

**Ordinance #2017-12**

**AN ORDINANCE BY THE MUNICIPALITY OF PRINCETON CONCERNING THE PRINCETON HIGH SCHOOL/WESTMINSTER CHOIR COLLEGE NEIGHBORHOOD PERMIT PARKING DISTRICT AND AMENDING THE "CODE OF THE TOWNSHIP OF PRINCETON, NEW JERSEY, 1968" AND "CODE OF THE BOROUGH OF PRINCETON, NEW JERSEY, 1974".**

**WHEREAS**, the Borough of Princeton and Township of Princeton pursuant to the provisions of the New Jersey Municipal Consolidation Act, N.J.S.A. 40:43-66.35, consolidated as Princeton on January 1, 2013; and

**WHEREAS**, pursuant to N.J.S.A. 40:43-66.64, the Princeton Council on January 1, 2013 adopted a Resolution continuing in effect Ordinances of the former Borough of Princeton and the former Township of Princeton as a new Code for Princeton is prepared; and

**WHEREAS**, the Engineering Department has drafted an ordinance consolidating the provisions of the "Code of the Borough of Princeton, New Jersey, 1974" and "Code of the Township of Princeton, New Jersey, 1968" regulating parking in the "Princeton High School/Westminster Choir College Neighborhood Permit Parking District"; and

**WHEREAS**, the Princeton Council wishes to adopt said Code revisions which will become a part of the new Princeton Code at a future date.

**NOW, THEREFORE, BE IT ORDAINED** by the Princeton Council as follows:

Section 1. Section 19-37 of the "Code of the Borough of Princeton, New Jersey, 1974", shall be amended as follows (additions are underlined; deletions are [bracketed]):

**Sec. 19-37. Princeton High School/Westminster Choir College Neighborhood Permit Parking District.**

(a) Defined. The [M]mayor and [C]council of [the Borough of] Princeton have determined that there is an acute problem providing for on-street parking in the

neighborhood adjacent to the Princeton High School/Westminster Choir College primarily attributable to the parking of students in this area. The mayor and council have therefore determined that the greater public interest will be served by insuring convenient and reasonable access to homes, businesses, the High School and the Westminster Choir College in this neighborhood and that the following limitations on parking will promote such an interest. Although this ordinance will allow some limited permitted parking for students, the mayor and council strongly believe that all students should avail themselves of public transportation, bicycling, car pooling and other modes of transportation whenever possible.

(b) Designation of residential permit parking areas.

From September 1 to June 30 of each year, excepting Saturdays, Sundays and legal holidays, parking on the streets or parts of streets below shall be prohibited, except to vehicles which display decals issued pursuant to this ordinance:

<u>Name of Street</u>	<u>Hours</u>	<u>Sides</u>	<u>Location</u>
Moore Street	7:00 A.M. to 6:00 P.M.	West	From a point one hundred fourteen feet north of the north curb line of Wiggins Street to a point fifty-five feet south of the extended south curb line of Houghton Road From a point fifty-five feet north of the extended north curb line of Houghton Road to a point sixty-eight feet south of the south curb line of Franklin Avenue From a point seventy-two feet north of the north curb line of Franklin Avenue to Guyot Avenue
Jefferson Road	7:00 A.M. to 6:00 P.M.	East	From Wiggins Street to [the Princeton Township boundary] <u>Guyot Avenue</u>
Franklin Avenue	7:00 A.M. to 6:00 P.M.	South	From Moore Street to Jefferson Road
Hawthorne Avenue	7:00 A.M. to 6:00 P.M.	South	From Walnut Lane to Jefferson Road
<u>Harris Road</u>	<u>7:00 A.M. to 6:00 P.M.</u>	<u>East</u>	<u>From Henry Avenue to Franklin Avenue</u>
<u>Henry Avenue</u>	<u>7:00 A.M. to 6:00 P.M.</u>	<u>South</u>	<u>From Moore Street to Harris Road</u>
<u>Linden Lane</u>	<u>7:00 A.M. to 6:00 P.M.</u>	<u>East</u>	<u>From Henry Avenue to Franklin Avenue</u>

