

O-20-22

03/18/20

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE GENERAL  
ORDINANCES OF THE CITY OF BAYONNE, CHAPTER 7, TRAFFIC**

BE IT ORDAINED, by the Municipal Council of the City of Bayonne, as follows:

Section 1. **That the Revised General Ordinances of the City of Bayonne, CHAPTER 7, TRAFFIC, SECTION 7-18 - PARKING OF TRUCKS, VEHICLES AND TRAILERS, Subsection 7-18.2 - Trucks, Truck Tractors, Trailers, and Commercial Vehicles, Special Regulations, are hereby amended and supplemented as follows (Additions \*\*between asterisks and/or in bold\*\*, deletions {~~within brackets and/or struck through~~):**

**7-18.2 Trucks, Truck Tractors, Trailers, and Commercial Vehicles, Special Regulations.**

- a. *Parking of Truck Tractors, Trailers and Vehicles Exceeding Sixteen Thousand (16,000) pounds, Gross Weight.* No tractor of any gross weight, no trailer of any type whether or not attached to a truck tractor or other type of motor vehicle and no other vehicle exceeding sixteen thousand (16,000) pounds gross weight shall be parked on any public street or in any municipal parking lot except that such a vehicle may park on public streets for the amount of time that is necessary for the operator to load or unload the vehicle in pursuance of the business for which the truck or other type of motor vehicle is used.
- b. *Parking of Vehicles Transporting Certain Goods Regulated.* No person shall park a vehicle used to transport petroleum or petroleum products, fertilizer, garbage or any other refuse or any product or material emitting offensive or obnoxious odors on any public street for any time longer than is necessary for the operator to load or unload the vehicle in pursuance of the business in which the truck is used, except that a vehicle used to transport petroleum or petroleum products may, subject to the other provisions of this chapter or other ordinances, be parked on the street in front of any place of business operated by the owner of the truck during the hours that the owner's establishment is open for business.

~~*f.c. Parking of Commercial Vehicles less than Sixteen Thousand (16,000) pounds.* No person shall park a commercial vehicle on any public street for any time longer than is necessary for the operator to load or unload the commercial vehicle or to provide goods or services in pursuance of the business in which the commercial vehicle is used, except that one (1) commercial vehicle may be parked on a residential lot provided that it is owned and/or operated by the occupant of the residence, and is not prohibited commercial vehicle.~~

~~a. Prohibited commercial vehicles include:~~

~~i. Vehicles in accordance with 17-18.2 (a) and (b);~~

~~ii. Vehicles greater than 21 feet long or 8.5 feet wide or 8 feet wide. Including appurtenances;~~

~~iii. Towing and recovery vehicles;~~

~~iv. Vehicles carrying commercial freight in plain view;~~

- ~~v. Trailers used for transporting equipment, whether attached or unattended to another vehicle;~~
- ~~vi. Vehicles with three (3) or more axles;~~
- ~~vii. Solid waste collection vehicles. Tractors and/or trailers of trucks, dump trucks, cement mixer trucks, construction equipment, or similar such vehicles or equipment;~~
- ~~viii. Food trucks; and~~
- ~~ix. Licensed rental motor vehicles without the issuance of parking decals in a form to be approved by the City of Bayonne.}~~

**\*\*c. *Parking of Commercial Vehicles.***

- 1. Commercial vehicles may be parked on the public streets and in municipal parking lots except as follows:**
  - i. As prohibited by Subsection 17-18.2 (a) and (b) of this Chapter;**
  - ii. As prohibited during certain hours set forth in Subsection 7-18.3 *et seq.* of this Chapter;**
  - iii. No person or entity shall park more than one (1) commercial vehicle registered to the same individual, partnership, LLC, corporation or other entity, or used in connection with the same business, on the public streets or in a municipal parking lot, except that multiple vehicles registered to the same individual, partnership, LLC, corporation or other entity, or used in connection with the same business, may park on the public streets for the amount of time that is necessary for the operator to load or unload the vehicle, to make pick-ups or deliveries or to perform other services in the regular course of the business to which the owner of the vehicle is engaged, and for such time as it takes to perform such services.**
- 2. For purposes of this Subsection, commercial vehicle shall be defined as any vehicle, regardless of gross vehicle weight, which is used for commercial purposes. A vehicle is deemed to be used for commercial purposes if it (i) bears license plate designation such as Omnibus, Limousine, School Vehicle Type I, School Vehicle Type II, Commercial, Construction, Farmer, Commuter Van, In-Transit Empty; or (ii) has lettering, advertising, or other markings upon the vehicle which indicate that it is used for commercial purposes, such as providing goods or services or transportation for hire.\*\***
- d. *Exceptions.* Unless otherwise prohibited by rule, ordinance, statute or other law, truck tractors, trailers and vehicles exceeding sixteen thousand (16,000) pounds, gross weight are permitted to park on the following streets or parts thereof upon obtaining a yearly parking decal, which shall be permanently affixed to the driver's side door of the vehicle. The Director of Public Safety or his designee shall issue parking decals in a form to be approved. There shall be no fee for issuance of a parking decal to residents of the City of**

Bayonne. In the case of nonresidents, an annual fee of five hundred (\$500.00) dollars shall be paid by each permittee for each decal issued. Decals shall be renewed on an annual basis on or before January 31 of each prospective year. The decal shall not be transferrable. Permit fees shall not be pro-rated.

**Section 2.** If any section, paragraph provision of this Ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the remaining sections, paragraphs or provisions of this Ordinance, which shall otherwise remain in full force and effect.

**Section 3.** This Ordinance shall take effect upon final passage and publication as required by law.

**Section 4.** All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

### **7-18.3 No Overnight Parking of Commercial Vehicles on Public Streets in Residential and Commercial Zones.**

*(no change)*

c. *Exceptions.* The following shall be exceptions to the hour limitations of paragraph a. of this subsection. All other parking restrictions and requirements will still apply:

1. Commercial vehicles may be parked on those public streets and areas designated to trucks and tractor parking in Schedule 7-18.2{e } \*\*d\*\*., provided a valid parking decal is displayed in such commercial vehicle in accordance with Section 7-18.2{e } \*\*d\*\*., without being subject to the hour limitations of paragraph a. of this subsection.