

## **CHAPTER VII**

### **TRAFFIC<sup>1</sup>**

<sup>1</sup>Editor's Note: The power of the municipality to adopt ordinances concerning traffic and parking is contained in R.S. 39:4-197. Various statutory provisions throughout Title 39 control the manner in which municipalities may regulate parking and traffic.

#### **7-1 WORDS AND PHRASES.**

Whenever any words and phrases are used in this Chapter, the meanings respectively ascribed to them in R.S. 39:1 shall be deemed to apply to such words and phrases used herein. (Ord. #10-1973, § 10-1)

#### **7-2 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 Township. (Ord. #10-1973, § 10-2)

#### **7-3 PARKING.**

**7-3.1 Regulations Not Exclusive.** The provisions of this Chapter imposing a time limit on 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 R.S. 39:4-138, any other New Jersey statute or as hereinafter provided. (Ord. #10-1973, § 10-3.1)

**7-3.2 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 Director of Public Safety, or in his absence the ranking police officer, is authorized to declare an emergency and to direct the posting of EMERGENCY NO PARKING signs when weather conditions, accidents, fires, public celebrations, etc., dictate or require the 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. Any unoccupied vehicle parked or standing in violation of this section 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 for removal and storage which may result from the removal before regaining possession of the vehicle.
- c. The effectiveness of this subsection is contingent upon signs being erected as required by law.  
(Ord. #10-1973, § 10-3.2)

**7-3.3 Parking Prohibited at All Times on Certain Streets.**

- a. No person shall park a vehicle at any time upon any of the streets or parts of streets described in Schedule I attached to and made a part of this Chapter.
- b. Unless otherwise provided by law, the penalty for violation of paragraph a. above shall be twenty-eight

(\$28.00) dollars for the first offense.

(Ord. #10-1973, § 10-3.3; Ord. #5-1976; Ord. #17-1979; Ord. #10-1981; Ord. #23-1986, § 1; Ord. #4-1991, § 1; Ord. #11-1992, § 1; Ord. #16-2008, § 1)

#### **7-3.4 Parking Prohibited During Certain Hours on Certain Streets.**

- a. No person shall park a vehicle between the hours specified on any day (except Sundays and public holidays) upon any of the streets or parts of the streets described in Schedule II attached to and made a part of this Chapter.
- b. In addition to the penalty set forth in this Chapter, any unoccupied vehicle parked or standing in violation of this subsection shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and maintenance of streets, and any police officer may provide for the removal of such vehicle. The owner shall pay the reasonable costs for removal and storage which may result from the removal before regaining possession of the vehicle.
- c. The effectiveness of this subsection is contingent upon signs being erected as required by law.
- d. In accordance with the provisions of subsection 7-3.4, no person shall park a vehicle between the hours specified upon any of the following described streets or parts of streets.
- e. Unless otherwise provided by law, the penalty for violation of this subsection shall be twenty-eight (\$28.00) dollars for the first offense and forty-three (\$43.00) dollars for a second offense.  
(Ord. #10-1973, § 10-3.4; Ord. #11-1977; Ord. #17-1979; Ord. #5-1982, § 1-2; Ord. #22-1982; Ord. #17-1985; Ord. #25-1990, § 1; Ord. #12-1995, § 1; Ord. #4-1996, § 1; Ord. #18-1996, § 1; Ord. #5-1997, § 1; Ord. #10-1997, § 2; Ord. #5-1998, § 1; Ord. #21-1999, § 1; Ord. #16-2008, § 1)

**7-3.5 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 in Schedule III attached to and made a part of this Chapter. (Ord. #10-1973, § 10-4; Ord. #10-1981; Ord. #17-1984; Ord. #11-1992, § 2)

**7-3.6 Parking Time Limited on Certain Streets.** No person shall park a vehicle for longer than the time limit shown in Schedule IV at any time between the hours listed in Schedule IV of any day (except Sundays and public holidays) upon any of the streets or parts of streets described in Schedule IV attached to and made a part of this Chapter. (New; Ord. #10-1981)

**7-3.7 Parking of Certain Trucks, Mobile Homes, Livery, Commercial and Other Specified Vehicles Prohibited Upon Any Street, at Any Time; "Truck" Defined; Exceptions.**

a. *Prohibited Parking.* Except as may be provided in paragraph c. of this subsection, no person shall park a vehicle which falls within any of the following categories at any time upon any street within the Township of Weehawken:

1. Trucks
2. Tractors
3. Trailers
4. Tractor-trailers
5. Mobile homes
6. Taxicabs
7. Commuter vans or any passenger van for hire
8. Buses

## 9. Any other livery vehicle

- b. *Truck defined.* For purposes of this subsection 7-3.7, truck shall mean any vehicle with a commercial registration with a gross vehicle weight (GVW) of eleven thousand (11,000) pounds or more.

