

**COUNCIL OF THE BOROUGH OF PROSPECT PARK  
PASSAIC COUNTY, NEW JERSEY**

**RESOLUTION NO. 2021-133**

**TITLE: RESOLUTION APPROVING AND AUTHORIZING HANDICAP  
PARKING SPACE ADDITIONS**

**WHEREAS**, *N.J.S.A. 39:4-197* confers upon the Borough a right to establish resident handicapped on-street parking in order to preserve and safeguard the public health, safety and welfare; and

**WHEREAS**, pursuant to *N.J.S.A. 39:4-197.5*, any municipality may, by ordinance, resolution or regulation, establish restricted parking spaces in front of residences, schools, hospitals and other public buildings and in shopping and business districts for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles, provided the permitting does not interfere with the normal flow of traffic; and

**WHEREAS**, the Mayor and Borough Council of the Borough of Prospect Park adopted Chapter 84 of the Code of Prospect Park, Section 84-42 entitled "Restriction of Spaces" which designates restricted parking spaces for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles; and

**WHEREAS**, by way of Ordinance No. 2019-2, the Mayor and Council adopted an ordinance establishing procedures for the application, review and approval of on-street handicapped parking and time limit parking in the Borough of Prospect Park which permits the issuance of handicapped parking spaces upon recommendation of a Parking Review Committee made up of the Borough Administrator, the Chief of Police, or his designee and the Director of Public Works and passage of a Resolution of the Borough Council of the Borough of Prospect Park; and

**WHEREAS**, the Borough received a request for a designated handicapped space to be located at 70 Brown Avenue (Specific) and 12 Struyk Ave (Specific) and

**WHEREAS**, the Parking Review Committee has reviewed the request for a handicapped parking space to be located at 70 Brown Avenue (Specific) and 12 Struyk Ave (Specific) and has reported that it recommends that it be granted; and

**WHEREAS**, the Mayor and Borough Council of the Borough of Prospect Park deem it in the best interest of the Borough designate a restricted parking space for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles to be located at 70 Brown Avenue (Specific) and 12 Struyk Ave (Specific) and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Borough Council of the Borough of Prospect Park in the County of Passaic in the State of New Jersey, hereby approves the following location to be designated as a handicap parking space for the use of persons who

have been issued a windshield placard or wheelchair symbol license plate by the Division of Motor Vehicles. No other persons shall be permitted to park in the following location:

Name of Street	Location
Dominick Perez 70 Brown Avenue	Upgrade sign already in place <b>specific</b>
Alba Ramos 12 Struyk Ave	Sign is in place upgrade to <b>specific</b>

**BE IT FURTHER RESOLVED** by the Council of the Borough of Prospect Park that any person parking a motor vehicle in the restricted handicap spaces designated by the Borough without a special vehicle identification card shall be liable for a penalty as provided in N.J.S.A 39:4-197; and

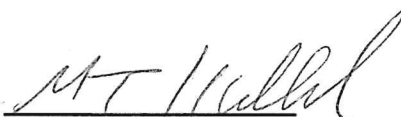
**BE IT FURTHER RESOLVED** by the Council of the Borough of Prospect Park that all Borough officials shall take all necessary actions to in order to effectuate the within Resolution, including but not limited to the installation of signs in the above designated areas; and

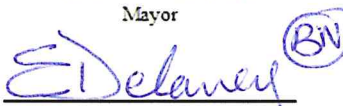
**BE IT FURTHER RESOLVED** by the Council of the Borough of Prospect Park that pursuant to Ordinance No. 2019-2, the Borough Administrator shall include the within designated handicapped parking space in an Ordinance to be adopted semi-annually by the Council.

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I hereby certify that this resolution, consisting of 2 page(s) was adopted at a meeting of the Borough Council of the Borough of Prospect Park, held this 16th day of August 2021.

	Moved	Second	Ayes	Nays	Abstain	Absent
Ortiz	✓		✓			
Artis						✓
Hussain			✓			
Matari						✓
Perez			✓			
Shah		✓	✓			

  
 Mohamed T. Khairullah  
 Mayor

 (BIV)  
 Erin Delaney, MPA, RMC  
 Municipal Clerk