

BOROUGH OF FREEHOLD

COUNTY OF MONMOUTH

#2022/2

**ORDINANCE OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING TITLE 10
(VEHICLES AND TRAFFIC)**

WHEREAS, the Borough of Freehold (the "Borough") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the Borough has undertaken a review and analysis of parking procedures within the Borough; and

WHEREAS, the Borough has previously amended the parking regulations to allow for metered parking; and

WHEREAS, until such metered parking is installed, the Borough has determined to reinstate its permit parking procedures.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Freehold as follows:

Section I

Title 10 "Vehicles and Traffic" of the Code of the Borough of Freehold shall be amended as follows; additions to the current ordinance are noted in underline.

10.24 Permit Parking Areas

10.24.010 Business district.

There are established the following business permit parking areas within the public parking areas owned and operated by the borough:

- A. Designated areas of the Broad and West Main Street Parking Lot;
- B. Designated areas of the Market Yard Parking Lot;
- C. Designated areas of the Court/Broad Street Parking Lot.

10.24.020 Issuance of permits.

A. The borough clerk shall issue to eligible applicants, a numbered and color coded parking permit which shall entitle the holder thereof to park a passenger motor vehicle in the permit

parking area specified on the permit in any space designated and reserved for permit parking, subject to the rules and regulations set forth in this chapter.

B. To be eligible to receive a parking permit for the permit parking areas in the Market Yard Parking Lot and the Court/Broad Street Parking Lot, an applicant must meet one of the following criteria:

1. Reside in an apartment in the central business district which does not have parking available at the site of the building, or which has inadequate parking available on site or adjacent to the site of the building;
2. Own and operate a business in the business district which does not have parking available at the business site or which has inadequate parking available at the business site;
3. Operate a business or be employed in a business which does not have adequate parking available at the business site or which has inadequate parking available at the business site;
4. Be assigned to or required to be at a location in the business district for business purposes for an extended period of time, provided that this business location does not have alternate parking available to its visitors and/or employees;
5. A business owner/operator may obtain one-day permits for visitors to his or her establishment requiring all day parking for a specific event, if the parking at the business establishment is inadequate;
6. A group staging a special event/trip may obtain a special one-day parking permit for that specific event, provided it is shown that it is not feasible for the group to depart from or meet at another location. The group and/or event must benefit Freehold Borough residents or businesses.

C. The parking regulations as set forth in the zoning and site plan ordinances of the borough shall be the determinant of the number of parking spaces required for any applicant seeking parking permits. For the purpose of subsection (B)(1) through (3) of this section, inadequate parking shall be defined as fewer on-site parking spaces than stipulated in the zoning and site plan ordinances of the borough. The borough clerk may issue parking permits for a specific site that equal the total parking requirements of the zoning and site plan ordinances for that business/resident location, less the available parking provided on site or at other facilities controlled by the applicant.

10.24.030 Form of permits.

All permits shall be in the form prescribed by the borough mayor and council by resolution. Every permit shall be prominently displayed and plainly visible through the windshield of the vehicle.

10.24.040 Use of permits.

A. It is unlawful for any person to cause or allow any vehicle registered in the name of or operated by that person to be parked in a designated permit parking area without a valid, current parking permit properly displayed therein.

B. It is unlawful for any person to cause or allow any vehicle registered in the name of or operated by that person to be parked in a designated permit parking area other than the designated parking area for which a permit has been issued.

C. It is unlawful for any person to alter any issued permit so as to avoid the payment of required fees or any restrictions governing the usage of the permit.

D. Violation—Penalty. Any person who shall be guilty of a violation of this section shall be subject to a fine of thirty-five dollars (\$35.00) for each violation.

10.24.050 Parking at owner's risk.

All vehicles parked in the permit parking areas shall be locked with motor and lights switched off and emergency brake set. Neither issuance of a permit nor allowing the parking of a vehicle shall be deemed to be an undertaking of the borough to guarantee the safety of any vehicle or its contents, or any person. Use of a municipal parking lot shall be at the owner's risk.

