First Street and South Second Street.
Ocean Terrace	Between the Atlantic Ocean and Long Beach Boulevard.
Ocean Terrace	Between South First Street and South Second Street.

**7-18 PARKING OF DETACHED, NONMOTORIZED TRAILERS PROHIBITED.**

- a. *Prohibition.* No detached trailer without motor power, designed for carrying persons or property and for being drawn by a motor vehicle, shall be parked on any public street in the Borough for longer than twenty-four (24) continuous hours, in any seventy-two (72) hour period.
- b. *Exception.* Disabled detached trailers which are reported to the Surf City Police Department immediately upon disablement are excluded from the prohibition set forth in paragraph a., provided that notification is made directly to the Police Department in writing, including the anticipated date and time of removal, which removal shall in no event be later than forty-eight (48) hours after such notice is received by the Police Department.  
(Ord. No. 89-7 § 1)

**7-19 PARKING OF COMMERCIAL VEHICLES PROHIBITED.**

- a. *Prohibition.* No commercial motor vehicle shall park on any public street in the Borough for longer than twenty-four (24) continuous hours, in any seventy-two (72) hour period.
- b. *Exception.* Disabled commercial motor vehicles which are reported to the Surf City Police Department immediately upon disablement are excluded from the prohibition set forth in paragraph a., provided that notification is made directly to the Police Department in writing, including the anticipated date and time of removal, which removal shall in no event be later than forty-eight (48) hours after such notice is received by the Police Department.
- c. *Violations and Penalties.* Unless another penalty is expressly provided by New Jersey Statute, any person violating or failing to comply with any of the provisions

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of this section, shall, upon conviction thereof, be punishable by a fine not to exceed one thousand (\$1,000.00) dollars, by imprisonment for a term not to exceed ninety (90) days or by community service of not more than ninety (90) days, or any combination of fine, imprisonment and community service as determined at the discretion of the Municipal Court Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as provided above for each separate offense.

(Ord. No. 02-12 § 1)

**7-20—7-22    RESERVED.**

**7-23 ONE-WAY STREETS.**

The following described streets or parts of streets are hereby designated as One-Way Streets in the direction indicated. (Ord. No. 72-6)

<i>Name of Street</i>	<i>Direction</i>	<i>Limits</i>
Central Avenue	South	From the northerly curblineline of 24th Street to the northerly curblineline of North 23rd Street.
North 24th Street	West	Between the easterly curblineline of C.R. #89 (Central Avenue) and the westerly curblineline of C.R. #7 (Long Beach Boulevard).
South 3rd Street	West	Between the easterly curblineline of C.R. #89 (Central Avenue) and the westerly curblineline of C.R. #7 (Long Beach Boulevard), the northerly one-half of South 3rd Street being in the Borough.

**7-24 THROUGH STREETS.**

Pursuant to the provisions of N.J.S.A. 39:4-140, the streets or parts of streets described are hereby designated as Through Streets. Stop signs shall be installed on the near-right side of each street intersecting the Through Street except where Yield signs are provided for in the designation. (Ord. No. 72-6; Ord. No. 2010-01 § 2)

<i>Name of Street</i>	<i>Limits</i>
Barnegat Avenue	Between the Borough of Ship Bottom corporate line and 17th Street.
Central Avenue	Entire length.
Long Beach Boulevard	Entire length.
Sunset Avenue	a. Between 13th Street and 16th Street. b. Between 16th Street and 22nd Street.

**7-25 STOP INTERSECTIONS.**

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections described are hereby designated as Stop Intersections. Stop signs shall be installed as provided therein. (Ord. No. 72-6; Ord. No. 2010-01 § 3)

<i>Intersection</i>	<i>STOP Sign on:</i>
Long Beach Boulevard Service Road and Eighth Street	Eighth Street
Long Beach Boulevard Service Road and Fifth Street	Fifth Street
Long Beach Boulevard Service Road and Ninth Street	Ninth Street
Long Beach Boulevard Service Road and Seventh Street	Seventh Street
Long Beach Boulevard Service Road and Sixth Street	Sixth Street
North 13th Street and Sunset Avenue	Sunset Avenue
Shore Avenue and North 1st Street	North 1st Street
Shore Avenue and 4th Street eastbound	4th Street eastbound
Shore Avenue and 4th Street westbound	4th Street westbound
Shore Avenue and North 2nd Street	North 2nd Street
Shore Avenue and North 3rd Street eastbound	North 3rd Street eastbound
Shore Avenue and North 3rd Street westbound	North 3rd Street westbound