- c. *Exceptions.* Trucks, tractors, trailers and tractor-trailers shall not be subject to the parking prohibitions of subsection 7-3.7a. during the hours of 7:00 a.m. and 8:00 p.m., Monday through Friday, while, and only for so long as is necessary:
1. In lawfully making deliveries of merchandise or other property within the Township of Weehawken; or
  2. In connection with the construction, installation, repair or maintenance of property within the Township of Weehawken.  
(Ord. #15-1995, §1; Ord. #8-1996, §1; Ord. No. 10-1997, § 1)

#### 7-4 TRUCK ROUTES.

**7-4.1 Routes for Trucks Over Four Tons.** A system of truck routes upon the streets described in Schedule V is established. All trucks over four (4) tons are excluded from all streets in the Township except those streets which form a part of the system of truck routes as described in Schedule V, attached to and made a part of this Chapter.

No trucks shall be prevented from making deliveries of merchandise or other property along the streets from which trucks are excluded nor shall any trucks used by public utility companies in connection with the construction, installation, operation or maintenance of public utility facilities be excluded from any street while these trucks are being utilized for business purposes. (Ord. #10-1973, § 10-5; Ord. #5-1976; Ord. #05-2007, § 2)

**7-5 ONE-WAY STREETS.**

The streets or parts of streets described in Schedule VI attached to and made a part of this Chapter are hereby designated as one-way streets in the direction indicated. (Ord. #10-1973, § 10-6; Ord. #1-1980; Ord. #6-1996, § 1)

**7-6 THROUGH STREETS, STOP INTERSECTIONS AND YIELD INTERSECTIONS.**

**7-6.1 Through Streets.** Pursuant to the provisions of R.S. 39:4-140, the streets or parts of streets described in Schedule VII attached to and made part of this Chapter are 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 having sides thirty-six (36") inches in length are provided for in the designations. (Ord. #10-1973, § 10-7.1; Ord. # 5-1976; Ord. #12-1995, § 2)

**7-6.2 Stop Intersections.** Pursuant to the provisions of R.S. 39:4-140, the intersections described in Schedule VIII attached to and made a part of this Chapter are designated as stop intersections. STOP signs shall be installed as provided therein. (Ord. #10-1973, § 10-7.2; Ord. #13-1986, § 1; Ord. #9-1996, §1; Ord. #18-1996, § 2; Ord. #13-2000, § 1; Ord. #1-2006, § 1)

**7-6.3 Yield Intersections.** Pursuant to the provisions of R.S. 39:4-140, the intersections described in Schedule IX attached to and made a part of this Chapter are hereby designated as Yield Intersections. YIELD signs having sides thirty-six (36") inches in length shall be installed as provided therein. (New)

**7-7 LOADING ZONES.**

The locations described in Schedule X attached to and made a part of this Chapter are hereby designated as loading zones, effective only between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday, except holidays, and except where the days and hours of prohibited parking are otherwise set forth for one (1) or more locations listed in Schedule X. (Ord. #10-1973, § 10-8; Ord. #8-1977; Ord. #5-1981; Ord. #17-1985, § 1; Ord.



#18-1990, § 1; Ord. #24-1993, § 1; Ord. #18-1996, §§ 2, 3; Ord. #4-1997, § 1; Ord. #8-1997, § 1; Ord. #16-1999, §§ 1, 2; Ord. #4-2001, § 1; Ord. #8-2001, § 1; Ord. #14-2009, § 1; Ord. #4-2011; Ord. #22-2011; Ord. #11-2012)

#### **7-8 TAXI STANDS.**

The locations described in Schedule XI attached to and made a part of this Chapter are hereby designated as Taxi Stands.  
(New)

#### **7-9 BUS STOPS.**

- a. The locations described in Schedule XII attached to and made a part of this Chapter are designated as bus stops. No vehicle other than an omnibus picking up or discharging passengers shall occupy the area of any bus stop, except that parking shall be permitted therein, consistent with all other applicable traffic regulations and parking restrictions, on every day between the hours of 11:00 p.m. and 6:00 a.m. the following morning.
- b. The Director of Public Safety is hereby authorized and directed to have proper signs calling attention to the parking restrictions established under this section erected at the appropriate locations.  
(Ord. #10-1973, § 10-10; Ord. #5-1976; Ord. #3-1977; Ord. #5-1977; Ord. #17-1979; Ord. #12-1995, § 3; New; Ord. #8-2004, §§ 1, 2)

#### **7-10 TURN PROHIBITIONS.**

**7-10.1 Left Turn Prohibition.** No person shall make a left turn at any of the locations described in Schedule XIII attached to and made a part of this Chapter. (Ord. #10-1973, § 10-9.1; Ord. #17-1984)

**7-10.2 Left Turn Prohibition During Certain Hours on Certain Streets.** No person operating any vehicle, other than a noncommercial passenger car or motorcycle, shall make a left turn between the hours specified on any day (except Saturdays, Sundays and public holidays) at any of the locations described in Schedule XIV attached to and made a part of this Chapter. (Ord. 17-1979; Ord. #4-2003, §§ 1, 2)

**7-10.3 U-Turn Prohibition.** No person shall make a U-turn at any of the locations described in Schedule XV attached to and made a part of this Chapter. (Ord. #10-1973, § 10-9.2; Ord. #5-1976)