10.24.060 Application.

Applications for business parking permits shall be submitted to the borough clerk on the prescribed forms, which forms shall include:

- A. Name, resident address, and telephone number of applicant;
- B. Year, make and model of vehicle or vehicles which will be subject to the permit;
- C. Name, address and telephone number of the vehicle's registered owner;
- D. Applicant's business address and telephone number;
- E. Such other information as may be required from time to time.

10.24.070 Validity of permit.

Each permit shall be valid only for the period specified thereon. A parking permit may be used for any vehicle owned or operated by the person who purchased the permit. It shall be unlawful for any person to duplicate or reproduce, in any form whatsoever, a Freehold Borough parking permit.

10.24.080 Fees.

- A. Permits shall be obtained on an annual basis upon payment of the fee noted herein:
 - 1. Market Yard Parking Area: ninety-six dollars (\$96.00).
 - 2. Court/Broad Streets Parking Area: ninety-six dollars (\$96.00).
 - 3. Broad/West Main Streets Parking Lot:
 - Freehold Borough Resident: one hundred eighty dollars (\$180.00).
 - Non-Resident: Three hundred dollars (\$300.00).
- B. Lost permits can be replaced upon payment of a five-dollar (\$5.00) processing fee.
- C. A special permit for one-day parking can be obtained at a cost of five dollars (\$5.00) per space.

D. A retired resident who lives on property adjacent to a designated parking lot which does not have available parking can have the permit fee waived upon application to the borough clerk.

E. In the case of permits issued after the beginning of the annual period, which shall commence on January 1 of each year, the fee shall be prorated for each quarter remaining from the effective date of the permit to and including the last day of the annual period. A quarter shall be as follows:

January, February, March

April, May, June

July, August, September

October, November, December

10.24.090 Parking regulations.

The following parking regulations for business permit parking shall apply in the public parking lots designated therein:

A. The specific areas within each designated public parking lot to be used for permit parking are those specifically designated by appropriate signage for permit parking usage.

B. A vehicle displaying a parking permit parked in any space governed by designated time limit parking shall be governed by the time limit parking regulation.

C. The business permit parking program for the Market Yard Parking Lot and the Court and Broad Street Parking Lot shall be in effect between the hours of eight a.m. and eleven a.m. and two p.m. to five p.m., Monday through Friday, excluding established holidays. The business permit parking program for the Broad and West Main Street Parking Lot shall be in effect between the hours of eight a.m. to five p.m. Monday through Friday, excluding established holidays.

D. If a parking area is not identified by the permit parking signage, then the time limit parking restrictions established in Chapter 10.20 and as set forth by signage shall govern.

10.24.100 Impoundment.

Any vehicle parked in violation of any of the provisions of this chapter may be removed from a public parking lot by any person so authorized by the chief of police of the borough to a public garage or other place designated by him or her, and the vehicle may be impounded and held at such public garage or other designated storage place until the owner thereof shall pay to the public garage the cost of the removal of the vehicle from the parking lot, plus any accrued storage charges and fines for each and every day and part thereof that the vehicle is impounded.

10.24.110 Fines.

Any person convicted of violating any provision of this chapter shall be subject to a minimum mandatory fine of twenty-five dollars (\$25.00).

Section II

If any part of this Ordinance shall be deemed invalid such part shall be deemed severable and the invalidity thereof shall not affect the remaining part of this Ordinance.

Section III

Any Ordinance or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed and superseded.

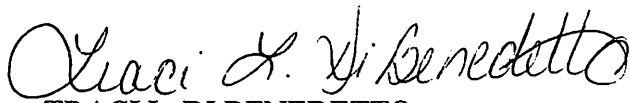
Section IV

This Ordinance shall take effect upon final passage and publication in accordance with Law.

**BOROUGH OF FREEHOLD
COUNTY OF MONMOUTH
NO. 2022/2**

**ORDINANCE OF THE BOROUGH OF FREEHOLD, COUNTY OF
MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING
TITLE 10 (VEHICLES AND TRAFFIC)**

NOTICE IS HEREBY GIVEN that the forgoing Ordinance was approved for final adoption by the Mayor and Council of the Borough of Freehold at a meeting held on February 7, 2022.

A handwritten signature in black ink, reading "Traci L. Di Benedetto". The signature is written in a cursive, flowing style with a large initial "T".

**TRACI L. DI BENEDETTO
BOROUGH CLERK**