(c) Residential parking permits/decals. All owners of fee record having fee title to any property with a dwelling unit thereon within the residential permit-parking district established in section 19-37(b) and their tenants shall be entitled to obtain [a] up to two residential parking decals[(s)] from the [borough] municipal clerk. Upon request, said decal(s) will be issued in accordance with the following provisions:

(1) The [borough] clerk shall obtain from the [borough]Princeton tax department a certified list of the owners of record of real property with dwelling units thereon located in the district established in section 19-37(b) hereinabove. Upon verification of ownership or tenancy, the clerk shall issue a decal(s) to said owner or tenant.

(2) The decals issued [annually] pursuant to this section shall be valid as of September 1, 2004, or if issued subsequent to September 1, 2004 upon issuance thereof. Decals are not transferable and must be vehicle specific. Decals shall be forfeited and returned to the clerk or removed and destroyed upon the transfer of ownership interests or termination of tenancy in the property for which a decal(s) has been issued.

(3) Upon the issuance of a decal(s) by the clerk, said owner or tenant shall promptly affix the decal to the motor vehicle that will park in the district on the inside of the vehicle's rear windshield, lower left corner, so that it can be easily observed by the [borough] Princeton police department when enforcing and regulating the provisions of this section. Motorcycles shall affix the decal to the rear, left bumper.

(d) Residential guest placards.

(1) Any holder of a parking decal(s) established by section 19-37(c) above may be issued up to two placards by the [borough] clerk to be used for visitors.[each school year upon application to the borough clerk.] Placards shall be hung on the vehicle's rear view mirror and display the address of the holder of the decal. The

placards will entitle the user to the same rights as a parking decal holder. Placards are not transferable. Upon the transfer of ownership interests or termination of tenancy in the property for which a placard(s) has been issued, the placard(s) shall be forfeited and returned to the [borough] clerk.

[2) Any holder of a parking decal(s) established in section 19-37(c) above may be entitled to exemption from the parking restrictions set forth in section 19-37(b) above for regularly scheduled meetings, lessons or similar events that will be taking place at the holder's residence. To obtain an exemption the holder shall make a written request for an exemption to the [borough] clerk identifying the needed number of placards. A request for such exemption shall not be unreasonably withheld.]

(2)[(3)] Any holder of a parking decal(s) established in section 19-37(c) above may be entitled to exemption from the parking restrictions set forth in section 19-37(b) above for a special [in] event that will be taking place at the holder's residence. To obtain an exemption, the permittee shall make a written request for exemption to the [borough] clerk prior to the special event. The written request shall set forth the permittee's address, quantity of expected vehicles and date(s) of the special event. No guest placard shall be required. A request for exemption shall not be unreasonably withheld.

(3)[(4)] Vehicles displaying a residential guest placard may park on the streets or parts of streets designated for residential parking section 19-37(b). [as well as the following additional streets or parts of streets below:

Houghton Road, south side, between Moore Street and Walnut Lane.]

(e) Designation of permitted parking areas for high school students. From September 1 to June 30 of each year, excepting Saturdays, Sundays and legal holidays, parking on the streets or parts of streets below shall be prohibited, except to vehicles which display decals issued pursuant to this ordinance:

<u>Name of Street</u>	<u>Hours</u>	<u>Sides</u>	<u>Location</u>
<u>Franklin Avenue</u>	<u>7:00 A.M. to 3:00 P.M.</u>	<u>South</u>	<u>From the east curb line of Walnut Lane to a point 400 feet east</u>
Walnut Lane	7:00 A.M. to 3:00 P.M.	East	Between Houghton Road and the [Princeton Township boundary] <u>Franklin Avenue</u>
Guyot Avenue	7:00 A.M. to 3:00 P.M.	South	Between Moore Street and Walnut Lane

(f) Student parking permits/decals.