**7-26 MULTI-WAY STOP INTERSECTIONS.**

The following intersections are hereby designated as Multi-Way Stop Intersections. (New; Ord. No. 2010-01 § 1)

<i>Intersection</i>	<i>East/West Stop Sign On</i>	<i>North/South Stop Sign On</i>
16th Street and Sunset Avenue	16th Street	Sunset Avenue

**7-27 YIELD INTERSECTIONS.**

Pursuant to the provisions of N.J.S.A. 39:4-140, the intersections described are hereby designated as Yield Intersections. Yield signs shall be installed as provided therein. (New)

<i>Intersection</i>	<i>Yield Sign On:</i>
	(Reserved)

**7-28 TURN PROHIBITIONS.**

No person shall make a turn at any location listed and only in the manner described. (New)

*Intersection    Turn Prohibited    Movement Prohibited*

(Reserved)

**7-29 NO TURN ON RED.**

No person shall make a right turn when facing a steady red signal (STOP) indication whenever an official sign is presented prohibiting such turn on the red signal as described below. (New)

(Reserved)

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**7-30 LOADING ZONE.**

The locations described are hereby designated as Loading Zones. No person shall park a vehicle in these locations during the times indicated other than for the loading or unloading of goods and materials. (New)

<i>Name of Street</i>	<i>Time</i>	<i>Side</i>	<i>Location</i>
(Reserved)			

**7-31 BUS STOPS.**

The locations described are hereby designated as Bus Stops. No vehicle other than an omnibus, picking up or discharging passengers, shall be permitted to occupy these locations between the hours indicated. (New)

<i>Street</i>	<i>Hours</i>
(Reserved)	

**7-32 TAXI STANDS.**

The locations described are hereby designated as Taxi Stands. No vehicle other than a taxi shall be permitted to occupy these locations during the times indicated. (New)

<i>Street</i>	<i>Location</i>	<i>Hours</i>
	(Reserved)	

**7-33 LANE USE RESERVATIONS.**

The lane locations described are designated as Lane Use Reservations and traffic shall move as indicated: (New)

<i>Intersection</i>	<i>Movement</i>
	(Reserved)

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**7-34 SPEED LIMITS.**

Speed limits along designated streets shall be as designated below: (Ord. No. 72-12; Ord. No. 01-07 § I)

<i>Name of Street</i>	<i>Direction</i>	<i>Speed Limit</i>	<i>Location</i>
Barnegat Avenue	Both	25 MPH	Entire length.
		25 MPH	Ethel A. Jacobsen School Zone during recess or while children are going to or leaving school, during opening or closing hours.

**7-35 MID-BLOCK CROSSWALKS.**

A Mid-Block Crosswalk shall be established and maintained at the following location.

<i>Name of Street</i>	<i>Location</i>
	(Reserved)

**7-36 NO PASSING ZONES.**

No Passing Zones are hereby established and shall be maintained upon the following described streets or parts thereof.

<i>Name of Street</i>	<i>Sketch Dated</i>	<i>Sketch No.</i>
(Reserved)		

**7-37—7-40 RESERVED.****7-41 HANDICAPPED PARKING.****7-41.1 Handicapped Parking on Streets.**

- a. In accordance with the provisions of N.J.S.A. 39:4-197, the following on-street locations are designated as handicapped parking spaces. Such spaces are for use by persons who have been issued special vehicle identification cards or plates or placards by the New Jersey Division of Motor Vehicles, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.
- b. The below designated spaces may be marked as handicapped parking spaces at the discretion of the Mayor and Council, who shall designate which spaces shall be marked by resolution.  
(Ord. No. 81-7; Ord. No. 85-6; Ord. No. 97-01 § 1; New)