**7-10.4 Right Turn Prohibition.** No person shall make a right turn at any of the locations described in Schedule XVI attached to and made a part of this Chapter. (Ord. #10-1973, § 10-9.3)

**7-10.5 Right Turn Prohibition During Certain Hours on Certain Streets.** No person shall make a right turn between the hours specified on any day (except Saturdays, Sundays and public holidays) at any of the locations described in Schedule XVII attached to and made part of this Chapter. (Ord. #1-1980; Ord. #1-1985; Ord. #2-1989; Ord. #11-1989; Ord. #6-1998, § 1)

**7-10.6 Right Turn on Red Traffic Signal Prohibition.** No person shall make a right turn on a red traffic signal at any of the locations described in Schedule XVIII attached to and made part of this Chapter. (Ord. #17-1979; Ord. #1-1980; Ord. #15-1991, § 1; Ord. #4-2001, § 2; Ord. #1-2006, § 2)

**7-10.7 No Turns.** No person shall make a turn at any of the locations described in Schedule XIX attached to and made a part of this Chapter. (New)

### 7-11 SPEED LIMITS.

The streets or parts of streets described in Schedule XX attached to and made a part of this Chapter shall have the speed limits designated in such schedule.

Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits as authorized by the Department of Transportation. (New)

### 7-12 HANDICAPPED PARKING.

#### 7-12.1 Handicapped Parking Spaces.

- a. Pursuant to the Authority granted to this municipality by N.J.S.A. 39:4-197.6, the locations described in Schedule XXI attached and made part of this Chapter are hereby designated as restricted parking spaces for use by persons who have been issued special vehicle identification cards by the Motor Vehicle Commission. No other person shall be permitted to park in these spaces.
- b. Unless otherwise provided by law, the penalty for violating the provisions of paragraph a. above shall be two hundred sixty-nine (\$269.00) dollars.

The above restricted handicapped parking spaces will expire on December 31, 1987, and are subject to a similar term upon application and approval by the Township Council.

(Ord. #23-1981; Ord. #4-1982; Ord. #10-1982; Ord. #14-1982; Ord. #6-1987; Ord. #25-1990, § 2; New; Ord. #9-1991, § 1; Ord. #15-1991, § 2; Ord. #1-1992, § 1; Ord. #5-1992, § 1; Ord. #9-1992, § 1; Ord. #14-1992, § 1; Ord. #1-1993, § 1; Ord. #18-1993, § 1; Ord. #21-1993, § 1; Ord. #25-1993, § 1; Ord. #3-1994, § 1; Ord. #5-1994, § 1; Ord. #11-1994, § 1; Ord. #12-1994, § 1; Ord. #8-1995, § 1; Ord. #2-1996, § 1; Ord. #1-1997, § 1; Ord. #2-1997, § 1; Ord. #6-1997, § 1; Ord. #7-1997, § 1; Ord. #3-1998, § 1; Ord. #4-1998, § 1; Ord. #18-1998, § 1; Ord. #19-1998, § 1; Ord. #9-1999, § 1; Ord. #15-1999, § 1; Ord. #5-2000, § 1; Ord. #7-2000, § 1; Ord. #12-2000, § 1; Ord. #7-2001, § 1; Ord. #12-2001, § 1; Res. #62-2001; Ord. #04-2002; Ord. #5-2002; Ord. #9-2002;

Ord. #17-2002; Ord. #21-2002; Ord. #1-2003, § 1; Ord. #11-2003, § 1; Ord. #19-2003, § 1; Ord. #20-2003, § 1; Ord. #21-2003, § 1; Ord. #22-2003, § 1; Ord. #02-2004, § 1; Ord. #3-2004, § 1; Ord. #19-2004, § 1; Ord. #20-2004, § 1; Ord. #21-2004, § 1; Ord. #02-2005, § 1; Ord. #05-2005, § 1; Ord. #06-2005, § 1; Ord. #09-2005, § 1; Ord. #17-2005, § 1; Ord. #2-2006, § 1; Ord. #3-2006, § 1; Ord. #10-2006, § 1; Ord. #14-2006, § 1; Ord. #17-2006, § 1; Ord. #19-2006, § 1; Ord. #06-2007, § 1; Ord. #07-2007, § 1; Ord. #15-2007, § 1; Ord. #16-2007, § 1; Ord. #02-2008, § 1; Ord. #06-2008, § 1; Ord. #15-2008, § 1; Ord. #16-2008, § 1; Ord. #06-2009, § 1; Ord. #10-2009, § 1; Ord. #21-2009, § 1; Ord. #22-2009, § 1; Ord. #03-2010; Ord. #05-2010; Ord. #11-2010; Ord. #12-2010; Ord. #13-2010; Ord. #15-2010; Ord. #22-2010; Ord. #02-2011; Ord. #08-2011; Ord. #16-2011; Ord. #17-2011; Ord. #23-2011; Ord. #25-2011; Ord. #02-2012; Ord. #10-2012; Ord. #03-2013; Ord. #10-2013; Ord. #13-2013; Ord. No. 1-2014; Ord. No. 2-2014; Ord. No. 3-2014; Ord. No. 4-2014; Ord. No. 6-2014; Ord. No. 10-2014; Ord. No. 4-2015; Ord. No. 5-2015; Ord. No. 18-2015; Ord. No. 19-2015; Ord. No. 20-2015; Ord. No. 26-2015)

