

ORDINANCE NO. 1 -2011

**AN ORDINANCE OF THE BOROUGH OF HOPATCONG, COUNTY OF SUSSEX,
STATE OF NEW JERSEY AMENDING SECTION 231-3J OF THE BOROUGH OF
HOPATCONG MUNICIPAL CODE REGARDING WINTER PARKING**

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Hopatcong, County of Sussex, State of New Jersey, that Chapter 231 of the Borough of Hopatcong Municipal Code, entitled "Vehicles and Traffic" and more particularly Subsection 231-3J entitled "Snow emergency: no park areas" is modified as follows:

SECTION I

Section 231-3J is modified to relabel the section and as follows (the remainder of Section 231-3 shall remain as is):

J. No Parking during Snow Events and Snow Emergencies.

(1) During a snow event or snow emergency, no vehicle shall be parked on the pavement of either side of any of the streets and roads or parts thereof of the Borough of Hopatcong.

a. A snow event is defined as any period when snow, freezing rain or similar precipitation has fallen and the accumulation is sufficient to cover a majority of the streets and roads. The snow event shall continue until 4 hours after the roads are cleared.

b. A snow emergency shall occur when a snow emergency is declared by the Administrator, the Police Chief or the DPW Superintendent by any combination of posting on the Borough's Website, posting on the Borough's public notice billboards or using the reverse 911 system. The snow emergency's duration shall be as set forth in the notice.

(2) Snowbound vehicles. Any vehicle in violation of this section which remains parked and snowbound on the pavement of either side of any of the streets and roads or parts thereof, of the Borough of Hopatcong, for more than eight daylight hours after the termination of the snowfall which triggered a snow emergency, may be cleared of snow and towed. All costs related to the clearing of the snow and the towing shall be borne by the owner of the vehicle. For purposes of this section, a vehicle shall be considered to be snowbound if it has not been cleaned of snow or if there is not a minimum of a fifteen-foot width of pavement available for passage of traffic.

(3) Exempted from this section shall be any vehicle bearing a valid handicap plate or displaying a valid handicap placard.

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Borough of Hopatcong held on January 19, 2011 at 7:30 PM and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Borough Council to be held on February 16, 2011, at 7:30 PM, or as soon thereafter as the Borough Council may hear this Ordinance at the Municipal Building, 111 River Styx Road, Hopatcong, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Lorraine E. Stark
Borough Clerk