*Handicapped Parking on Streets—Cont.*

<i>Street</i>	<i>Number of Spaces</i>	<i>Location</i>
South 3rd Street	1	Last parking space on the north side (west of parking line)
South 2nd Street	2	Last parking space on the north and south sides (west side of parking line)
South 1st Street	2	Last parking on the north and south sides (west of parking line)
Division Street	2	Last parking space on the north and south sides (west of parking line)
North 1st Street	2	Last parking space on the north and south sides (west of parking line)
North 2nd Street	2	Last parking space on the north and south sides (west of parking line)
North 3rd Street	2	Last parking space on the north and south sides (west of parking line)
4th Street	2	Last parking space on the north and south sides (west of parking line)
5th Street	2	Last parking space on the north and south sides (west of parking line)

*Handicapped Parking on Streets—Cont.*

<i>Street</i>	<i>Number of Spaces</i>	<i>Location</i>
6th Street	2	Last parking space on the north and south sides (west of parking line)
7th Street	2	Last parking space on the north and south sides (west of parking line)
8th Street	2	Last parking space on the north and south sides (west of parking line)
9th Street	2	Last parking space on the north and south sides (west of parking line)
10th Street	2	Last parking space on the north and south sides (west of parking line)
11th Street	2	Last parking space on the north and south sides (west of parking line)
12th Street	2	Last parking space on the north and south sides (west of parking line)
13th Street	2	Last parking space on the north and south sides (west of parking line)
14th Street	2	Last parking space on the north and south sides (west of parking line)
15th Street	2	Last parking space on the north and south sides (west of parking line)

*Handicapped Parking on Streets—Cont.*

<i>Street</i>	<i>Number of Spaces</i>	<i>Location</i>
16th Street	2	Last parking space on the north and south sides (west of parking line)
17th Street	2	Last parking space on the north and south sides (west of parking line)
18th Street	2	Last parking space on the north and south sides (west of parking line)
19th Street	2	Last parking space on the north and south sides (west of parking line)
20th Street	2	Last parking space on the north and south sides (west of parking line)
21st Street	2	Last parking space on the north and south sides (west of parking line)
22nd Street	2	Last parking space on the north and south sides (west of parking line)
23rd Street	2	Last parking space on the north and south sides (west of parking line)
24th Street	2	Last parking space on the north and south sides (west of parking line)
25th Street	2	Last parking space on the north and south sides (west of parking line)

*Handicapped Parking on Streets—Cont.*

<i>Street</i>	<i>Number of Spaces</i>	<i>Location</i>
Long Beach Boulevard	2 spaces per block	East side not to exceed two (2) parking places per block, as necessary

**7-41.2 Handicapped Parking in Municipal Parking Lots and Board of Education Property.** In accordance with the provisions of N.J.S.A. 39:4-197 the following off-street parking yards and Board of Education property are designated as Handicapped Parking areas. Such spaces are for use by persons who have been issued special identification cards, plates or placards issued by the Division of Motor Vehicles, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces. (Ord. No. 81-7; Ord. No. 85-6; New)

<i>Property</i>	<i>Number of of Spaces</i>	<i>Location</i>
Municipal Building	1	South side
	1	Northwest side
Bay Bathing Beach	1	

**7-41.3 Handicapped Parking on Private Property Open to the Public.** In accordance with the provisions of N.J.S.A. 40:48-2.46, the following off-street parking yards are designated as handicapped parking areas. Such spaces are for use by persons who have been issued special vehicle identification cards, plates or placards by the New Jersey Division of Motor Vehicles or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces.

<i>Property</i>	<i>Number of Spaces</i>	<i>Location</i>
(Reserved)		

In any space on public or private property appropriately marked for vehicles for the physically handicapped pursuant to P.L. 1977 C202 (C.39:4-197.5), P.L. 1975 c217 (C.52:27D-119 et seq.) or any other applicable law unless the vehicle is authorized by law to be parked therein and a handicapped person is either the driver or a passenger in that vehicle. State, County, or municipal law enforcement officers or parking enforcement offices shall enforce the parking restrictions on spaces appropriately marked for vehicles for the physically handicapped on both public and private property.

