

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

RESOLUTION NO. 2021-39

**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 246 N-7th Street (Specific); 104 N-16th Street (Specific) and

WHEREAS, the Parking Review Committee has reviewed the request for a handicapped parking space to be located at 246 N-7th Street (Specific); 104 N-16th Street (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 246 N-7th Street (Specific); 104 N-16th Street (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
Mohamed Jello 246 N-7th Street	North 7 th Street Beginning at a point on the Southern side of North 7 th Street, 136 feet West of the corner of Fairview Avenue and extending 20 West. SPECIFIC
Annette Gutierrez 104 N-16th Street	North 16 th Street Beginning at a point on the Southern side of North 16 th Street, 73 feet West of the corner of Kenneth Avenue and extending 20 West. SPECIFIC


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

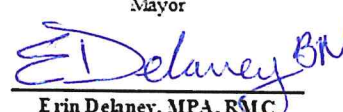
BE IT FURTHER RESOLVED by the Council of the Borough of Prospect Park that all Borough officials shall take all necessary actions to in order to effectuate the within Resolution, including but not limited to the installation of signs in the above designated areas; and

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.

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 22nd day of February 2021.

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


 Mohamed T. Khairullah
 Mayor


 Erin Delaney, MPA, RMC
 Municipal Clerk