#### 7-13 PENALTY.

Unless otherwise limited by law, a violation of any provision of Chapter VII of the Revised General Ordinances of the Township of Weehawken, as may be amended from time to time, shall be punishable by a fine of not more than two hundred fifty (\$250.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both. (Ord. #10-1973, § 10-11; New; Ord. #1-1994, § 2)

#### 7-14 SEVERABILITY.

All former traffic ordinances of the Township of Weehawken covered in this Traffic 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. (Ord. #10-1973, § 10-11; New)

**7-15 RESIDENTIAL PARKING PROGRAM.\***

**\*Editor's Note:** Prior ordinance history includes portions of Ordinance Nos. 4-1989, 17-1989, 10-1991, 21-1994, 10-2001, 03-2002 and 16-2008.

Pursuant to Ordinance No. 12-2009, § 5, this section shall take effect November 1, 2009.

**7-15.1 Program Instituted.** There is hereby instituted within the Township of Weehawken a residential parking program, whereby parking on the streets and other public areas within the Township, during the times hereinafter specified, shall be permitted only by vehicles properly displaying the appropriate permit. The Weehawken Parking Authority shall adopt reasonable regulations for the placement of all permits. Permits issued by the Weehawken Parking Authority shall include but not be limited to, residential, temporary, visitor, government employee, business, commercial and commercial residential permits. Any vehicle bearing an invalid or expired permit and parked on a street posted "Resident Permit Only" will be subject to the same penalty as a vehicle parked on a street without a parking sticker or a permit. (Ord. #4-2009, § 1)

**7-15.2 Residential Parking Permit.** Upon the granting of the residential parking permit designation the following rules and regulations will apply:

- a. A resident parking permit of a design specified by the Parking Authority will be issued to the resident owner/lessee of a vehicle. The vehicle must be owned or leased by a person residing in the Township of Weehawken and have a curb vehicle weight of no more than three and one-half (3.5) ton.
- b. Proof of vehicle owner/lessee's residence must be presented when applying for a permit. The following proof is required.

1. A valid New Jersey driver's license bearing the vehicle owner's/lessee's Weehawken address;
2. A valid New Jersey motor vehicle registration for the vehicle for which the permit is sought bearing the owner's Weehawken address and one (1) of the following:
  - (a) A current utility bill, pay stub, or lease exhibiting the applicant's name and Weehawken address or landlord's affidavit attesting to the residency of the applicant.
3. In the event the vehicle for which the applicant is applying for a permit is leased, the applicant will present a copy of the lease which will contain the applicant's name and Weehawken address.

OR

1. A valid driver's license;
2. A valid motor vehicle registration; and two (2) of the following:
  - (a) A current utility bill, pay stub, or lease exhibiting the applicant's name and Weehawken address or landlord's affidavit attesting to the residency of the applicant.
- c. The Parking Authority is authorized to supplement, by formal action, the criteria to determine proof of residency and ownership of a vehicle required to obtain a resident parking permit.
- d. The resident's sticker is to be placed on the rear window, driver's side, and lower left hand corner or as directed by the Weehawken Parking Authority.
- e. The fee for a resident parking permit shall be zero (\$0.00) dollars for the first two (2) vehicles in a household or unit, ten (\$10.00) dollars for any subsequent vehicle, in the household or unit and five (\$5.00) dollars for a

replacement permit. The Parking Authority is authorized, at its discretion, to provide a replacement resident sticker, at no charge, where the resident is able to exhibit that the replacement is requested due to circumstances out of the resident's control.

- f. A resident parking permit is valid up to the last day of the month following two (2) years from the date of issue or until the applicant no longer resides at the address for which the permit was issued, whichever event first occurs. In the event a resident with a residential parking permit relocates within Weehawken, the resident is required to notify the Parking Authority of their new address.
- g. Residential permit parking is not in effect in areas where parking metered devices are in operation.
- h. A parking permit shall not exempt the holder of the permit, when parked in a metered space, from purchasing the time from the meter, at the established rate.
- i. The Parking Authority is authorized to withhold issuance of a residential parking permit to a resident, if the Parking Authority believes, in its reasonable discretion, that the vehicle is being utilized for commercial purposes. (Ord. #4-2009, § 2; Ord. #26-2009, § 1)

#### 7-15.3 Visitor Permits.

- a. Two (2) visitor permits of a design specified by the Parking Authority may be issued at no cost to any resident who meets one (1) of the following qualifications:
  - 1. The resident owns or leases a vehicle which qualifies for a parking permit providing no other person in the same household has been issued a visitor permit; or
  - 2. In a household where no resident owns or leases a vehicle, visitor permits will be issued upon

presentation of a government issued photo ID of the applicant and two (2) of the following: a current utility bill reflecting the applicant's name and Weehawken address, their pay stub, bank statement cable bill or a lease inclusive of utilities (valid for at least one (1) year), provided no other person in the same household has been issued a visitor permit.

