

**TOWNSHIP OF UPPER**

**CAPE MAY COUNTY**

**ORDINANCE**

**ORDINANCE NO. 008-2013**

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE  
CHAPTER VII OF THE CODE OF UPPER TOWNSHIP TO PROVIDE  
PARKING BY PERMIT ONLY IN DESIGNATED RESIDENTIAL AREAS**

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**BE IT ORDAINED** by the Township Committee, in the Township of Upper, County of Cape May and State of New Jersey, as follows:

**SECTION 1.** Chapter 7 of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, shall be supplemented to add the following:

**7-3.8 Parking By Permit Only In Designated Residential Areas.**

- a. No person shall park a vehicle at any time upon any of the streets or parts thereof described in Schedule I(a) attached to and made part of this Chapter without a valid parking permit displayed in its left rear window in such a manner as to be closely examined by an officer.
- b. Exempt Vehicles. The following shall be exempt from this Parking Permit section:
  1. Contractors' Service and Delivery Vehicles. Contractors' service and delivery vehicles bearing the name and address of a commercial business may be parked without a permit during the time service is being rendered or repairs are being made to a residence within the permit parking area so long as said vehicle is parked in front of the residence receiving such service.
  2. Emergency Vehicles. Emergency vehicles, Public Service, Electric and Gas Company, Telephone Company and other public utility vehicles may be

parked within the permit parking area during the time service is being rendered to the residence adjacent to where such vehicle is parked.

c. Administration. Application for parking permits under this section shall be made in writing to the municipal clerk. Permits shall be granted by the municipal clerk under the following terms and conditions:

1. A permanent parking permit, valid for one (1) year, shall be issued for every vehicle owned or principally operated by the person who is a resident on a street or portion thereof upon which parking is restricted by this section.
2. Proof of residency shall be satisfied as follows:
  - (a) a completed application to the municipal clerk which includes: applicant name, address, telephone number, license plate number, and whether the applicant is a homeowner or renter. A copy of the vehicle registration must be included with the application.
  - (b) proof of residency consisting of two of the following current documents: deed, lease, utility bill, telephone bill or tax bill indicating an address on the street or portion thereof upon which the parking is restricted by this section.
3. An annual visitor parking permit, valid for one (1) year, shall be issued to a person who is a resident on a street or a portion thereof upon which parking is restricted by this section, for use by visitors to that residence or unit. A maximum of five (5) annual visitor permits shall be issued to each residence or unit at the time the permanent parking permit is issued.

4. A daily visitor parking permit, valid for twenty-four (24) hours, shall be issued to a person who is a resident on a street or a portion thereof upon which parking is restricted by this section, for use by daily visitors to that residence or unit. There is no limitation to the number of daily parking permits that may be issued at anytime.

d. There shall be no fee for the issuance of parking permits under this Section.

**SCHEDULE I(a) – PARKING BY PERMIT ONLY  
IN DESIGNATED RESIDENTIAL AREAS**

| <b>Street</b> | <b>Location</b>   |
|---------------|---|
| Harbor Road   | Both sides of Harbor Road from the Garden State Parkway heading Easterly. |
| Cove Road     | Both sides of Cove Road for the entire length of Cove Road.               |

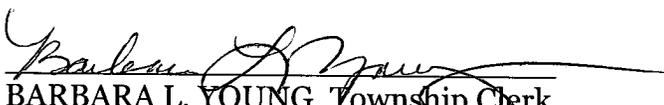
**SECTION 2: REPEALER:** All Ordinances or parts of Ordinances which are in conflict or inconsistent herewith are hereby repealed to the extent of such inconsistency or conflict only.

**SECTION 3: SEVERABILITY:** If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

**SECTION 4: EFFECTIVE DATE:** This Ordinance shall take effect upon final adoption and publication as required by law.

**SECTION 5: CODIFICATION:** This Ordinance shall be codified in the Upper Township Code at the sections referred to above.

ATTEST:

  
BARBARA L. YOUNG, Township Clerk

  
RICHARD PALOMBO, Mayor

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 10<sup>th</sup> DAY OF JUNE AND WILL BE TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER TO BE HELD ON THE 24<sup>th</sup> DAY OF JUNE AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY.

BY ORDER OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER.

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

Legislative History:

Introduced: June 10, 2013

Publication: June 13, 2013

Newspaper(s): The Press of Atlantic City

Second Reading & Public Hearing: June 24, 2013

Final Adoption: June 24, 2013

Final Publication Date: June 27, 2013

I certify that the foregoing Ordinance was finally adopted by the Township Committee of the Township of Upper on June 24, 2013 and notice of adoption was thereafter published pursuant to law in the Press of Atlantic City on June 27, 2013.

  
BARBARA L. YOUNG, Township Clerk