

ORDINANCE NO. 2018-26

**TOWNSHIP OF BLAIRSTOWN
COUNTY OF WARREN
STATE OF NEW JERSEY**

ORDINANCE NO. 2018-26

AN ORDINANCE TO AMEND CHAPTER 184 "VEHICLES AND TRAFFIC" TO ADD A NEW SECTION 184-17 OF THE CODE OF THE TOWNSHIP OF BLAIRSTOWN ENTITLED "COMBAT WOUNDED/PURPLE HEART RECIPIENT PARKING SPACES"

WHEREAS, Chapter 184 of the Township Code regulates vehicles and traffic in the Township, including parking restrictions and regulations; and

WHEREAS, pursuant to N.J.S.A. §39:4-197.5, the Township may establish restricted parking spaces in front of residences; and

WHEREAS, the Township has received a request for a restricted parking space for a Purple Heart recipient to be positioned in front of 34 High Street to accommodate the current resident; and

WHEREAS, the Township Committee has reviewed the request and the current Code and determined that it is necessary to amend the Code to add a new section addressing restricted parking spaces for combat wounded recipients of a Purple Heart commendation; and

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Blairstown, Warren County, New Jersey, that Chapter 184 "Vehicles and Traffic" of the Code of the Township of Blairstown be amended to add Section 184-17 entitled "Combat Wounded/Purple Heart Recipient Parking Spaces" to read as follows:

SECTION 1. Section 184-17 Combat Wounded/Purple Heart Recipient Parking Spaces" shall read as follows:

§184-17 Combat Wounded/Purple Heart Recipient Parking

- A. Purpose. The purpose of this Section is to Supplement Chapter 184 "Vehicles and Traffic" to provide for the creation of restricted parking spaces for Combat Wounded/Purple Heart Recipients if qualified.
- B. Locations. The Mayor and Township Committee of the Township of Blairstown, in order to further promote public safety and welfare within the Township, and to recognize those wounded in combat, create restricted parking spaces for Combat Wounded/Purple Heart Recipients at the following locations:

<u>Quantity</u>	<u>Location</u>
1	34 High Street

- C. Requirements to park in spaces designated for Combat Wounded/Purple Heart Recipient Parking.
 - 1. No person shall park a vehicle in a parking space designated and established for Combat Wounded/Purple Heart Recipient unless they meet the requirements of

paragraph 2 of this subsection. A Combat Wounded/Purple Heart Recipient parking space means an area of a public roadway or public parking lot designated for use by any Combat Wounded/Purple Heart Recipient awarded person as provided for and which is so marked by proper signage and roadway marking.

2. A combat wounded veteran is any person who served for any length of time in any military service branch, who experienced any level of hostility for any duration resulting from offensive, defensive, or friendly fire military action involving real or perceived enemy in any foreign theater and suffered injury or disability from same. A Purple Heart Medal Recipient is any member of the United States Military who has been awarded the Purple Heart Medal.
3. No person shall park a vehicle in any of the designated parking spaces designated as Combat Wounded/Purple Heart Recipient Parking in locations referred to in Subsection B above, unless such person is a Combat Wounded/Purple Heart Recipient designee. Any vehicle parked in a parking space reserved for Combat Wounded/Purple Heart Recipient drivers pursuant to this Chapter, which does not display the official state license plate, or special identification sticker or placard from the Township of Blirstown, is presumed to have parked in such a space unlawfully, and subject to the fines and penalties set forth in this Section.
4. Any person applying for the aforementioned sticker or placard from the Township shall present such documentation as required by the Township Clerk to establish that the individual is a Combat Wounded Veteran and/or has been awarded the Purple Heart Medal. In addition, any applicant must have been honorably discharged from the United States Military. The Township Clerk's Office shall have up to seven (7) days to review and determine if the applicant qualifies as a Combat Wounded Veteran/Purple Heart Recipient designee.

D. Violations. Any person parking in a restricted parking space without a special vehicle identification as set forth in Section C(3) above, shall be liable for a fine up to \$250.00 for the first and subsequent offenses and up to ninety (90) days of community service on such terms and in such form as the Kinnelon Municipal Court shall deem appropriate, or any combination thereof.

All other portions of this Chapter remain unchanged.

SECTION 2. All ordinances or parts of ordinances of the Township of Blirstown inconsistent herewith are repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

SECTION 4. This law shall take effect immediately upon final passage, approval and publication as required by law.

Attest:

Linda Leidner, Clerk

Stephen J. Lance, Mayor

Introduced: November 7, 2018

Motion: Avery

Second: Dalton

Vote: AYE: Avery, Dalton, Waldron, VanValkenburg, Lance

Advertised: November 15, 2018

Adopted: December 12, 2018

Motion: Avery

Second: Dalton

Vote: AYE: Avery, Dalton, Waldron, Van Valkenburg, Lance

Advertised: December 16, 2018