- b. Visitor permits are for use by visitors only, while visitors are actively visiting the household to which they are issued. In the event a visitor permit is lost or destroyed a subsequent visitor permit may be issued upon request for an administrative fee of five (\$5.00) dollars. The replaced visitor permit shall be inactivated. The Parking Authority is authorized, at its discretion, to provide a replacement visitor permit, at no charge, where the resident is able to exhibit that the replacement is requested due to circumstances out of the resident's control.
- c. Visitor permits are valid up to the last day of the month following two (2) years from the date of issue or until the applicant no longer resides at the address for which the permits were issued whichever event first occurs. In the event a resident with visitor permits relocates within Weehawken, the resident is required to notify the Parking Authority of their new address.
- d. Additional visitor permits in the form of daily visitor passes may be purchased by a resident for a fee of two (\$2.00) dollars each. Once purchased, unused daily visitor permits shall expire on the last date provided for on the permit or if the applicant is no longer a Weehawken resident, whichever event first occurs. Daily visitor permits expire the next morning at 7:00 a.m. following the date selected on the permit. There shall be no refunds on daily visitor permits. The Parking Authority reserves the right to limit the number of daily visitor permits issued and may require additional information to confirm the valid use of the permit.



- e. Visitors utilizing any visitor permits/passes issued by the Weehawken Parking Authority must park in Weehawken within the visitor zone established by the Parking Authority or within three (3) blocks of the household they are visiting. There shall be a presumption that any vehicle with a visitor permit that is not parked in accordance with the above is not visiting such household and may be issued a summons.
- f. Use of a visitor permit/pass, other than as permitted by this section, will constitute a violation of this section and will result in issuance of a summons or revocation of the applicant's privilege to obtain additional visitor permits/passes for a term of one (1) year, or both.  
(Ord. #4-2009, § 3; Ord. #26-2009, § 2)

#### 7-15.4 Temporary Permits.

- a. Temporary permits are issued only to Weehawken residents who recently moved into the Township and do not have the documentation required pursuant to subsection 7-15.1 or require parking on a temporary basis for vehicles in short term use.
- b. Temporary permits are valid for forty-five (45) days.
- c. The fee for a temporary resident parking permit shall be zero (\$0.00) dollars for the first two (2) vehicles in a household or unit, ten (\$10.00) dollars for any subsequent vehicle in the household or unit and five (\$5.00) dollars for a replacement permit. The Parking Authority is authorized, at its discretion, to provide a replacement temporary resident parking permit, at no charge, where the resident is able to exhibit that the replacement is requested due to circumstances out of the resident's control.
- d. Reserved.
- e. To acquire a temporary permit a resident must submit a valid driver's license and a motor vehicle registration. In

addition, a utility bill, deed, landlord lease, bank statement or pay stub which reflects the applicant's name and Weehawken address must be submitted. The Parking Authority is authorized to supplement, by formal action, the criteria required to determine proof of residency to obtain a temporary permit.  
(Ord. #4-2009, § 4; Ord. #26-2009, §§ 3,4)

**\* 7-15.5 Commercial Residential Parking Permits.**

- a. A commercial residential parking permit is available for residents who exhibit that their sole mode of transportation is a vehicle registered commercial, provided that the vehicle is not in violation of the commercial vehicle ordinance subsection 7-3.7 of the Revised Code of the Township of Weehawken. Proof of residence must be submitted in accordance with subsection 7-15.2b.
- b. Permits expire the last day of the month following one (1) year from the date of issue or if applicant is no longer a resident at the address for which the commercial residential permits were issued, whichever event first occurs.
- c. One (1) commercial residential permit shall be permitted per household. There shall be no charge for the commercial residential permit issued. In the event a commercial residential permit is lost or destroyed a subsequent permit may be issued upon request for an administrative fee of five (\$5.00) dollars. The replaced permit shall be inactivated. The Parking Authority is authorized, at its discretion, to provide a replacement permit, at no charge, where the resident is able to exhibit that the replacement is requested due to circumstances out of the resident's control.  
(Ord. #4-2009, § 5; Ord. #26-2009, §§ 5,6)

**7-15.6 Business Parking Permits.**

- a. Nonresident owner/employees of a business establishment whose business address is located within the Township of Weehawken may obtain business parking permits to park their cars on street in Weehawken. The permit shall be reasonably limited by the Weehawken Parking Authority to the hours during which the nonresident employee or owner is present at the premises. In order to obtain a business permit, the business establishment must present a letter, on business letterhead, to the Weehawken Parking Authority verifying that there is no adequate off-street parking available to the employee or owner. Such letter shall also list the name(s) of the nonresident employees/owners who seek to obtain a parking permit. All employee/owner applicants shall provide the Weehawken Parking Authority with his/her valid driver's license, a valid motor vehicle registration, a current pay stub reflecting their name and company name as proof of employment and such other information as may be required by the Weehawken Parking Authority. Each applicant may register up to two (2) motor vehicles with the Weehawken Parking Authority. The first vehicle registered with the Weehawken Parking Authority shall be at no charge. The second vehicle may be registered for an annual administrative fee of five (\$5.00) dollars. Only one (1) permit shall be issued per applicant and may only be used on any one (1) of the two (2) registered vehicles. No more than one (1) of the two (2) registered vehicles shall be allowed to park at any one time, on street, in Weehawken.
- b. The Parking Authority shall be entitled to obtain periodic verification of all relevant information and shall have the power to invalidate or not renew any business permits issued pursuant to this section if the information indicates non entitlement of the business permit.