(1) The [borough] clerk, in consultation with the [borough] Princeton police, shall determine the quantity of vehicles that may be legally and safely parked along the streets or parts of streets identified in section 19-37(e) above. Upon calculation of the quantity of available parking spaces along those streets or parts of streets, the [borough] clerk, in consultation with the [township clerk and borough and township] police department[s], shall issue that quantity of student parking decals to the Princeton High School administration at a cost of ten dollars for each student decal/permit to cover the printing and administrative costs to the [borough] municipality in implementing this program.

(2) The Princeton High School administration will be authorized to issue the parking decals that it has obtained from the [borough] clerk to students to allow parking in the designated areas as set forth in section 19-37(e) and shall provide the [borough] clerk with the students' names and their license plate numbers, as the decals are issued.

(3) The Princeton High School administration shall adopt fair and reasonable procedures for the issuance of parking decals in compliance with this ordinance.

(4) The decals issued pursuant to this section shall be valid for one school year commencing September 1 each year. Permits are not transferable and shall be vehicle specific.

(5) Upon the issuance of a decal by the Princeton High School administration to a student, the student shall promptly affix the decal to the motor vehicle that will park in the district on the inside of the vehicle's rear windshield, lower left corner, so that it can be easily observed by the [borough] police department when enforcing and regulating the provisions of this section. Motorcycles shall affix the decal in the rear, left bumper. A decal may only be used on the vehicle for which the decal was assigned.

[(6) The provisions of this section as well as subsections 19-37(e) and 19-37(g) below shall not go into effect until the Princeton Regional Board of Education has duly adopted a resolution setting forth procedures for the issuance of student parking decals in compliance with this ordinance.]

(g) Special high school staff/guest parking. Staff and guest parking for the Princeton High School may be permitted under certain circumstances at the charge of ten dollars per placard each year. The Princeton High School administration may request special placards to permit parking for staff and guests on the streets or parts of streets listed below, identifying the needed number of placards, up to seven, and requested duration of the placards. A request for such placards shall not be unreasonably withheld.

Houghton Road, south side, between Moore Street and Walnut Lane.

(h) Exemptions. The following vehicles shall be exempt from this section:

(1) Service and emergency vehicles. Emergency, delivery, commercial, public service, telephone and public utility vehicles may park within the permit parking areas established in this ordinance during the time they are rendering service or undertaking repairs to the residences within those permit parking areas.

(i) Penalties. For each violation of this section, the violator shall be subject to a fine of fifty dollars and such other penalties as provided in section 1-6 of this Code, entitled "General penalty." Repeat offenders shall be subject to additional fines and other

penalties as provided in section 1-6 of this Code.

Section 2. Division 3B. of Article II, entitled “Princeton High School/Westminster Choir College Neighborhood Permit Parking District,” within Chapter 11 of the “Code of the Township of Princeton, New Jersey, 1968,” which includes Sections 11-19.9 through 11-19.9.6, is hereby REPEALED in its entirety.

Section 3. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are repealed.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

Section 5. The provisions of this Ordinance shall be applicable within Princeton upon final adoption and shall become a part of the new Princeton Code once completed and adopted.

This ordinance is part of the ongoing process of merging and harmonizing the code provisions of former Princeton Borough and former Princeton Township into a new code for the consolidated municipality of Princeton. It consolidates the provisions of both codes which regulate parking in the “Princeton High School/Westminster Choir College Neighborhood Permit Parking District” into a single section.

I, Kathleen K. Brzezynski, Clerk of Princeton, County of Mercer, State of New Jersey, do hereby certify that the foregoing is a true copy of an ordinance adopted by the Mayor and Council of Princeton at its meeting held March 27, 2017.



Kathleen K. Brzezynski  
Municipal Clerk