No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.

Pursuant to P.L. 1989, C201, the penalties for violations must be one hundred (\$100.00) dollars for a first offense and for a subsequent offense must be a fine of at least one hundred (\$100.00) dollars and up to ninety (90) days community service on such terms and such form as the court shall deem appropriate, or any combination thereof. (New)

**7-41.4 Handicapped Parking on all Other Private Property.** In accordance with the provisions of N.J.S.A. 39:5A-1, the following off-street parking locations are designated as handicapped parking. Such spaces are for use by persons who have been issued special identification cards, plates or placards by the Division of Motor Vehicles, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these spaces. (New)

<i>Property</i>	<i>Number of Spaces</i>	<i>Location*</i>
	(Reserved)	

**7-41.5 Signs, Pavement Markings, Installation and Maintenance.** The owners of the premises referred to in subsection 7-41.3 and 7-41.4 shall provide and install signs and pavement markings for each parking space reserved for the use of handicapped persons, which signs and markings shall be in accordance with the Manual on Uniform Control Devices. The cost of procurement and installation of the signs and pavement markings shall be the responsibility of the owner of the property. The owner shall subsequent to initial procurement and installation, maintain such signs and pavement markings in good condition at no cost or expense to the Borough of Surf City. The owner shall be responsible for the repair and restoration or replacement of same. (New)

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\***Editor's Note:** All sketches are on file in the office of the Municipal Clerk.

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7-42   **RESERVED.**

7-43   **CONTROL FOR MOVEMENT AND THE PARKING  
OF TRAFFIC ON PUBLIC AND PRIVATE  
PROPERTY.**

**7-43.1 Regulation for the Movement and the Parking of  
Traffic on Municipal Property and Board of Education  
Property.** In accordance with the provisions of N.J.S.A. 39:4-  
197, the following Municipal and Board of Education Property  
shall have the movement of traffic controlled by the type of  
regulation indicated. No person shall operate, or park a  
vehicle in violation of the regulations indicated. (New)

(Reserved)

**7-43.2 Regulation for the Movement and the Parking of Traffic on Private Property Open to the Public and to which the Public Is Invited (Retail Business).**

- a. In accordance with the provisions of N.J.S.A. 40:48-2.46, the following private property that is open to the public and to which the public is invited, the movement of traffic shall be controlled by the types of regulations indicated. No person shall operate or park a vehicle in violation of the following regulations. (New)

*Property*

*Regulation*

(Reserved)

- b. *Violations of Provision of Chapter.* For a violation of the provision of this chapter or any supplement thereto for which no specific penalty is provided, the offender shall be liable to a penalty of not more than fifty (\$50.00) dollars or imprisonment for a term not exceeding fifteen (15) days, or both; except that for a violation of a section of Article 11 (N.J.S.A. 39:4-80 et seq.), 13 (N.J.S.A. 39:4-105 et seq.), 14 (N.J.S.A. 39:4-123 et seq.) or 17 (N.J.S.A. 39:4-140 et seq.) of this chapter or any supplement thereto for which no specific penalty is provided, the offender shall be liable to a penalty of not less than fifty (\$50.00) dollars or more than two hundred (\$200.00) dollars or imprisonment for a term not exceeding fifteen (15) days, or both. (New)

**7-43.3 Regulation for the Movement and the Parking of Traffic on All Other Private Property.** In accordance with the provisions of N.J.S.A. 39:5A-1 the regulations of the Title 39 are hereby made applicable to the properties listed below. (New)

*Property*

*Regulation*

(Reserved)

**7-43.4 Signs, Pavement Markings, Installation and Maintenance.** The owners of the premises referred to in this section shall provide and install signs and pavement markings as required, with signage and markings shall be in accordance with the Manual on Uniform Traffic Control Devices. The cost of procurement and installation of the signs and pavement markings shall be the responsibility of the owner of the property. The owner shall, subsequent to the initial procurement and installation, maintain such signs and pavement markings in good condition at no cost or expense to the Township. The owner shall be responsible for the repair and restoration or replacement of same. (New)