- c. Each business shall be limited to the amount of permits that equal the number of nonresident owner/employees who have registered their vehicles with the Parking Authority and who are actively at work at the business premises located in Weehawken. Permits issued to each nonresident applicant of a business shall be reduced by the number of off-street parking sites that are reasonably available to the business for the use of off street parking. The business must immediately notify the Parking Authority of any inactive employees. Owner/employees not actively engaged in work at the business during the business' normal working hours who use the permits to park on the streets of Weehawken will be in violation of the Residential Permit Parking Ordinance.
- d. Business permits will be issued on a weekly, monthly, quarterly, semiannual or annual basis. The cost of each business permit issued shall be five (\$5.00), fifteen (\$15.00), forty (\$40.00), sixty (\$60.00), and one hundred (\$100.00) dollars respectively.  
(Ord. #4-2009, § 6; Ord. #26-2009, § 7)

**7-15.7 Weehawken Government Employee Parking Permits.**

- a. Nonresident employees of Weehawken Government Agencies and employees of Woodrow Wilson School located in the Township of Weehawken may obtain government employee permits. The permit shall be reasonably limited by the Parking Authority to the hours during which the nonresident employee is present at its place of employment.
- b. All written requests for government employee parking permits shall be executed by the responsible officer of the employer. The Parking Authority shall be entitled to obtain periodic verification of all relevant information and shall have the power to invalidate or not renew any government employee parking permits issued pursuant to this section if the information indicates

nonentitlement of the permit. A letter, on the government agency's letterhead, shall list the names and addresses of the nonresident employees seeking a parking permit. Each nonresident employee shall provide the Weehawken Parking Authority with a valid driver's license and a motor vehicle registration, and such other information as may be required by the Weehawken Parking Authority. Each applicant can register up to two (2) motor vehicles with the Weehawken Parking Authority. The first vehicle registered with the Weehawken Parking Authority shall be at no charge. The second vehicle may be registered for an annual administrative fee of five (\$5.00) dollars. Only one (1) permit shall be issued per applicant that may be used on any one (1) of the two (2) registered vehicles. No more than one (1) of the two (2) registered vehicles shall be allowed to park at any one (1) time, on street, in Weehawken.

- c. The government agency should immediately notify the Parking Authority of any inactive employees. Employees not actively engaged in work at the governmental agency during the agency's normal working hours who use the permits to park on the streets of Weehawken will be in violation of the Residential Permit Parking Ordinance.
- d. Government employee permits are valid for one (1) year and must be renewed yearly during the month of September.  
(Ord. #4-2009, § 7)

#### 7-15.8 Revocation.

Parking permits will automatically be revoked if a car ceases to qualify, if affixed to a car other than the one so designated at the time of application, or if the registration number or the resident sticker is different than the one on the vehicle. Any vehicle bearing a revoked parking sticker and parked on a street posted "Resident Permit Only" will be subject to the same penalty as a vehicle parked on a street posted under the

act without a parking sticker, visitor permit or other permit.  
(Ord. #4-2009, § 8)

#### **7-15.9 Penalties.**

- a. Any vehicle parked in violation of the resident parking regulations will be subject to a fine of thirty-seven (\$37.00) dollars for the first offense and fifty-seven (\$57.00) dollars for a second offense.
- b. Anyone in possession of a parking permit who misuses or allows the misuse of a permit is subject to fine of one hundred (\$100.00) dollars for the first offense and a two hundred fifty (\$250.00) dollar fine for any subsequent offense.
- c. It shall be unlawful and a violation of this section for a person to copy, produce, or otherwise bring into existence a facsimile or counterfeit permit of any form or to alter a permit. It shall further be unlawful and a violation of this section for a person to knowingly use or display an altered, facsimile or counterfeit permit, in order to evade time limitations on parking applicable in a Residential Permit Parking area. The person committing the aforementioned act shall be subject to a penalty of seven hundred fifty (\$750.00) dollars for the first offense and a fine of one thousand two hundred (\$1,200.00) dollars for each subsequent offense and/or imprisonment for not more than five (5) days. A person committing the aforementioned act may also be sentenced to community service for up to thirty (30) days for each such violation. Such penalties for said violations to be imposed by the Township of Weehawken Municipal Court.  
(Ord. #4-2009, § 9; Ord. #12-2009, § 1)

#### **7-15.10 Designation of Restricted Parking Areas and Hours.**

- a. Residential parking is in effect from Sunday 10:00 p.m. through Sunday 7:00 a.m., excluding holidays. In the

event of a holiday, residential parking shall not be in effect the preceding evening. Any vehicle parked on a street within the Township without a valid parking permit will have a four (4) hour grace period, between the hours of 7:00 a.m. and 10:00 p.m., other than on Boulevard East, where the grace period shall apply from 7:00 a.m. to 9:00 p.m., after which it will be ticketed. No person shall park a vehicle upon any of the areas of the streets or other public areas within the Township of Weehawken, unless properly displaying a valid parking permit as provided for in this section.

