

**ORDINANCE NO. 1-16 AN ORDINANCE TO AUGMENT CHAPTER 84, VEHICLES AND TRAFFIC, SECTION 4.1, APPLICATION OF PROVISIONS TO SEMIPUBLIC AREAS, OF THE CODE OF THE BOROUGH OF KINNELON**

**WHEREAS**, Chapter 84-4.1 of the Code of the Borough of Kinnelon ("Borough") currently provides rules for vehicles and traffic in certain semipublic areas in the Borough of Kinnelon; and

**WHEREAS**, the Borough desires to add Section K regarding 84 Boonton Avenue.

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Borough of Kinnelon, County of Morris, State of New Jersey, Chapter 84-4.1 shall be augmented to include following:

**K. 84 Boonton Ave.** Pursuant to the written consent of HMR Properties, LLC, the provisions of Subtitle 1 of Title 39 of the New Jersey Statutes and, unless otherwise provided herein, all pertinent municipal ordinances are applicable to the semipublic roads, streets, driveways and parking lots at 84 Boonton Avenue (Block 45601, Lot 145), located in the Borough of Kinnelon, County of Morris, as approved by Zoning Board of Adjustment, application #1379, and the following regulations shall be enforceable:

- (1) **Parking.**
  - (a) All vehicles must park in designated areas and between the lines provided.
  - (b) No person shall stop or stand a vehicle upon any of the streets or parts of streets described below in areas covered by other parking restrictions.

NAME OF STREET	SIDES	HOURS	LOCATION
All roads and aisles	Both	All	As indicated on site plan*

\*Editor's Note: Copy of approved site plan for application #1379 is on file with the Zoning Board of Adjustment

- (c) Handicapped parking. All stalls shall be 12 feet wide and signed with the R7-8 and R7-8P (reserved parking sign and penalty plate) in the designated parking areas for persons who have been issued handicapped parking permit by the Division of Motor Vehicles.
- (2) Stop intersections. The following described streets or parts of streets are hereby designated as stop intersections. Stop signs shall be installed as provided therein.

INTERSECTION	STOP SIGN ON
Aisle B and Aisle A	Aisle B

- (3) Speed limits.
  - (a) The speed limit for both directions of traffic in parking (lots) shall be 15 mph.
  - (b) The speed limit for both directions of travel on the following roadways are:

SPEED LIMIT

NAME of STREET	MPH	LIMITS
All roads and aisles	15	Entire Length

- (c) Regulatory and warning signs shall be erected and maintained to effect the above- designated speed limits authorized by the Department of Transportation.
- (4) Tow-away zones. Any vehicle parked or standing as to obstruct or impede a normal flow of traffic, block entrances or exit ways, loading zones, oil fills, any grassy area pedestrian walkway, or present in any way a safety or traffic hazard, may be removed by towing the vehicle at owner's or operator's expense.
- (5) All signs, posts, or other necessary materials must be installed and paid for by HMR Properties, LLC. All signing shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and N.J.S.A. 39:4-183.27.
- (6) Violations and penalties. Unless another penalty is expressly provided for by New Jersey Statute, all municipal ordinances, including 84-2 (Violations and penalties), shall be fully applicable to the semipublic areas at 84 Boonton Avenue.

**SEVERABILITY.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency

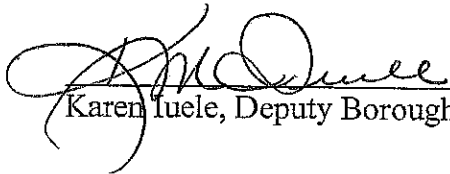
of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**INCONSISTENT ORDINANCES.** Ordinances, resolutions, and regulations or parts of ordinances, resolutions, and regulations inconsistent herewith, are hereby repealed to the extent of such inconsistency.

**EFFECTIVE DATE.** This Ordinance shall take effect upon passage and publication according to law.

ATTEST:

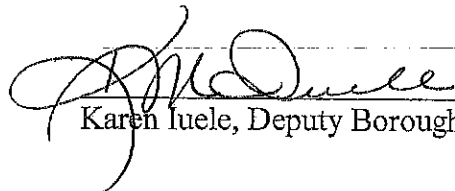
BOROUGH OF KINNELON

  
\_\_\_\_\_  
Karen Iuele, Deputy Borough Clerk

  
\_\_\_\_\_  
Robert Collins, Mayor

**CERTIFICATION**

I, Karen Iuele, Deputy Borough Clerk of the Borough of Kinnelon, County of Morris, State of New Jersey, do hereby certify the foregoing to be a true copy of an Ordinance introduced, read by title and passed on the first reading at a regular meeting of the Borough held on January 21, 2016 and adopted by the Governing Body at a regular meeting of the Borough held on February 18, 2016.

  
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Karen Iuele, Deputy Borough Clerk