- b. No person shall park a vehicle at the following locations without properly displaying a valid residential parking permit and as providing therein:
  - 1. On the grounds of the Weehawken High School, Roosevelt School, Woodrow Wilson School and Webster School, and only within the areas indicated by striping and/or signage as being within the resident parking program, between the hours of 8:00 p.m. and 6:30 a.m. (all other times and areas being restricted from parking for other reasons).
  - 2. On the grounds of the Tower Plaza Shopping Center parking lot, within the areas indicated by striping and/or signage as being within the Resident Parking Program and only for so long as the Township shall maintain the necessary public interest therein, between the hours of 9:00 p.m. and 8:00 a.m. (all other times and areas being restricted from parking for other reasons).
  - 3. Gregory Avenue Lot.
  - 4. Town Hall Upper Parking Lot.
  - 5. Southerly side of Highpoint Ave beginning at a point one hundred fourteen (114') feet from the southwest corner of Gregory and Highpoint continuing westerly to a point seventy-four (74') feet east of the southeast corner of Highpoint and Palisade Avenue.

6. Reciprocity arrangements with adjoining communities, referred to in subsections 7-15.13, 7-15.14 or elsewhere, shall not be construed to allow residents of any municipality to park within the areas described in paragraphs b,1 through 5.
7. That portion of the Parking Lot located east of the New Jersey Transit Lincoln Harbor Light Rail Station which is designated by the Township of Weehawken by striping and/or signage as being within the Resident Parking Program between the hours of 5:00 a.m. and 3:00 a.m. on the following day. For purposes of clarity, parking is prohibited under the Resident Parking Program anywhere in the said lot, every day between the hours of 3:00 a.m. and 5:00 a.m. (Ord. No. 9-2015)
8. No person shall park a vehicle, on the easterly side of John F. Kennedy Boulevard East, commencing at its intersection with the exit ramp from the Lincoln Tunnel Approach Roadway (Route 495 westbound) and continuing northerly to the intersection of Parkview Avenue and John F. Kennedy Boulevard East, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)
9. No person shall park a vehicle, on the westerly side of John F. Kennedy Boulevard East, commencing at a point 354 feet southerly of the intersection of the southerly side of Highwood Terrace and the westerly side of John F. Kennedy Boulevard East and continuing northerly to the intersection of the southerly side of Highwood Terrace and the westerly side of John F. Kennedy Boulevard East, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)



10. No person shall park a vehicle, on the easterly side of Hackensack Avenue and Hackensack Plank Road, commencing at a point 240 feet northerly of the intersection of the northerly side of 19th Street and the easterly side of Hackensack Avenue and continuing northerly to the intersection of Gregory Avenue and Hackensack Plank Road, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)
11. No person shall park a vehicle, on the westerly side of Hackensack Plank Road, commencing at the intersection of the bottom of the Shippen Street Horseshoe and continuing northerly to the intersection of Gregory Avenue and Hackensack Plank Road, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)
12. No person shall park a vehicle, on the easterly side of the inside of the triangle located at 285 Park Avenue and continuing in a northerly direction to the northern terminus of the triangle, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)
13. No person shall park a vehicle, on the westerly side of the inside of the triangle located at 285 Park Avenue and continuing in a northerly direction terminating at the intersection of Pleasant Avenue, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)
14. No person shall park a vehicle, on the entire length of 18th Street, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)

15. No person shall park a vehicle, on the easterly side and westerly side of Hackensack Avenue, commencing at the southerly intersection of Hackensack Avenue and 19th Street and continuing in a southerly direction to its terminus, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)
16. No person shall park a vehicle, on the easterly and westerly side of Saint Lawrence Place, commencing at its northerly intersection with Hackensack Avenue and continuing in a southerly direction to the northerly side of 18th Street and Saint Lawrence Place, without displaying a valid permit issued in accordance with the requirements of this section. (Ord. No. 9-2015)

c. Holidays are as follows:

New Year's Day  
Martin Luther King, Jr. Day  
President's Day  
Good Friday  
Memorial Day  
Independence Day  
Labor Day  
Veteran's Day  
Thanksgiving Day  
Christmas Day  
Yom Kippur  
Rosh Hashanah

(Ord. #4-2009, § 10; Ord. #12-2009, § 2; Ord. #26-2009, §§ 8,9;  
Ord. No. 9-2015)

**7-15.11 Exceptions.**

- a. *Emergency Vehicles.* Emergency vehicles and Public Service, Telephone and other public utility vehicles may park within the permit parking area during the time required to render service or repairs within the area.
- b. In the event that a person who is a Weehawken resident. is issued a summons for violation of the resident parking regulations, and said violation is a first offense that

resident may, at the time scheduled for hearing in the Municipal Court:

1. Produce evidence that such person has been issued a valid resident parking permit, which shall be a complete defense to the alleged violation, regardless of the date upon which the said permit was issued; or
2. Upon presenting sufficient evidence that such person was a resident at the time of the alleged offense, request of the Court an adjournment of the matter for a reasonable period of time, which request shall be granted and, during which time, if the said person shall make application and qualify therefor, a resident parking permit shall be issued, which permit, or evidence of the issuance thereof, if produced to the Court at the time of the adjourned hearing date, shall provide a complete defense to the alleged violation.
3. In the event a Weehawken resident is issued a summons for a second or subsequent violation of this section, the defense provided for in this subsection shall not apply.  
(Ord. #4-2009, § 11)

#### **7-15.12 Rules and Regulations.**

The Parking Authority shall have the authority to formulate and promulgate rules and regulations to further effectuate the intent of this section. (Ord. #4-2009, § 12)

#### **7-15.13 Adjoining Communities.**

- a. In the event that any community adjoining or abutting the Township of Weehawken shall institute or shall have instituted an ordinance, resolution, or other policy enforcing a residents only parking program applicable to any street, the centerline of which serves as the boundary between the Township of Weehawken and that adjoining

or abutting community, the Township of Weehawken may, in exchange for reciprocal provisions in the ordinance of the adjoining or abutting community, allow those vehicles displaying a valid resident or visitor permit issued by the adjoining or abutting community the privilege of parking on that portion of the boundary street under the jurisdiction of Weehawken, should the like privilege be extended to vehicles displaying a valid Township of Weehawken resident or visitor permit allowing same the privilege of parking on that portion of the boundary street under the jurisdiction of the adjoining or abutting community.

Pursuant to this section, the Township Attorney shall evaluate any ordinance, resolution or other policy enforcing resident only parking passed or adopted by any adjoining or abutting community and present to the Township Council his opinion as to substantial compliance with the terms of this section. The Township Council shall then exercise its discretion in determining whether such ordinance, resolution, or policy shall be sufficiently reciprocal to extend such privileges as provided by this section. Further, upon the direction of the Township Council, the Township Attorney shall be authorized to conduct discussions with any community adjoining or abutting the Township of Weehawken to assist in negotiations to affect such ordinances as may be necessary or such modifications to existing ordinances of the abutting or adjoining communities to render same to be substantially reciprocal to the terms of this section.

(Ord. #4-2009, § 13)

#### **7-15.14 Limited Reciprocity with the City of Union City.**

Those vehicles bearing valid resident parking permits or visitor permits issued by the City of Union City shall be permitted to park such vehicles on the portions of those streets under the control of the Township of Weehawken, in accord

with the terms of this section and any rules or regulations implementing this section, as are applicable to vehicles bearing valid Weehawken resident parking or visitor permits, as designated on the schedule below:

- a. Palisade Avenue from the Southeast intersection of Angelique Street to the Northeast intersection of Washington Street. Those vehicles not bearing valid resident or visitor parking permits issued by the City of Union City or the Union City Parking Authority and/or by the Township of Weehawken or the Weehawken Parking Authority, found parked on those portions of the streets designated above shall be subject to any and/or all of the penalty provisions of the Residential Parking Program, pursuant to this section.

Each violation of any of the provisions of this paragraph shall be deemed and taken to be a separate and distinct offense.

(Ord. #4-2009, § 14)

#### 7-16 OPERATION OF VEHICLES OTHER THAN PASSENGER CARS AND MOTORCYCLES PROHIBITED ON BALDWIN AVENUE.

- a. No person shall operate any vehicle, other than a passenger car or a motorcycle, at any time along any portion of Baldwin Avenue.
- b. *Authorization for Imposition of Alterations and Restrictions on Direction of Travel along Baldwin Avenue.* The Township Manager is hereby given the authority to cause to be implemented such temporary, regular, permanent or routine alterations to, and restrictions on, the direction of vehicular travel along Baldwin Avenue as he may, in the exercise of his discretion, deem necessary, appropriate or expedient for the safety, health, welfare and convenience of the residents of, and visitors to, the Township, and for the traveling public generally,

including but not limited to the changing of travel to one-way in whatever direction may be appropriate from time to time, and which alterations and restrictions shall be implemented, controlled and enforced by the Department of Public Safety upon the issuance of directives from time to time by the Township Manager to the Director of Public Safety or to his designee.

- c. *Posting of Signs.* The Director of Public Safety is hereby authorized and directed to have proper signs calling attention to the traffic regulations and restrictions established under, and pursuant to the authority granted by, this section erected at the appropriate locations.
- d. *Separate Violations.* Each violation of any of the provisions of this section shall be deemed and taken to be a separate and distinct offense.

(Ord. #05-2007 §§ 1, 3-5)

#### **7-17 OPERATION OF BUSES PROHIBITED ON CERTAIN STREETS.**

No person shall operate a bus at any time upon any street within the Township of Weehawken listed in Schedule XXII to the Traffic Code of the Township of Weehawken (Operation of Buses Prohibited), as the same may now or hereafter be amended. (Ord. #09-2013)